

JOURNAL
of the
SENATE OF THE
THIRTEENTH LEGISLATURE
of the
STATE OF HAWAII

Regular Session of 1986

Convened Wednesday, January 15, 1986
Adjourned Wednesday, April 23, 1986

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Twelfth	Cobb, Steve (D)	The Senate State Capitol Honolulu, Hawaii 96813
Thirteenth	Kobayashi, Bertrand (D)	The Senate State Capitol Honolulu, Hawaii 96813
Fourteenth	Kobayashi, Ann (R)	The Senate State Capitol Honolulu, Hawaii 96813

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Eighteenth	Holt, Milton, A.I. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Nineteenth	Kawasaki, Duke T. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twentieth	Wong, Richard S.H. (D)	The Senate State Capitol Honolulu, Hawaii 96813
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Twenty-Second	Kuroda, Joseph T. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Third	Young, Patsy K. (D)	The Senate State Capitol Honolulu, Hawaii 96813
Twenty-Fourth	Aki, James (D)	The Senate State Capitol Honolulu, Hawaii 96813
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THIRTEENTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 1986**



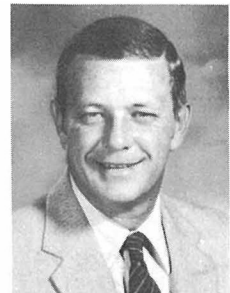
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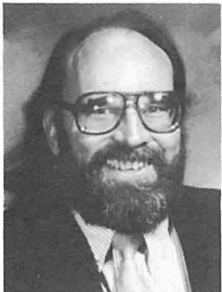
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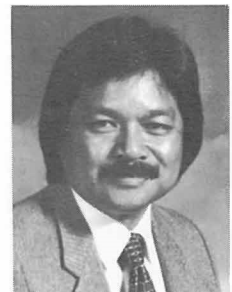
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15th Senatorial District



MALAMA SOLOMON
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CHARLES T. TOGUCHI
8th Senatorial District
Chairman: Education



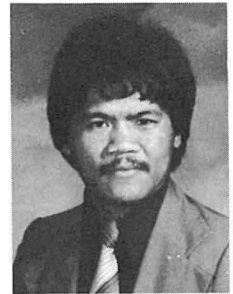
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4th Senatorial District
Chairman: Ways and Means



TIMOTHY DAVID WOO, JR.
Clerk



RICHARD K. PERKINS
Assistant Clerk



BIENVENIDO C. VILLAFLO
Sergeant-at-Arms

TABLE OF CONTENTS

	PAGE
First Day, Wednesday, January 15, 1986	1
Second Day, Thursday, January 16, 1986	5
Third Day, Friday, January 17, 1986	6
Fourth Day, Monday, January 20, 1986	16
Fifth Day, Tuesday, January 21, 1986	19
Sixth Day, Wednesday, January 22, 1986	29
Seventh Day, Thursday, January 23, 1986	32
Eighth Day, Friday, January 24, 1986	35
Ninth Day, Monday, January 27, 1986	44
Tenth Day, Tuesday, January 28, 1986	52
Eleventh Day, Wednesday, January 29, 1986	59
Twelfth Day, Thursday, January 30, 1986	68
Thirteenth Day, Friday, January 31, 1986	80
Fourteenth Day, Monday, February 3, 1986	110
Fifteenth Day, Tuesday, February 4, 1986	125
Sixteenth Day, Wednesday, February 5, 1986	128
Seventeenth Day, Thursday, February 6, 1986	129
Eighteenth Day, Friday, February 7, 1986	131
Nineteenth Day, Monday, February 10, 1986	133
Twentieth Day, Tuesday, February 11, 1986	136
Twenty-First Day, Thursday, February 20, 1986	137
Twenty-Second Day, Friday, February 21, 1986	146
Twenty-Third Day, Monday, February 24, 1986	164
Twenty-Fourth Day, Tuesday, February 25, 1986	168
Twenty-Fifth Day, Wednesday, February 26, 1986	174
Twenty-Sixth Day, Thursday, February 27, 1986	176
Twenty-Seventh Day, Friday, February 28, 1986	186
Twenty-Eighth Day, Monday, March 3, 1986	193
Twenty-Ninth Day, Tuesday, March 4, 1986	218
Thirtieth Day, Wednesday, March 5, 1986	225
Thirty-First Day, Thursday, March 6, 1986	285
Thirty-Second Day, Friday, March 7, 1986	286
Thirty-Third Day, Monday, March 10, 1986	290
Thirty-Fourth Day, Tuesday, March 11, 1986	293
Thirty-Fifth Day, Wednesday, March 12, 1986	296
Thirty-Sixth Day, Thursday, March 13, 1986	302
Thirty-Seventh Day, Friday, March 14, 1986	303
Thirty-Eighth Day, Monday, March 17, 1986	307
Thirty-Ninth Day, Tuesday, March 18, 1986	316
Fortieth Day, Wednesday, March 19, 1986	319
Forty-First Day, Thursday, March 20, 1986	331
Forty-Second Day, Friday, March 21, 1986	334
Forty-Third Day, Monday, March 24, 1986	338
Forty-Fourth Day, Tuesday, March 25, 1986	341
Forty-Fifth Day, Thursday, March 27, 1986	351
Forty-Sixth Day, Monday, March 31, 1986	378
Forty-Seventh Day, Tuesday, April 1, 1986	405
Forty-Eighth Day, Wednesday, April 2, 1986	411
Forty-Ninth Day, Thursday, April 3, 1986	414
Fiftieth Day, Friday, April 4, 1986	429
Fifty-First Day, Monday, April 7, 1986	443
Fifty-Second Day, Tuesday, April 8, 1986	450
Fifty-Third Day, Wednesday, April 9, 1986	471
Fifty-Fourth Day, Thursday, April 10, 1986	483
Fifty-Fifth Day, Friday, April 11, 1986	495
Fifty-Sixth Day, Monday, April 14, 1986	505
Fifty-Seventh Day, Tuesday, April 15, 1986	518
Fifty-Eighth Day, Wednesday, April 16, 1986	543
Fifty-Ninth Day, Thursday, April 17, 1986	567
Sixtieth Day, Friday, April 18, 1986	581
Sixty-First Day, Monday, April 21, 1986	603
Sixty-Second Day, Tuesday, April 22, 1986	619
Sixty-Third Day, Wednesday, April 23, 1986	629

Note: Five-day recess held on February 12, 13, 14, 18 and 19, 1986.

	PAGE
Communications received after adjournment:	
Governor's Messages	675
House Communications	696
Appendix:	
Rules of the Senate	697
Conference Committee Reports.	719
Standing Committee Reports	777
History:	
Senate Bills	1314
Senate Concurrent Resolutions	1638
Senate Resolutions	1660
House Bills	1687
House Concurrent Resolutions	1757

THE
THIRTEENTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 1986
JOURNAL OF THE SENATE

FIRST DAY

Wednesday, January 15, 1986

In accordance with the provisions of Section 10 of Article III of the Constitution of the State of Hawaii, the Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, was called to order at 10:00 o'clock a.m., with the Honorable Richard S.H. Wong, President of the Senate.

At this time, the members of the Senate, their guests, and the audience rose to sing the National Anthem followed by the state song — "Hawaii Pono!" — led by Mr. Al Harrington, Mr. Clayton Naluai and Mr. Al Naluai.

The President then appointed Senators Hagino, McMurdo and George to escort the Reverend John B. Connell of St. Barnabas' Episcopal Church, Ewa Beach, to the rostrum for the invocation.

The Committee of Senators escorted Reverend Connell to the rostrum and was discharged with thanks.

The Divine Blessing was then invoked by the Reverend John B. Connell.

The Roll was then called showing all Senators present.

The President, at this time, made the following remarks:

"Members of the Senate, ladies and gentlemen, before proceeding with the opening day remarks by the Chair, with your indulgence, I would like to take one or two minutes of your time.

"This past July a great supporter of mine, my mom, passed on. In our discussions prior to her death, one of the things she said was: 'Son, when it comes to (opening day) 1986, would you do me the honor of introducing the parents of the Senators who are present in the body.' I would now like to take the opportunity to honor those parents who are here today. For those that were not able to be here, I extend my love and Aloha."

The following parents were introduced and presented with leis: Mrs. Vera Abercrombie, mother of Senator Neil Abercrombie; Mr. Bobby Hoo Kin Chang and

Mrs. Ethel Chang, parents of Senator Anthony Chang; Mr. Billy Fernandes and Mrs. Evelyn Fernandes, parents of Senator Lehua Fernandes Salling; Mr. Masao Hagino and Mrs. Lynnette Hagino, parents of Senator Gerald Hagino; Mr. Charlie Holt and Mrs. Kalei Holt, parents of Senator Milton Holt; Mr. Goichi Kobayashi and Mrs. Yaeko Kobayashi, parents of Senator Bertrand Kobayashi; Mrs. Alice Soares, mother of Senator Buddy Soares; Mr. Randy Solomon and Mrs. Flora Solomon, parents of Senator Malama Solomon; and Mrs. Lee Ann Cobb, step-mother of Senator Steve Cobb.

The President then addressed the members of the Senate and guests as follows:

"Governor Ariyoshi, Lieutenant Governor Waihee, Congressmen Akaka and Heftel, Mayors Carpenter, Fasi and Tavares, distinguished guests, fellow Senators, ladies and gentlemen — I wish you all good morning and Aloha.

"Today marks the opening of another legislative session. It is a day of festivities. It is a time of high hopes and expectations. Among the members of the Senate, I feel a mood of eagerness to move forward and face the challenges awaiting us.

"I am greatly encouraged by this spirit and I look forward to a creative and productive session.

"As President of the Senate, I am afforded this opportunity to make a few remarks about the major issues which will be before us this legislative session.

"This time I want to depart a bit from the usual routine. We all know what the major issues are — workers' compensation, land and water use, tort reform, education, health care, crime and so on. Legislation covering these issues will be taken up over the next several weeks. We will have to face these issues, hopefully in a creative, fair and compassionate manner.

"Today, instead of reciting a litany of issues, I want to take this opportunity to share with you a dream that I have, a dream for Hawaii's future.

"Many years ago, a small frail man in India said, 'I have a dream!' The dream was India's independence and that dream united millions of Indians against the British Empire. That dream became a reality. His name was Mahatma Gandhi.

"A few years later, another man said, 'I have a dream!' His dream was to instill self-respect, self-confidence and equal opportunity to what was then a downtrodden black American minority race. His dream is now becoming a reality. His name was Martin Luther King Jr.

"My dream is perhaps not as noble or elevated as Gandhi's or King's. My dream is not even original with me. My dream is one that has been expressed by many people before me. Prominent among those have been Governor George Ariyoshi and Victor Li of the East-West Center, among many others.

"I confess, in the past, when these people were expressing this dream, I did not fully recognize or share it.

"It was only in recent months that I recognized the wisdom and the promise of their dream.

"What is this dream?

"It is the dream of the future. The dream of the great growth and promise of the Pacific Region. The dream of Hawaii's role in the Pacific Region's future.

"Briefly, let's look at the big picture.

"We sit in the middle of an area called the Pacific Region. It stretches from Alaska to Australia, from California to China. This vast ocean area has the resource potential to meet the world's need for water, food, energy and minerals for centuries to come. The center of the world's focus on international trade has shifted from the Atlantic to the Pacific. Everybody knows of the phenomenal economic growth of Japan — now closely followed by the so-called 'Little Dragons' — South Korea, Taiwan, Hong Kong and Singapore. More recently, other Asian nations such as Indonesia and Malaysia are also emerging as developing economic powers.

"China — with its one billion population and great quantities of natural resources — is widely considered as the next emerging economic superpower.

"Dramatic changes are occurring in our sister island groups throughout the Pacific. Our Micronesian neighbors are moving into a new free association relationship with the United States. The new independent nations of the South Pacific are experiencing great cultural, social and economic change.

"In terms of world trade, in terms of potential for growth, in terms of natural resources, in terms of market potential — the Pacific Region is where it's at.

"Going from the big picture, let's focus in on Hawaii and take a look at the small picture. Where do we fit in? How do we go about playing a significant role in this vast area of resources, this Pacific Region? How can we be a catalyst for a peaceful reaction that will mold the future of mankind?

"That is my dream.

"Many of you may think this dream is unrealistic. That it is too big, too ambitious.

"I respectfully disagree.

"I think the dream of Hawaii in a leadership role in the Pacific Region is an attainable goal. But, to make the dream come true will take our dedication, our commitment, our perseverance.

"We have some advantages that we have to build upon.

"Hawaii — with our mid-Pacific location, our historic and cultural ties to Asia and to the other Pacific Islands — is in a very advantageous position to be on the leading edge of the great changes which will be taking place here in the Pacific Region. But we need to actively work at maximizing our advantages.

"Therefore, I would like to propose for consideration by the Legislature the following courses of action:

- We need to position ourselves as an international financial and banking center. As examples, I see a potential in off-shore banking and in the so-called 'captive' insurance activities. Other states — such as California — are actively promoting themselves. We should do so also.
- We need to promote Hawaii as a regional corporate headquarters, both for American companies doing business in Asia and the Pacific and for companies from Asia and the Pacific doing business in the United States. This is one of the underlying concepts behind the proposed Aloha Tower World Trade Center which, hopefully, is moving forward.
- We need to promote Hawaii as a sort of midway center for East-West business meetings, a place where deals are negotiated and settled. We know Hawaii is an attractive tourist site; we need to make it more of an attractive business meeting site. To achieve this, we must strengthen our

telecommunications capabilities, our translating capabilities, and other aspects of our infrastructure.

- We need to seek ways to actively export our business and technical expertise to the emerging nations of Asia and the Pacific Islands. We have a large pool of know-how and expertise that can be made available. I don't think we fully recognize the fact that there are quite a number of internationally-recognized authorities here in Hawaii. We can become international consultants in many different areas — tourism, tropical agriculture, geothermal and ocean thermal energy, water desalinization, and so on.
- We need to do more to help small and medium size businesses take advantage of the opportunities available in international trade. We can't sit back and expect the world to come to us — we have to go out into the world and hustle. Our efforts in this area ties in with the overall interest the Legislature has in helping small and medium size businesses.
- We need to develop our potential in fisheries, aquaculture, ocean and marine resources, and other related fields. We are on the leading edge in many of these areas and we need to capitalize more on our strengths. I am greatly encouraged by recent developments in abalone, shrimp, oyster and spirulina growing technology; and I would like to see more legislative support in this area. The ocean is our hope for feeding the growing population of the world. It is the hope of nations like India, where the net population increase is more than 1,250,000 persons every month.
- We need to strengthen our education system — to make our young people more internationally minded, to make them familiar with the history, culture and languages of our Pacific neighbors. Our efforts have been lacking. For example, Australia — with a population of 15 million — has more people studying the Japanese language than the entire United States. I am encouraged by the recent remarks made by the superintendent of education for strengthening internationally oriented education in our schools; his efforts deserve to be encouraged. Also, I am pleased to note new degree programs at the University of Hawaii such as the International Studies Program which will prepare students for careers in Pacific rim countries and Asia. The Legislature should encourage these

developments in our educational system. Our kids have the ability and the talent — I want to be sure that they are ready to take advantage of all the future opportunities that are unfolding.

"This is an important point that bears repeating. I want our people to be prepared to take an active role in the Pacific Region. They are one of the greatest resources that we have in Hawaii, a resource nobody else has. Hawaii's people — raised in a multi-cultural, multi-ethnic society, nurtured in the Aloha spirit of sharing, trusting and loving — are the best diplomats, best loved people in the world.

"Go anywhere in the world and you will see this is true. Whether you're in Newport or New York or New Delhi, when people learn you're from Hawaii, they tend to be friendlier. They want to share — if only vicariously — our Aloha spirit.

"My dream is for us to communicate with the rest of the Pacific Region our Aloha spirit, our goal of peace and progress through the sharing of our technology and expertise, our export products, our beautiful Islands.

"It is a goal worth seeking, a dream worth dreaming.

"Eighty-five years ago, John Hay, the American secretary of state, remarked: 'The Mediterranean is the ocean of the past, the Atlantic the ocean of the present, the Pacific the ocean of the future.'

"The future is now. Since 1900, America's population and trade has shifted from the eastern part of the country towards the west. Our nation is part of a Pacific Ocean community that includes 43% of the world's people with a \$3 trillion market growing at the rate of \$3 billion a week.

"Hawaii is right in the center of all this.

"This is where the action is.

"The dynamics, the potential of it all is fantastic.

"I'm very excited about the prospects and I want to be sure that Hawaii is in the forefront of the new developments which will be coming. I don't want us to be left behind.

"The opportunity is there.

"The dream is there.

"The whole idea behind this dream is the fostering of peace throughout the Pacific Region and throughout the world through

sharing, understanding, trusting, helping and loving. This is a dream worth living and striving for.

"I want this dream to become a part of you — to have it challenge, excite and motivate you.

"I look forward to the day when — hopefully — the dream becomes a reality — when we will be able to see the reality with our eyes and feel the satisfaction of knowing the dream has been fulfilled.

"Mahalo!"

Senator Richard Henderson, minority leader of the Senate Republicans, then responded with the following remarks:

"Governor Ariyoshi, Mr. President, colleagues, friends and guests.

"We Republicans believe that there are a number of crucial matters of profound public concern which we must address over the next 60 days of this session.

"And these issues are not labeled Republican or Democrat ... they are matters of concern to all of us

"And that's how we Republicans intend to approach all matters that come before us this session. Mr. President, we intend to work with you and the Majority, on a bi-partisan basis, so that the people of Hawaii can be assured that the Senate intends to make substantial progress on the wide range of problems facing us.

"We believe that we must continue the work begun last session in taking steps to eliminate the widespread perception that a poor business climate exists in this state. We need to adopt reform to workers' comp, unemployment insurance, our tax laws, and other measures that, by their very adoption will change the perception of our negative business climate.

"We must also come to grips with the problem of liability insurance ... its cost and availability which has adversely impacted ... not only our business community, but individuals, and the state and county governments as well.

"We are of the conviction that the highest priority must be given to the raising of the level of support of our public educational institutions in order to reverse a disturbing decline in the real resources made available to the Board of Education and the Board of Regents of the University of Hawaii, in recent years.

"We need to, once and for all, resolve the matter of a hotel room tax, a proposal we Republicans believe needs approval with

appropriate conditions regarding the use of the funds produced by this levy.

"These are but a few matters we must act on this session. There are many more.

"I want to assure you, Mr. President, and all my colleagues in this chamber that we Republicans are fully prepared to roll up our sleeves and work with you to take care of the many pressing matters we will face in carrying out the people's business this session.

"Thank you very much."

The Chair then introduced the following and remarked:

"At this time, ladies and gentlemen, they don't expect it but I would like to recognize some close friends of mine who have been with me for many years. I appreciate their coming to share their talents with us and would like to introduce them — Al Harrington, Clay and Al Naluai, and Zoulou.

"And before we let the entertainment roll, I would like to express special thanks to a longtime friend of mine, Mr. Larry Mehau."

At 10:34 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock noon.

HOUSE COMMUNICATION

Hse. Com. No. 1, transmitting House Concurrent Resolution No. 1, which was adopted by the House of Representatives on January 15, 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. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was adopted.

The President extended appreciation and thanks to the Opening Day entertainers: Al Harrington, Clay and Al Naluai, Zoulou, Jay Larrin, Ikona — Ledward Kaapane, Alike Odom and Ryan Pang — Bla Pahinui, Dennis Pavao, Bernard Kalua, Gary Shimabukuro and accompanists.

ADJOURNMENT

At 12:04 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., Thursday, January 16, 1986, in memory of the late Dr. Martin Luther King, Jr.

SECOND DAY

Thursday, January 16, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:35 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Dennis Lovin, Captain, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senator Henderson who was excused.

The President announced that he had read and approved the Journal of the First Day.

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

Senator Hee introduced Mr. Clarence Twilley and Dr. Sue Sullivan, and remarked, "Mr. President and members of this august body, we have this morning two visitors working on Molokai and who live in the mainland United States. Specifically, they're from Kentland, Indiana. They go to Molokai once a year during the winter to develop a hybrid feed corn — a high-tech industry — which contributes a lot to the economy of that island, as well as to Maui and Kauai. Mr. Clarence Twilley and Dr. Sue Sullivan took the day off to visit the Capitol. I think I can speak for them to the Senate Chairman on Tourism, with some degree of confidence, that the convention center should not be on Molokai."

Senator Holt introduced Mr. John Cluney and a group of police officers.

Senator Kawasaki introduced Mr. Yataro Kubota, and remarked, "He's known as 'Mr. Elderly Democrat' and is chief scout for the senior citizens segment of our population. He's sitting in the gallery to observe what mischief takes place on the floor."

SENATE RESOLUTION

S.R. No. 1, entitled: "SENATE RESOLUTION COMMEMORATING THE BIRTHDAY OF MARTIN LUTHER KING, JR.," was offered by Senators Wong, Cayetano, Cobb, Matsuura, Toguchi, Machida, McMurdo, Chang, Holt, Yamasaki, B. Kobayashi, Mizuguchi, Soares, Abercrombie, Hee, Hagino, Solomon, Fernandes Salling, Kuroda, Young, Henderson, A. Kobayashi, Kawasaki, George, and Aki, and was read by the Clerk.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 1 was adopted.

The Chair then made the following announcements:

"Members of the Senate, my first announcement is that bill introduction will begin today. When taking your bills to the Clerk's office, please submit the original and three conformed copies. Let me repeat, please submit the original and three conformed copies. Also, please remember that the cut-off date for bill introduction is Friday, January 31st."

"Second, all bills returned to the Senate Clerk at the conclusion of the 1985 Legislative Session are referred to the same committee where they were last. The referrals of all holdover bills remain the same as last year."

ADJOURNMENT

At 11:46 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 17, 1986.

THIRD DAY

Friday, January 17, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Father Francis Xavier Dennehy of the Cathedral of Our Lady of Peace, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 1 to 69) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 1, informing the Senate that he appointed David Ige (43rd district) and Jake Manegdeg (40th district) to the House of Representatives to fill the unexpired terms of Arnold Morgado Jr., and Donna Mercado Kim, respectively, pursuant to Sec. 17-4, HRS, was placed on file.

Gov. Msg. No. 2, transmitting the State Energy Resources Coordinator 1984 Annual Report, pursuant to Sec. 196-4(11), HRS, was referred to the Committee on Energy.

Gov. Msg. No. 3, transmitting the Annual Report of activities under the Job Training Partnership Act, prepared by the Hawaii Job Training Coordinating Council for the transition year (Oct. 1, 1983 - June 30, 1984), was referred to the Committee on Labor and Employment.

Gov. Msg. No. 4, transmitting a report "1984 Report on Vocational Education," prepared by the State Commission on Manpower and Full Employment, pursuant to Title II, Education Amendments of 1976, P.L. 94-482, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 5, transmitting the 1984-1985 Annual Report, prepared by the Commission on the Handicapped, Department of Health, was referred to the Committee on Human Services.

Gov. Msg. No. 6, transmitting the Hawaii State Veterans Affairs Advisory Council Subcommittee Report, was referred to the Committee on Government Operations.

Gov. Msg. No. 7, transmitting a report, "A Final Status Report on Legislative Bills and Resolutions Affecting the Elderly Introduced at the 1985 Regular Session of the Legislature, State of Hawaii," prepared by the Executive Office on Aging, was

referred to the Committee on Human Services.

Gov. Msg. No. 8, transmitting a report, "Statistics of Hawaiian Agriculture 1984," prepared by the State and U. S. Departments of Agriculture, was referred to the Committee on Agriculture.

Gov. Msg. No. 9, transmitting the following State Functional Plans, pursuant to Chap. 226, HRS, and H.C.R. Nos. 37 and 38 (1985), respectively:

State Agriculture Functional Plan; and

State Education Functional Plan,

was referred to the Committee on Economic Development.

Gov. Msg. No. 10, transmitting the 1984 Annual Report of the Department of Social Services and Housing, pursuant to Sec. 346-5, HRS, was referred to the Committee on Human Services.

Gov. Msg. No. 11, transmitting the "State of Hawaii Ocean Management Plan," prepared by the Department of Planning and Economic Development, was referred to the Committee on Economic Development.

Gov. Msg. No. 12, transmitting the "Final Report of the Governor's Investigatory Panel on Pesticides," was referred to the Committee on Health.

Gov. Msg. No. 13, transmitting the "Findings and Recommendations of the Commission on Child Support Enforcement: A Report to the Governor," pursuant to Executive Order 84-2, was referred to the Committee on Judiciary.

Gov. Msg. No. 14, transmitting the following reports prepared by the Department of Land and Natural Resources:

"Volume 1, Executive Summary, Proposed Demonstration Desalting Plant"; and

"Volume 2, Engineering Report, Proposed Demonstration Desalting Plant," was referred to the Committee on Economic Development.

Gov. Msg. No. 15, transmitting the Annual Report of Deposits and Investments of the State of Hawaii, FY ending June 30, 1985, prepared by the Finance Division, Department of Budget and Finance, was referred to the Committee on Ways and Means.

Gov. Msg. No. 16, transmitting a report prepared by the State Land Use Commission in response to H.R. No. 50 (1985), requesting a review of the Land Use Commission's efforts to comply with the State Planning Act coordination process, was referred to the Committee on Economic Development.

Gov. Msg. No. 17, transmitting reports prepared by the Department of Agriculture in response to the following:

S.R. No. 45 (1985), requesting the Department of Agriculture and the Department of Land and Natural Resources to recommend alternative concepts for the management of the agricultural parks program, was referred to the Committee on Agriculture.

H.R. No. 41 (1985), requesting the Department of Agriculture and the Department of Land and Natural Resources to present a review and update of the agricultural parks program including the appraisal of the agricultural parts action plans and the agricultural parks laws, was referred to the Committee on Agriculture.

Gov. Msg. No. 18, transmitting a report prepared by the Department of Agriculture, pursuant to Sec. 31 of the General Appropriations Act of 1985, requesting a review of the financial assistance for aquaculture program, was referred to the Committee on Agriculture.

Gov. Msg. No. 19, transmitting a report prepared by the Department of Health, pursuant to Act 201 (1982), pertaining to the Agent Orange Program, was referred to the Committee on Health.

Gov. Msg. No. 20, transmitting reports prepared by the Department of Education in response to the following:

General Appropriations Bill (1985), Sec. 102 - Summer Program for the Enhancement of Basic Education (SPEBE);

General Appropriations Bill (1985), Sec. 106 - Reorganization and related position conversions;

General Appropriations Bill (1985), Sec. 108 - Distribution of funds on upgrading and replacing athletic equipment in the high schools;

General Appropriations Bill (1985), Sec. 111 - Alternative plans for the recruitment of teachers in shortage categories;

General Appropriations Bill (1985), Sec. 114 - Revise and update its furniture inventory and submit an expenditure plan for FY 1986-1987;

S.R. No. 6 (1985) - Encourage the use of school facilities for after school care programs and to examine the feasibility of establishing before school care programs for school age children;

S.R. No. 98 (1985) - Review and report on the newswriting and yearbook publications curriculum and programs offered in public secondary schools;

S.R. No. 101 (1985) - Critically examine the apparently adverse impact of the school attendance area designation for the Village Park, Crestview, and Waipio-Gentry subdivisions, specifically, and the Waipahu and Pearl City communities, generally, upon the provision of equal educational opportunities, particularly in the Waipahu educational complex;

S.R. No. 118 (1985) - Together with the Kamehameha Schools, to further establish cooperative programs that utilize the resources of the Kamehameha Schools and the institutional capabilities of the DOE to provide educational opportunities to Hawaiian and part-Hawaiian children and youth; and

H.R. No. 288 (1985) - Conduct a study of the feasibility of allowing tenured teachers to return to college with full pay in order to obtain the necessary credits for certification to teach mathematics or science,

was referred to the Committee on Education.

Gov. Msg. No. 21, transmitting a report prepared by the Department of Budget and Finance in response to S.R. No. 126 (1985), requesting a study of "exempt" employment in the civil service, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 22, transmitting a report on special purpose revenue bonds, issued and outstanding and authorized but unissued as of July 1, 1985, pursuant to Sec. 12, Article VII of the Constitution of the State of Hawaii, was referred to the Committee on Ways and Means.

Gov. Msg. No. 23, transmitting a report prepared by the Department of the Attorney General, Hawaii Criminal Justice Data Center, "Progress Report on the Criminal History Record Checks Program," pursuant to Act 209, SLH 1985, was referred to the Committee on Judiciary.

Gov. Msg. No. 24, transmitting a report prepared by the Department of Accounting and General Services in response to H.R. No. 103 (1985), retrofit of the central air conditioning system of state buildings under DAGS jurisdiction, was referred to the

Committee on Government Operations.

Gov. Msg. No. 25, transmitting a report prepared by the Department of Accounting and General Services in response to S.R. No. 113 (1985), regarding alternate parking for Iolani Palace, was referred to the Committee on Tourism and Recreation.

Gov. Msg. No. 26, transmitting a report prepared by the Department of Accounting and General Services, pursuant to Sec. 211 of Act 300, SLH 1985, workers' compensation paid in lieu of general fund salary, FY 1984-1985, was referred to the Committee on Ways and Means.

Gov. Msg. No. 27, transmitting a report, "Electronic Fund Transfer Crime: An Overview," prepared by the Department of the Attorney General, Hawaii Criminal Justice Data Center, was referred to the Committee on Judiciary.

Gov. Msg. No. 28, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 61 (1985), requesting the department to expand its efforts in restoring and protecting the State's seaweed beds, was referred to the Committee on Economic Development.

Gov. Msg. No. 29, transmitting the Office of Collective Bargaining Annual Report, 1985, pursuant to Chap. 89, HRS, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 30, transmitting a report, "Parenting Leave Study," prepared by the Department of Labor and Industrial Relations in cooperation with the Office of Collective Bargaining, in response to S.R. No. 102 (1985), was referred to the Committee on Labor and Employment.

Gov. Msg. No. 31, transmitting the "Corrections Task Force Report, April 1985," was referred to the Committee on Judiciary.

Gov. Msg. No. 32, transmitting the report of the State Plan Policy Council, "The Hawaii State Plan Revisions Report to the Legislature," pursuant to Chap. 226, HRS, was referred to the Committee on Economic Development.

Gov. Msg. No. 33, transmitting the "Executive Office on Aging's Assessment Report on the Program on Alzheimer's Disease," was referred to the Committee on Human Services.

Gov. Msg. No. 34, transmitting a report prepared by the State Foundation on Culture and the Arts, pursuant to Sec. 154, Act 300 (1985), was referred to the Committee on Ways and Means.

Gov. Msg. No. 35, transmitting the following documents:

The Executive Budget Supplemental (Budget Period 1985-1987), Volumes I and II, pursuant to Sec. 37-69, HRS; and

The Variance Report for Fiscal Years 1985 and 1986, Volumes I and II, pursuant to Sec. 37-75, HRS,

was referred to the Committee on Ways and Means.

Gov. Msg. No. 36, transmitting a draft of a resolution for review of action taken by the Board of Land and Natural Resources on the exchange of public for private land (Mr. and Mrs. Arthur C. Lum, Waimanalo, Oahu), pursuant to Sec. 171-50(c), HRS, was referred to the Committee on Economic Development.

Gov. Msg. No. 37, transmitting a draft of a resolution for review of action taken by the Board of Land and Natural Resources on exchange of public for private land (the Estate of James Campbell, Puna, Hawaii), pursuant to Sec. 171-50(c), HRS, was referred to the Committee on Economic Development.

Gov. Msg. No. 38, transmitting a report of the Surplus Property Management Program, prepared by the Department of Accounting and General Services, pursuant to Sec. 213, Act 300 (1985), was referred to the Committee on Ways and Means.

Gov. Msg. No. 39, transmitting a report prepared by the Department of Agriculture, in response to H.R. No. 242 (1985), requesting a demonstration of the source of pesticide contamination of Maui wells, was referred to the Committee on Agriculture.

Gov. Msg. No. 40, transmitting a report prepared by the Board of Trustees of the Hawaii Public Employees Health Fund in response to S.R. No. 92 (1985), requesting a study on the feasibility of authorizing the state and counties to establish cafeteria benefit plans, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 41, transmitting reports prepared by the Department of Education in response to the following:

General Appropriations Bill, Sec. 98 - Requiring an evaluation of the Early Provisions for School Success (EPSS) program; and

HRS 296-11 - "Student Achievement Report: Low Achievers,"

was referred to the Committee on Education.

Gov. Msg. No. 42, transmitting reports prepared by the Department of Transportation in response to the following:

S.R. No. 109 (1985) - Requesting a study to implement a change in school hours to reduce peak hour traffic congestion;

S.R. No. 133 (1985) - Requesting directional signs for the Bishop Museum;

H.R. No. 103 (1985) - Requesting a report on the retrofit of the central air-conditioning systems of state buildings;

H.R. No. 160 (1985) - Requesting a progress report on the implementation of the Kewalo Basin Task Force's recommendations; and

H.R. No. 274 (1971) - Requesting annual evaluation reports on driver education and training program,

was referred to the Committee on Transportation.

Gov. Msg. No. 43, transmitting the "Report of the Public Utilities Commission on a Plan to Complete Major Utility Rate Cases Within the Statutory Nine Month Period," pursuant to Sec. 186, Act 300 (1985), was referred to the Committee on Ways and Means.

Gov. Msg. No. 44, transmitting reports prepared by the Department of Health as follows:

Annual Report of the Dental Health Division;

Priority Implementation Annual Report, 1983-1985, of the State Planning Council on Developmental Disabilities;

Report on the Study on Compulsive Gambling and Its Treatment, in response to H.R. No. 279 (1985);

Annual Report on the State Plan for Substance Abuse, pursuant to HRS 321-195; and

Annual Report of the Hawaii Advisory Commission on Drug Abuse and Controlled Substances, pursuant to HRS 329-3,

was referred to the Committee on Health.

Gov. Msg. No. 45, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 155 (1985), requesting a study to determine methods to control the growth of and to eliminate potentially dangerous stands of molucca albizia in the state, was referred to the Committee on Economic Development.

Gov. Msg. No. 46, transmitting the 1985 Annual Report of the Design Professional Conciliation Panel, pursuant to Sec. 672-12, HRS, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 47, transmitting the Fourth Annual Report of the Compliance Resolution Fund (CRF), pursuant to Act 60, SLH 1982, covering the activities of the Regulated Industries Complaints Office, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 48, transmitting the "Annual Report, Fiscal Year 1984-85, Hawaii Public Broadcasting Authority," pursuant to Sec. 314-12, HRS, was referred to the Committee on Education.

Gov. Msg. No. 49, transmitting a report, "Hawaii State Income Tax Benefits for Taxpayers Over 65," (January 1, 1985 to December 31, 1985), prepared by the Executive Office on Aging, was referred to the Committee on Human Services.

Gov. Msg. No. 50, transmitting the "1984-1985 Annual Report, Hawaii Community Development Authority," was referred to the Committee on Housing and Community Development.

Gov. Msg. No. 51, transmitting a report prepared by the Public Utilities Commission in response to S.R. No. 64 (1985), requesting a study on telephone lifeline service and its impact on the elderly, handicapped and persons of limited income, was referred to the Committee on Economic Development.

Gov. Msg. No. 52, transmitting the Final Compensation Plan for blue and white collar classes, pursuant to Sec. 77-4 and 77-5, HRS, as amended, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 53, transmitting the 1985 Annual Report of the Research Corporation of the University of Hawaii, pursuant to Sec. 307-6, HRS, was referred to the Committee on Higher Education.

Gov. Msg. No. 54, transmitting a report prepared by the Department of Planning and Economic Development in response to S.R. No. 140 (1985), requesting the DPED to expedite geothermal development, was referred to the Committee on Energy.

Gov. Msg. No. 55, transmitting a report, "Interim Study on Methods to Simplify Condominium Public Reports," prepared by the Real Estate Commission with the Hawaii Association of Realtors and Hawaii State Bar Association, in response to S.R. No. 156 (1985), was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 56, transmitting the Third Annual Report on the Nursing Home Without Walls Demonstration Project, prepared by the Department of Social Services and Housing, pursuant to Sec. 6, Act 207, SLH 1985, was referred to the Committee on Human Services.

Gov. Msg. No. 57, transmitting a report prepared by the Department of Social Services and Housing in response to H.R. No. 77 (1985), urging the Corrections Division of the Department of Social Services and Housing to utilize retired educators in prison education programs, was referred to the Committee on Judiciary.

Gov. Msg. No. 58, transmitting the "Report of Findings on Adjustments to the Compensation Plan," prepared by the Public Employees Compensation Appeals Board, pursuant to Act 121, SLH 1963, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 59, transmitting the survey report, "Pay Rates in Hawaii," September 1985, prepared by the Research Department, Hawaii Employers Council, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 60, transmitting a report, "Crime Trends in Hawaii, Eighth Month Report, 1985," prepared by the Hawaii Criminal Justice Data Center, Department of the Attorney General, was referred to the Committee on Judiciary.

Gov. Msg. No. 61, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 62 (1985), urging the state to assist Hawaiian Tuna Packers to continue operations in this state, was referred to the Committee on Economic Development.

Gov. Msg. No. 62, transmitting the "Criminal Injuries Compensation Commission Eighteenth Annual Report, 1985," pursuant to Chap. 351, HRS, was referred to the Committee on Ways and Means.

Gov. Msg. No. 63, transmitting the following reports prepared by the Department of Social Services and Housing:

"Reorganization Plans for the Child Protective Services (CRS) Units" (Oahu, Maui, Kauai, and Hawaii Branches), pursuant to Sec. 83, Act 300, SLH 1985;

"Study on Fee-for-Service Medical Services at all Hawaii State Correctional Facilities," pursuant to Act 300, State Budget General Appropriation Act, Part III, Sec. 177;

"Feasibility Study on Energy

Conservation Measures at Hawaii State Correctional Facilities," pursuant to Act 300, State Budget General Appropriation Act, Part III, Sec 172;

"Review of the Adult Corrections Officer Training Program," pursuant to Act 300, State Budget General Appropriation Act, Sec. 175;

"Overtime Costs in the Corrections Division," pursuant to Act 300, State Budget General Appropriation Act, Part III, Sec. 173; and

"Department of Social Services and Housing Transfer of Funds," pursuant to Sec. 95, Act 301, 1985,

was referred to the Committee on Ways and Means.

Gov. Msg. No. 64, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 63 (1985), requesting a review of the commercial fishing licensing system to determine any existing problems with the system and ways in which it can be improved, was referred to the Committee on Economic Development.

Gov. Msg. No. 65, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No 97 (1985), requesting the Department of Land and Natural Resources to undertake a feasibility study for the establishment of a major information and education program, was referred to the Committee on Economic Development.

Gov. Msg. No. 66, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to Act 300, SLH 1985, Sec. 43, "Review of the Effectiveness of the Canine Program Under LNR 405," was referred to the Committee on Economic Development.

Gov. Msg. No. 67, transmitting the Report of the Governor 1985, "People Working for People," was placed on file.

Gov. Msg. No. 68, transmitting the Declaration of Sister Province/State Affiliation with the Province of Ilocos Sur, Republic of the Philippines, in response to H.C.R. No. 124 (1985), was placed on file.

Gov. Msg. No. 69, transmitting a draft of a 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 situate at Kaohai, Lanai, Hawaii, for the purposes of enabling the construction of certain offshore improvements, was placed on file.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 28) were read by the Clerk and were disposed of as follows:

Dept. Com. No. 1 from the Department of the Attorney General, Hawaii Criminal Justice Data Center, submitting Research Report No. RS02B, "Re-Arrest after Release from Prison, Court Discharged and Maximum Term Served Releases, CYs 1978-1979," was referred to the Committee on Judiciary.

Dept. Com. No. 2 from the Department of the Attorney General, Hawaii Criminal Justice Data Center, submitting, "Crime Trends in Hawaii, Three Month Review, June 1985," was referred to the Committee on Judiciary.

Dept. Com. No. 3 from the Department of the Attorney General, Hawaii Criminal Justice Data Center, submitting, "Crime Trends in Hawaii, Six Month Review, October 1985," was referred to the Committee on Judiciary.

Dept. Com. No. 4 from the Department of Budget and Finance, transmitting certified statements and supporting schedules on the debt limit and total outstanding indebtedness of the State of Hawaii as of July 1, 1985, was referred to the Committee on Ways and Means

Dept. Com. No. 5 from the Office of Collective Bargaining, transmitting various collective bargaining agreements — Units 2, 3, 4, 6, 8, 11, 12 and 13, was referred to the Committee on Labor and Employment.

Dept. Com. No. 6 from the Department of Education, transmitting the Agreement between the State of Hawaii, Board of Education, and Hawaii State Teachers Association (Unit 5 - Teachers) and the Agreement between the State of Hawaii, Board of Education, and the Hawaii Government Employees Association, AFSCME, Local 152, AFL-CIO (Unit 6 - Educational Officers), was referred to the Committee on Labor and Employment.

Dept. Com. No. 7 from the Department of Planning and Economic Development, transmitting the "Jobs for Hawaii's People: Fundamental Issues in Economic Development," July 1985, was referred to the Committee on Economic Development.

Dept. Com. No. 8 from the Department of Planning and Economic Development, transmitting the "1984 HCPO Conference Proceedings, Planning Economic Development: A Joint Adventure," July 25-27, 1984, was referred to the Committee on Economic Development.

Dept. Com. No. 9 from the Department of Planning and Economic Development, transmitting a report, "Hawaii Exporters & Importers 1985," was referred to the Committee on Economic Development.

Dept. Com. No. 10 from the Department of Planning and Economic Development, transmitting the "Industrial Parks and Areas in Hawaii, 1985," was referred to the Committee on Economic Development.

Dept. Com. No. 11 from the Department of Planning and Economic Development, transmitting a brochure, "The DPED, Help in Getting Government Permits," was referred to the Committee on Economic Development.

Dept. Com. No. 12 from the Office of the Legislative Auditor, transmitting Report No. 86-2, "Sunset Evaluation Update, Practice of Barbering, Chapter 438, HRS," was referred to the Committee on Consumer Protection and Commerce.

Dept. Com. No. 13 from the Department of Planning and Economic Development, transmitting a supplement to the Honolulu Advertiser and the Honolulu Star-Bulletin, October 7, 1985, relating to the Hawaii State Plan, was referred to the Committee on Economic Development.

Dept. Com. No. 14 from the State Plan Policy Council, Department of Planning and Economic Development, transmitting "The Hawaii State Plan Revisions, Proposed Recommendations, September 1985," pursuant to Chap. 226, HRS, was referred to the Committee on Economic Development.

Dept. Com. No. 15 from the Department of Planning and Economic Development, Research and Economic Analysis Division, transmitting the "Hawaii Quarterly Statistical and Economic Report, Third Quarter, 1985," was referred to the Committee on Economic Development.

Dept. Com. No. 16 from the Department of Planning and Economic Development, transmitting a report, "Marine Mining: A New Beginning," Conference Proceedings, July 18-21, 1982, at Hilo, Hawaii, was referred to the Committee on Economic Development.

Dept. Com. No. 17 from the Supreme Court, transmitting the Judiciary's Supplemental Budget and Variance Report for Fiscal Biennium 1985-1987, pursuant to Sec. 601-2, HRS, was referred to the Committee on Ways and Means.

Dept. Com. No. 18 from the Supreme Court, transmitting the Evaluation Report of the Judiciary's Purchase of Service Program for FY 1984-1985, pursuant to Sec.

42-5, HRS, was referred to the Committee on Ways and Means.

Dept. Com. No. 19 from the Office of the Administrative Director of the Courts, transmitting the Annual Report (FY 1984-1985) of the Judiciary with the Statistical Supplement, pursuant to Sec. 601-3, HRS, was referred to the Committee on Judiciary.

Dept. Com. No. 20 from the Office of Hawaiian Affairs, transmitting the 1984-1985 Annual Report, pursuant to Sec. 10-15, HRS, was referred to the Committee on Economic Development.

Dept. Com. No. 21 from the University of Hawaii, Personnel Office, transmitting the 1985-87 Agreement between the University of Hawaii Professional Assembly and the Board of Regents of the University of Hawaii - Unit 07, was referred to the Committee on Labor and Employment.

Dept. Com. No. 22 from the Office of the Legislative Auditor, transmitting a "Report of the Chairperson of the Temporary Commission on Comparable Worth," pursuant to Act 185, SLH 1984, was referred to the Committee on Labor and Employment.

Dept. Com. No. 23 from the Office of the Legislative Auditor, transmitting Report No. 86-1, "Sunset Evaluation Report, Pest Control Operators," pursuant to Chap. 460J, HRS, was referred to the Committee on Consumer Protection and Commerce.

Dept. Com. No. 24 from the Department of Defense, transmitting a pamphlet, "Economic Contributions of the Hawaii Army and Air National Guard, FY 1985," referred to the Committee on Government Operations.

Dept. Com. No. 25 from the Department of Planning and Economic Development, transmitting the Quarterly Statistical and Economic Report, Fourth Quarter 1985, was referred to the Committee on Economic Development.

Dept. Com. No. 26, a brochure, "Facts About the University of Hawaii (Campuses), December 1985," was referred to the Committee on Higher Education.

Dept. Com. No. 27 from the Office of the Legislative Auditor, transmitting Report No. 86-4, "Sunset Evaluation Report, Regulation of Motor Vehicle Repairs, Chapter 437B, HRS," was referred to the Committee on Consumer Protection and Commerce.

Dept. Com. No. 28 from the Office of the Legislative Auditor, transmitting Report No. 86-3, "Sunset Evaluation Report, Motor Vehicle Industry Licensing, Chapter 437,

HRS," was referred to the Committee on Consumer Protection and Commerce.

INTRODUCTION OF SENATE BILLS

On motion by Senator Cobb, seconded by Senator Soares and carried, the following bills passed First Reading by title, were printed and distributed and were referred to committee:

Senate Bills

No. 1488-86 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1985 TO JUNE 30, 1987."

Introduced by: Senator Wong, by request.

Referred to: Committee on Ways and Means.

No. 1489-86 "A BILL FOR AN ACT RELATING TO SMOKING."

Introduced by: Senators B. Kobayashi, Matsuura, Solomon, A. Kobayashi and Kawasaki.

Referred to: Committee on Health.

No. 1490-86 "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES."

Introduced by: Senators B. Kobayashi, Matsuura, A. Kobayashi, Solomon and Kawasaki.

Referred to: Committee on Health.

No. 1491-86 "A BILL FOR AN ACT RELATING TO CIGARETTES."

Introduced by: Senators B. Kobayashi, Matsuura, Solomon, A. Kobayashi, George and Kawasaki.

Referred to: Committee on Health.

No. 1492-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators B. Kobayashi, Matsuura, Solomon, A. Kobayashi and George.

Referred to: Committee on Health, then to the Committee on Ways and Means.

At 11:39 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:40 o'clock a.m.

On motion by Senator Cobb, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Monday, January 20, 1986:

Senate Bills

No. 1493-86 "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES."

Introduced by: Senators Cobb, McMurdo, Hee, Abercrombie, Yamasaki, Solomon and Holt.

No. 1494-86 "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES."

Introduced by: Senators Cobb, McMurdo, Abercrombie, Hee, Yamasaki, Solomon and Holt.

No. 1495-86 "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES."

Introduced by: Senators Matsuura, A. Kobayashi and B. Kobayashi.

No. 1496-867 "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT."

Introduced by: Senators Matsuura, A. Kobayashi and B. Kobayashi.

No. 1497-86 "A BILL FOR AN ACT RELATING TO GEOTHERMAL SUBZONES."

Introduced by: Senators Matsuura, Aki and A. Kobayashi.

No. 1498-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Matsuura, A. Kobayashi and B. Kobayashi.

No. 1499-86 "A BILL FOR AN ACT RELATING TO ARBITRATION AND MEDIATION."

Introduced by: Senators Matsuura, Chang and B. Kobayashi.

No. 1500-86 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

Introduced by: Senators Matsuura, Chang and B. Kobayashi.

No. 1501-86 "A BILL FOR AN ACT RELATING TO THE STATE TORT LIABILITY ACT."

Introduced by: Senators Matsuura, A. Kobayashi and B. Kobayashi.

No. 1502-86 "A BILL FOR AN ACT

RELATING TO THE STATE TORT LIABILITY ACT."

Introduced by: Senators Matsuura, A. Kobayashi and B. Kobayashi.

No. 1503-86 "A BILL FOR AN ACT RELATING TO MEDICAL MALPRACTICE."

Introduced by: Senators Matsuura, Chang and B. Kobayashi.

No. 1504-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senators Matsuura and Chang.

No. 1505-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senators Matsuura and Chang.

No. 1506-86 "A BILL FOR AN ACT RELATING TO INSTREAM USES OF WATER."

Introduced by: Senators Matsuura and Toguchi.

No. 1507-86 "A BILL FOR AN ACT RELATING TO AIR QUALITY STANDARDS."

Introduced by: Senators Matsuura and B. Kobayashi.

No. 1508-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Matsuura and Toguchi.

No. 1509-86 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES RETIREMENT SYSTEM."

Introduced by: Senators Matsuura, Aki and B. Kobayashi.

No. 1510-86 "A BILL FOR AN ACT RELATING TO BANKING."

Introduced by: Senator Cobb, by request.

No. 1511-86 "A BILL FOR AN ACT RELATING TO INSURANCE COMPANIES, FREEDOM OF CHOICE OF."

Introduced by: Senator Cobb, by request.

No. 1512-86 "A BILL FOR AN ACT RELATING TO COMPENSATION OF TRUST COMPANIES AND BANKS AUTHORIZED TO ENGAGE IN A TRUST BUSINESS."

Introduced by: Senator Cobb, by

request.

No. 1513-86 "A BILL FOR AN ACT RELATING TO BANKING."

Introduced by: Senator Cobb, by request.

No. 1514-86 "A BILL FOR AN ACT RELATING TO INTEREST AND USURY."

Introduced by: Senator Cobb, by request.

No. 1515-86 "A BILL FOR AN ACT RELATING TO BANK LOANS AND INVESTMENTS."

Introduced by: Senator Cobb, by request.

No. 1516-86 "A BILL FOR AN ACT RELATING TO COMPENSATION."

Introduced by: Senator Cobb, by request.

No. 1517-86 "A BILL FOR AN ACT RELATING TO TRUST COMPANIES."

Introduced by: Senator Cobb, by request.

No. 1518-86 "A BILL FOR AN ACT RELATING TO DEBT COLLECTION PRACTICES."

Introduced by: Senator Cobb, by request.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1-86) informing the Senate that Senate Bill Nos. 1488-86 to 1492-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

MISCELLANEOUS COMMUNICATIONS

The following miscellaneous communications (Misc. Com. Nos. 1 to 3) were read by the Clerk and were disposed of as follows:

Misc. Com. No. 1 from the Manager and Chief Engineer, Department of Water, County of Kauai, transmitting the following:

Resolution No. 2 of the Board of Water Supply, County of Kauai, relating to the approval of its budget for FY 1986-1987, adopted on December 5, 1985, together with a copy of said budget; and

"Proposed CIP Projects Request for

State Aid, 1986 Session,"

was referred to the Committee on Ways and Means.

Misc. Com. No. 2 from the Fire Department, City and County of Honolulu, transmitting a report in response to H.R. No. 271 (1985), requesting the State Fire Council to study the feasibility of using aircraft for firefighting in this state, was referred to the Committee on Government Operations.

Misc. Com. No. 3 from the Historic Hawaii Foundation, transmitting a report, pursuant to Sec. 151, Act 300, SLH 1985, on the use of a \$25,000 general fund appropriation to fund the Main Street Task Force, was referred to the Committee on Ways and Means.

At this time, Senator Henderson introduced to the members of the Senate three friends from Hilo — Margaret Stearns, Floyd Grimmer and Marian Montgomery.

Senator Abercrombie then rose on a point of personal privilege and remarked:

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

"Mr. President, I'm sure you can imagine my shock this morning when I picked up the Honolulu Advertiser and noticed that one of our Senators was featured in that publication this morning — Senator Cayetano. I think my shock was compounded by the fact that he was criticized in that paper. As you know, Mr. President, I think part of the rules for the '86 session is that we're not allowed to criticize Senator Cayetano. Isn't that correct?"

The Chair responded: "No, you're not allowed to criticize Wong." (Laughter)

Senator Abercrombie continued:

"Oh, I see. Okay. (Laughter)

"I did read it with some measure of shock because not really that he was criticized. As you know, I'm kidding about that and I'm getting to the serious part now ... but Senator Cayetano was characterized as being ignorant of the law and that really did shock me. I thought that it was rather unfortunate that a public relations person for the law who has never practiced law, so far as I know, the closest approximation to being with the law, has been making pronouncements about it would characterize Senator Cayetano as ignorant of the law and intend to instruct him in the law.

"And I just wanted to make absolutely sure, Mr. President, hasn't Senator Kawasaki been assigned to instruct Senator

Cayetano on matters of law here?"

Senator Kawasaki responded: "Mr. President, one of my rare 'no comment.'"

Senator Abercrombie continued:

"I just wanted to make absolutely sure so that if in future someone wishes to instruct Senator Cayetano on the matter of law, I hope they will check with Senator Kawasaki first."

Senator Cobb then remarked:

"Mr. President, I'd like to rise on a point of personal privilege.

"I discussed the matter with Senator Cayetano this morning and I am preparing a request to the Attorney General as to whether or not the subject of x-rated videos is either protected under the First Amendment of the Constitution or in more detail under the 'right to privacy' provisions

of the Hawaii State Constitution. I'll be circulating that request to interested parties and would like to ask them to join me in that request, if it's at all feasible. I think the answer that we receive may help clarify the situation on this but I'd just like to say, for the record, that I agree with what they were saying yesterday and in this morning's paper and I appreciate the reference. Thank you."

Senator Cayetano then added:

"Mr. President, if anyone else wants to check with me on the law, please meet me in the caucus room."

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, January 20, 1986.

FOURTH DAY

Monday, January 20, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:36 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mr. Richard G. Wood, Representative, First Church of Christ, Scientist, after which the Roll was called showing all Senators present with the exception of Senators Aki, Cayetano, Cobb, Holt, Machida, Mizuguchi, and Yamasaki who were excused.

The President announced that he had read and approved the Journal of the Third Day.

The following introduction was made to the members of the Senate:

Senator Abercrombie introduced Betty Artman Wendin of Fairfield, Connecticut, a high school classmate, accompanied by Angie Brown of Lakewood, Ohio.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 70 and 71) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 70, transmitting a report prepared by the Department of Land and Natural Resources, in response to H.R. No. 49 (1985) - Requesting a Review of the Board of Land and Natural Resources' Efforts to Comply with the State Planning Act Coordination Process, was referred to the Committee on Economic Development.

Gov. Msg. No. 71, transmitting the Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$2,000 or Less for FY 1984-1985, prepared by the Department of the Attorney General, pursuant to Sec. 662-11, HRS, was referred to the Committee on Judiciary.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 29 and 30) were read by the Clerk and were disposed of as follows:

Dept. Com. No. 29 from the Office of the Ombudsman, transmitting the Annual Report for FY 1984-1985 (Report No. 16), pursuant to Sec. 96-16, HRS, was referred to the Committee on Legislative Management.

Dept. Com. No. 30 from the Office of the Legislative Auditor, transmitting the "Sunset Evaluation Report: Boxing Contests," pursuant to Chap. 440, HRS, was referred to the Committee on Consumer Protection and Commerce.

INTRODUCTION OF SENATE BILLS

On motion by Senator Kuroda, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Tuesday, January 21, 1986:

Senate Bills

No. 1519-86 "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES; RECORDING."

Introduced by: Senators Matsuura and Machida.

No. 1520-86 "A BILL FOR AN ACT RELATING TO DAYLIGHT SAVINGS TIME."

Introduced by: Senators Matsuura, Hagino and B. Kobayashi.

No. 1521-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Matsuura and B. Kobayashi.

No. 1522-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senators Matsuura and B. Kobayashi.

No. 1523-86 "A BILL FOR AN ACT RELATING TO PERJURY."

Introduced by: Senators Matsuura and A. Kobayashi.

No. 1524-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Matsuura and Toguchi.

No. 1525-86 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 13, OF THE HAWAII CONSTITUTION, TO PROVIDE THAT IN CIVIL CASES THE DEFENDANT MAY HAVE A TRIAL BY A JUDGE."

Introduced by: Senators Matsuura and Toguchi.

No. 1526-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Matsuura and Toguchi.

No. 1527-86 "A BILL FOR AN ACT

RELATING TO THE RESIDENTIAL
LANDLORD-TENANT CODE."

Introduced by: Senators Kuroda, Yamasaki, Machida, Young, McMurdo, Aki, Matsuura, Mizuguchi, Fernandes Salling, Henderson, George, Hagino, B. Kobayashi, Kawasaki, Holt, Abercrombie, Chang, A. Kobayashi, Soares, Hee, Solomon and Toguchi.

No. 1528-86 "A BILL FOR AN ACT
RELATING TO THE RESIDENTIAL
LANDLORD TENANT CODE."

Introduced by: Senators Kuroda, Machida, Aki, Matsuura, Holt, Mizuguchi, George, Fernandes Salling, Henderson, Kawasaki, Cayetano, Hagino, B. Kobayashi, Abercrombie, Soares, Hee, Chang, A. Kobayashi, Solomon and Toguchi.

No. 1529-86 "A BILL FOR AN ACT
RELATING TO HORIZONTAL PROPERTY
REGIMES."

Introduced by: Senator Cobb, by request.

No. 1530-86 "A BILL FOR AN ACT
RELATING TO MOTORCYCLES."

Introduced by: Senator Cobb, by request.

No. 1531-86 "A BILL FOR AN ACT
RELATING TO MOTOR CARRIERS."

Introduced by: Senator Cobb, by request.

No. 1532-86 "A BILL FOR AN ACT
RELATING TO THE TAXATION OF MOTOR
VEHICLES."

Introduced by: Senator Cobb, by request.

No. 1533-86 "A BILL FOR AN ACT
RELATING TO CEMETERIES AND
MORTUARIES."

Introduced by: Senator Cobb, by request.

No. 1534-86 "A BILL FOR AN ACT
RELATING TO LICENSING OF
PSYCHOLOGISTS."

Introduced by: Senator Cobb, by request.

No. 1535-86 "A BILL FOR AN ACT
RELATING TO MOTOR VEHICLES."

Introduced by: Senator Cobb, by request.

No. 1536-86 "A BILL FOR AN ACT

RELATING TO FAIR INFORMATION
PRACTICES."

Introduced by: Senator Cobb, by request.

No. 1537-86 "A BILL FOR AN ACT
RELATING TO DENTISTRY."

Introduced by: Senator Cobb, by request.

No. 1538-86 "A BILL FOR AN ACT
RELATING TO CHECKS."

Introduced by: Senator Cobb, by request.

No. 1539-86 "A BILL FOR AN ACT
RELATING TO CREDIT CARD OFFENSES."

Introduced by: Senator Cobb, by request.

No. 1540-86 "A BILL FOR AN ACT
RELATING TO REAL ESTATE BROKERS
AND SALESMEN."

Introduced by: Senator Cobb, by request.

No. 1541-86 "A BILL FOR AN ACT
RELATING TO THE PUBLIC EMPLOYEES
HEALTH FUND AND MAKING AN
APPROPRIATION THEREFOR."

Introduced by: Senator Wong, by request.

No. 1542-86 "A BILL FOR AN ACT
RELATING TO THE PUBLIC EMPLOYEES
HEALTH FUND."

Introduced by: Senator Wong, by request.

No. 1543-86 "A BILL FOR AN ACT
RELATING TO THE PUBLIC EMPLOYEES
HEALTH FUND."

Introduced by: Senator Wong, by request.

No. 1544-86 "A BILL FOR AN ACT
RELATING TO THE GENERAL EXCISE
TAX."

Introduced by: Senators Matsuura and Henderson.

No. 1545-86 "A BILL FOR AN ACT
RELATING TO MEDICAL TORTS."

Introduced by: Senators Henderson, A. Kobayashi, George and Soares.

No. 1546-86 "A BILL FOR AN ACT
RELATING TO MEDICAL TORTS."

Introduced by: Senators Henderson, A.

Kobayashi, George and Soares.	Judiciary
No. 1547-86 "A BILL FOR AN ACT RELATING TO HEALTH PROVIDERS."	No. 1503-86 Committee on Health, then to the Committee on Judiciary
Introduced by: Senators George, A. Kobayashi, Henderson and Soares.	No. 1504-86 Committee on Health, then to the Committee on Judiciary
No. 1548-86 "A BILL FOR AN ACT RELATING TO MEDICAL TORTS."	No. 1505-86 Committee on Judiciary
Introduced by: Senators Henderson, A. Kobayashi, George and Soares.	No. 1506-86 Committee on Economic Development
No. 1549-86 "A BILL FOR AN ACT RELATING TO TORTS."	No. 1507-86 Committee on Health
Introduced by: Senators Henderson, A. Kobayashi, George and Soares.	No. 1508-86 Committee on Labor and Employment
	No. 1509-86 Committee on Labor and Employment, then to the Committee on Ways and Means
	No. 1510-86 Committee on Consumer Protection and Commerce
	No. 1511-86 Committee on Consumer Protection and Commerce
	No. 1512-86 Committee on Consumer Protection and Commerce
	No. 1513-86 Committee on Consumer Protection and Commerce
	No. 1514-86 Committee on Consumer Protection and Commerce
	No. 1515-86 Committee on Consumer Protection and Commerce
	No. 1516-86 Committee on Consumer Protection and Commerce
	No. 1517-86 Committee on Consumer Protection and Commerce
	No. 1518-86 Committee on Consumer Protection and Commerce

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Friday, January 17, 1986.

Senate Bills	Referred to:
No. 1493-86	Committee on Consumer Protection and Commerce, then to the Committee on Housing and Community Development
No. 1494-86	Committee on Consumer Protection and Commerce, then to the Committee on Housing and Community Development
No. 1495-86	Committee on Energy, then to the Committee on Ways and Means
No. 1496-86	Committee on Energy
No. 1497-86	Committee on Energy
No. 1498-86	Committee on Health
No. 1499-86	Committee on Judiciary
No. 1500-86	Committee on Judiciary
No. 1501-86	Committee on Judiciary
No. 1502-86	Committee on Judiciary

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

The Senate reconvened at 11:43 o'clock a.m.

ADJOURNMENT

At 11:44 o'clock a.m., on motion by Senator Kuroda, seconded by Senator Soares and carried, the Senate adjourned until 10:00 o'clock a.m., Tuesday, January 21, 1986.

FIFTH DAY

Tuesday, January 21, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 10:00 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mrs. Kathleen Wenke, Representative of the First Church of Christ Scientist, after which the Roll was called showing all Senators present with the exception of Senators Cobb and Henderson who were excused.

The President announced that he had read and approved the Journal of the Fourth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 72 to 74) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 72, transmitting reports prepared by the Department of Health in response to the following:

Chap. 327C - Determination of Death;

Sec. 74, Act 300, SLH 1985 - Evaluation of the effectiveness of the State Health Planning and Development Agency;

Sec. 79, Act 300, SLH 1985 - Requesting a report on personnel changes;

Sec. 55, H.B. No. 1 (1985) - Evaluate the effectiveness of the health promotion and education office (HTH 908); and

Sec. 78, Act 300, SLH 1985 - Requesting the County/State Hospital Division to prepare a report on contractual agreements,

was referred to the Committee on Health.

Gov. Msg. No. 73, transmitting the "Report of the Insurance Commissioner of Hawaii, 1985," Department of Commerce and Consumer Affairs, pursuant to Sec. 431-45, HRS, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 74, transmitting a report on the delegation of CIP projects for the calendar period ending December 31, 1985, pursuant to Sec. 9, Act 283, SLH 1983; Sec. 103, Act 301, SLH 1983; Sec. 11, Act 287, SLH 1984; and Sec. 264, Act 300, SLH 1985, prepared by the Department of Accounting and General Services, was referred to the Committee on Ways and Means.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 31 from the Office of the

Legislative Auditor, transmitting Report 86-7, "Financial Audit of the Boating Program," was read by the Clerk and was referred to the Committee on Tourism and Recreation.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Wednesday, January 22, 1986:

Senate Bills

No. 1550-86 "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS."

Introduced by: Senators A. Kobayashi, Matsuura, McMurdo, Holt, Hagino, Soares, Chang and George.

No. 1551-86 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Henderson, A. Kobayashi, George and Soares.

No. 1552-86 "A BILL FOR AN ACT RELATING TO NONECONOMIC LOSSES."

Introduced by: Senators Henderson, A. Kobayashi, George and Soares.

No. 1553-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senators Henderson, A. Kobayashi, George and Soares.

No. 1554-86 "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES."

Introduced by: Senators Henderson, A. Kobayashi, George and Soares.

No. 1555-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senators Henderson, A. Kobayashi, George and Soares.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 2-86) informing the Senate that Senate Bill Nos. 1493-86 to 1518-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of

the Committee was adopted.

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 3-86) informing the Senate that Senate Bill Nos. 1519-86 to 1549-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Monday, January 20, 1986:

Senate Bills Referred to:

- No. 1519-86 Committee on Judiciary
- No. 1520-86 Committee on Government Operations
- No. 1521-86 Committee on Health, then to the Committee on Ways and Means
- No. 1522-86 Committee on Health, then to the Committee on Judiciary
- No. 1523-86 Committee on Judiciary
- No. 1524-86 Committee on Labor and Employment
- No. 1525-86 Committee on Judiciary
- No. 1526-86 Committee on Economic Development, then to the Committee on Ways and Means
- No. 1527-86 Committee on Consumer Protection and Commerce
- No. 1528-86 Committee on Consumer Protection and Commerce
- No. 1529-86 Committee on Consumer Protection and Commerce
- No. 1530-86 Committee on Consumer Protection and Commerce
- No. 1531-86 Committee on Judiciary
- No. 1532-86 Committee on Transportation, then to the Committee on Ways and Means
- No. 1533-86 Committee on Consumer Protection and Commerce
- No. 1534-86 Committee on Consumer Protection and Commerce
- No. 1535-86 Committee on Consumer

Protection and Commerce

- No. 1536-86 Committee on Judiciary
- No. 1537-86 Committee on Consumer Protection and Commerce
- No. 1538-86 Committee on Judiciary
- No. 1539-86 Committee on Consumer Protection and Commerce, then to the Committee on Judiciary
- No. 1540-86 Committee on Consumer Protection and Commerce
- No. 1541-86 Committee on Labor and Employment, then to the Committee on Ways and Means
- No. 1542-86 Committee on Labor and Employment, then to the Committee on Ways and Means
- No. 1543-86 Committee on Labor and Employment, then to the Committee on Ways and Means
- No. 1544-86 Committee on Government Operations, then to the Committee on Ways and Means
- No. 1545-86 Committee on Health, then to the Committee on Judiciary
- No. 1546-86 Committee on Health, then to the Committee on Judiciary
- No. 1547-86 Committee on Consumer Protection and Commerce
- No. 1548-86 Committee on Health, then to the Committee on Judiciary
- No. 1549-86 Committee on Health, then to the Committee on Judiciary

At 10:08 o'clock a.m., on motion by Senator Mizuguchi, seconded by Senator Soares and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 1, to receive the Governor's State-of-the-State address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives was called to order at 10:33 o'clock a.m., by the Honorable Henry H. Peters, Speaker of the House of Representatives.

At this time, the Speaker introduced Mrs. Carolyn Peters, his wife, then welcomed and introduced the following distinguished guests to the members of the Thirteenth Legislature:

The First Lady of Hawaii, Mrs. Jean Ariyoshi, who was presented with an ilima-pikake lei by Senator Mamoru Yamasaki on behalf of the members of the Thirteenth Legislature. Mrs. Ariyoshi was accompanied by their sons, Todd and Donn, and their daughter, Mrs. Lynn Takemoto, and the Governor's brother and sisters;

The Honorable John Waihee, Lieutenant Governor of Hawaii; the Honorable Herman Lum, Chief Justice of the Supreme Court of Hawaii; the Honorable James Wakatsuki, Associate Justice of the Supreme Court of Hawaii; the Honorable Walter M. Heen, Associate Judge of the Intermediate Court of Appeals;

The Honorable William Fisher, Dean of the Consular Corps; the Honorable Tetsuya Endo, Consulate General of Japan; the Honorable Raul Rade, Consulate General of the Philippines; the Honorable San Jin Choi, Consulate General of Korea; and other members of the Consular Corps in Hawaii;

The Honorable Tony Kunimura, Mayor of the County of Kauai, and the Honorable Steven Yamashiro, Chairman of the Hawaii County Council; and

The cabinet members of the respective departments of the state.

The Speaker then appointed a Committee composed of Senators Kawasaki, Kuroda and Soares, and Representatives Ige, Kawakami and Okamura to escort the Honorable George R. Ariyoshi, Governor of the State of Hawaii, to the rostrum.

Governor Ariyoshi was then presented with ilima leis by Senators Fernandes Salling, George, A. Kobayashi, McMurdo, Solomon and Young, and Representatives Hashimoto, Hirono, Ikeda, Isbell, Kamali'i, Marumoto and Tungpalan.

The Speaker presented the Honorable George R. Ariyoshi to the members of the Joint Session and guests.

The Governor thanked the members of the Joint Session for the leis and remarked:

"I feel very privileged in this state, as I go from place to place, to have an opportunity to receive so many leis. Everytime I receive a lei, I feel like that young person ... a person who has experienced for the first time a very thrilling experience. Giving of a lei in Hawaii and the thought that comes with it is one of the things that makes our state a very different state, a very special state, different from any other place in the world. I want you to know that I truly am very, very grateful.

"My hope is that Hawaii will always be a place where we will retain the very special things that take place in our community.

"This morning I thank you very much for the lovely garlands of flowers but especially the thought that came with it.

"Mahalo!"

Governor Ariyoshi then addressed the Joint Session as follows:

"Mr. President, Mr. Speaker, Chief Justice Lum, members of the Legislature, members of the Consular Corps, distinguished guests, and my fellow citizens:

"In the summer of 1787 — a hundred and ninety-nine years ago — a remarkable document was created in the City of Philadelphia — the Constitution of the United States. Thinking it up and writing it down was perhaps the most creative political act in history. And just over twenty-five years ago, our own state came into being with a similar document.

"Our State Constitution's Preamble says: 'We, the people of Hawaii ... reserve the right to control our destiny, to nurture the integrity of our people and culture, and to preserve the quality of life that we desire.'

"And in Article Five, the Constitution says: '... The Governor shall, at the beginning of each session ... give to the legislature information concerning the affairs of the state, and recommend to its consideration such measures as the governor shall deem expedient.'

"For nearly half the life of our state, I have obeyed this mandate each January. This morning I appear before you to recommend — for the last time — what I deem not only expedient, but also what I think is the right thing for us to do.

"The details of what our administration is proposing this year are in the written message that will be delivered to each of you. I shall touch upon them in my remarks, but will do so in less detail than in earlier years.

"I want to invite you now to step back with me and take a look at the broader picture.

"Let us look back beyond the past year, beyond my time as Governor, even beyond the past century. For we are the inheritors not only of what was achieved in 1985; we are the inheritors of the entire past. Abraham Lincoln said that we cannot escape history. It is from the past that we can get a sense of our future potential — as a state, an Island economy, an Island society.

"I take this approach in my final state-of-the-state address because I am convinced that all of us — even in the midst of solving the everyday problems of life, even in the midst of surviving and raising a family — all of us must keep in mind each day the special nature of this place we call home — this place which history has prepared for us.

"If you drive down Kapiolani Boulevard during the evening rush hour, you might easily think that you are on Wilshire Boulevard in Los Angeles ... for something remarkable has taken place here in the past forty years. The intricate machinery of a complex consumer society has been put together here in our small Islands. We live on the tips of great volcanic mountains that rise up from the floor of the vast Pacific. And we realize more and more that there's not much room here!

"The straight-line distance between Kaena Point and Makapuu Point is only 44 miles. And the longest dimension of what we call the Big Island is only 93 miles. There is no place else in the world quite like these fragile Islands. Today they support a resident population of over a million people and welcome five million visitors a year. To make this place work, to make it habitable for future generations as well as for ourselves, we cannot afford to forget that our Island-state has limits. On a vast continent, mistakes can be made in the use of land and water. In our Islands, the same mistakes can be fatal. Living together here in the middle of the sea, we need a richer sense of community than is found elsewhere.

"The ancient Hawaiian society — a society that had existed for a thousand years before Captain Cook came ashore at the mouth of the Waimea River on Kauai — had such a sense of community. That Polynesian society emphasized *ohana*, a connectedness, a sharing of resources. Things were not perfect, of course. The common people were controlled by strict laws. The *kapu* system governed a great portion of everyone's life. And capital punishment was often used in support of that system. But the Hawaiian people were self-sufficient. They provided their own food supply. They were culturally rich and socially stable. Their world was in balance.

"Two hundred and eight years ago, when Captain Cook swung open the door to the Sandwich Islands — as he called them — everything changed. He and those who followed him brought a new and strange world to Hawaii, and these Islands would never be the same again. Along with a new religion, they brought the energetic mercantile traditions of Europe and America. And we are still living today with the effects of Cook's arrival.

"During the middle of the 19th century, the people of our Islands experienced innovation and confusion, success and failure, and political turmoil. And they faced a basic question:

"How can we survive as part of the modern world?"

"Today, we in Hawaii are still facing the same question.

"The early solution was to survive on the basis of successive single economies. At first it was sandalwood, and when that ran out, it was whaling, then ranching, then sugar.

"By the turn of the century Hawaii's new political, economic, and social structure was well established. It was in the year 1901 that James Dole borrowed the money to plant his first pineapple field out near Wahiawa.

"The structure was pretty simple. After annexation, the plantation economy was based on sugar, and later pineapple. Politics and social status were dominated by the 'Big Five' and their families. Old Hawaiian traditions had faded into the background, and the tiny seaport of Honolulu was the center of business and trade.

"This was another time of apparent social stability and economic consolidation. But the benefits came at a high price.

"The vast majority of Islanders had little political freedom — and little opportunity for economic or social mobility. A handful of people in power made the decisions and reaped the rewards. And that's the way it was for fifty years.

"At the end of World War II came the next big change. I was privileged to help in a modest way in contributing to that change. Had it not come, I would not be standing here today.

"When Jack Burns urged me to run for the Territorial Legislature back in 1954, it was with the conviction that we could change things for Hawaii's people. With our party gaining in strength, there was a chance not merely to change the political players in the game, but also to bring new opportunities to more people; to build a more decent and equitable society. Indeed, if we took office and did not change these things, we would be guilty of exactly what we were complaining about.

"So there it was: a chance to make democracy a reality; a chance for people to realize their best potential in getting a job and getting ahead; a chance for almost everybody to contribute to the well-being of

our Islands. We knew that it would not be easy. There are many reasons why people do not get ahead in life at the same rate — why some are more successful than others. But if we could make everyone feel at home — if we could make the government fair — then we knew we would be on the right track. And for more than 30 years, that's the track we've been on.

"No one person, no one administration, and no one political party can take all the credit for the constructive evolution of these years. Once it got started, it gained its own momentum, and the legislative accomplishments between 1954 and the mid-1970's were remarkable.

"In addition to establishing the efficient structure of the state government itself, the Legislature passed bills for tax reform; for critically important land-use reform; for greatly increased support for education at all levels; and for increased home rule for the counties. It also passed better laws to benefit our working people.

"Ralph Waldo Emerson once wrote that 'the height of the pinnacle is determined by the breadth of the base.' These were the years when, working together, we broadened the base of Hawaiian life.

"As I came into office as your governor, my fundamental aim was to continue this opening-up process. In my inaugural address in 1974, I put it this way:

"Whatever the challenge, we will at least try. I would rather try and err honestly than be faulted for failing to meet a challenge. To all those who would join in our endeavors, I want you to dare, to be imaginative, to be creative.' But I also said this in the same address: 'In this administration, we will speak of our efforts and our successes. But we will also speak of our disappointments and setbacks.'

"As in all endeavors, there have been disappointments and setbacks. Some stand out more clearly than others in my mind:

"We are today nowhere near as active a place for international trade as we have wanted to become.

"The fact that H-3 has not yet been built is a disappointment to this administration — and to thousands of commuters, as well.

"We have worked for years to establish a general aviation airport on Oahu, but it still eludes us.

"We have built new correctional facilities in each county in the effort to foster rehabilitation. However, with an

inmate population that has grown from 300 to more than 1,800 in the last 12 years, we are hard-pressed just to find room for all these offenders.

"Yet over the years there have been many achievements along with the setbacks. Before I touch on them, however, let me say that nobody knows better than I that the achievements have been made by working with the Legislature, not against it.

"As I look out across this chamber, I see my political friends and colleagues of a lifetime. As the issues have come and gone, you have been with me in some and against me on others — but we have remained colleagues. There are 76 of you. You represent your own areas — and each area has its own needs. Yet you work in the end as a whole. Only through the consent of a majority in each House can a bill become law. It is in the Legislature that the tensions between the needs of the individual and the needs of the whole community are addressed and resolved.

"When that great Democratic President, Franklin D. Roosevelt, was campaigning for his first re-election exactly fifty years ago, he went home to vote in Hyde Park — a little town on the Hudson River in New York. On the night before the election, he spoke to his neighbors from the front porch of his house, and he said this:

"We Americans have had to put up with a good many things in the course of our history. But the only rule we have ever put up with is the rule of the majority. And that is the only rule we will ever put up with. If we spell the word with a small 'd,' we are all democrats.'

"Here then are some of the accomplishments that, working together, we have achieved in the past few years in Hawaii:

"ALTERNATE ENERGY. We have today a worldwide reputation as a leading center of research, development and use of renewable energy resources. Our pioneering work will be proven even more important whenever our oil supply is cut off for any reason — or when the oil finally dwindles away entirely.

"DIVERSIFIED AGRICULTURE. Its growth has been incredible. In ten years, the value of Hawaii's diversified ag products has tripled to more than two hundred million dollars a year. The state's leadership in developing agricultural parks, in supporting research, financing, marketing, and export promotions, has contributed significantly to this growth.

"AQUACULTURE. Although we have

had some setbacks, aquaculture has come in one decade from being just a dream to being one of our state's fastest-growing and most profitable industries. Today, we have 47 aquafarms, and 18 more are on the drawing boards.

"HAWAIIAN HOME LANDS. By the end of 1986 we will have made more awards of Hawaiian home lands in the past 12 years than were made in all of the prior administrations, beginning with Wallace Rider Farrington's Administration back in the 1920's. And the numbers just given to me this morning indicate that by the end of this year we will have exceeded more than one-half times the awards that have been made during the prior administrations. The thousand lots distributed in 1985 alone exceeds by far the distribution for any earlier year — and an additional fifteen hundred lots will be offered during this fiscal year.

"FRESH WATER SUPPLIES. Like our land, our supplies of fresh water are limited. We have given the highest priority to our search for new water sources, and we have had considerable success. In the future, it is clear that we shall have to turn to the sea and our coastal waters for our drinking water. We are preparing for that. We have done something equally important by conserving the water resources we do have. Some years ago there was a risk of over-pumping the Pearl Harbor aquifer as a short-term solution to increased demand. Your government would not allow the most valuable aquifer on Oahu to be endangered in such a way.

"IMPROVEMENTS IN EDUCATION. This administration has been committed irrevocably to quality in education. Sixty-two percent of the discretionary money of our State General Fund goes to the Department of Education and the University of Hawaii. We are also committed to the goal that every classroom session — at every level of learning — will attain the highest possible standards. The amount we spend on education is certainly important. But how we spend it — and what improvements in quality we get — are issues of equal importance. We want to make sure that every dollar we spend firmly supports the learning process itself.

"SUPPORT FOR TOURISM. In 1975, we set up the State Tourism Office, thus beginning a decade of unqualified support — both direct and indirect — for our leading industry. We have helped the Hawaii Visitors Bureau expand its capabilities. We have helped increase the number of foreign visitors to Hawaii — and they add impressively to the total number of tourists. In the past year, we welcomed close to five million visitors.

"FACILITIES. We have been constantly improving the physical facilities of the state — the infrastructure that makes life easier for everybody.

"There is a new campus for Kauai Community College.

"The Fort Ruger campus of Kapiolani Community College has also been built.

"We renovated and consolidated the colleges in Hilo and made major improvements throughout the University system.

"H-2 is complete today.

"There are new hospitals in Hilo and Kona, and others elsewhere have been extensively improved.

"We established a brand new harbor at Barbers Point, and made major improvements to commercial and recreational harbors across the state.

"We have built gymnasiums and new classrooms and libraries, and improved our airports. Our Honolulu International Airport is one of the finest in the world.

"NEW STATE PARKS. Since 1974, we had added 8,000 acres to our parks, spending almost one hundred million dollars to secure these priceless lands for our present and future generations.

"GOVERNMENT FINANCE. Due to our firm fiscal policy, this administration has never presided over a state deficit. Federal budget policies of the 1980's meant very difficult times for every state in the nation. Most states had to increase taxes or make massive expenditure cuts including layoffs, or both. In Hawaii, we have not increased general fund taxes. We were even able to give rebates to our taxpayers. There have been no significant layoffs of civil service workers. We have always stayed within the spending ceiling set by our state Constitution. I share your pride in these accomplishments.

"JOBS AND THE ECONOMY. When I became Governor in 1974, Hawaii's unemployment rate was well above the national average. Since then, it has generally been below that average. Even in the 1980's, when our nation suffered its worst recession since the Great Depression, Hawaii's unemployment rate was several percentage points below that of the country as a whole. And this has occurred in a state with a population growth rate significantly higher than those of other states.

"Complementing our economic growth, our training programs have produced a quality labor force. Hawaii's workers have

taken full advantage of the opportunities available — and have contributed in this way to our low rate of unemployment.

"NEW INDUSTRIES. New industries in Hawaii rarely become major ones overnight. Sugar took many years, and tourism took time to reach its present success. But for both of these someone began the work. In the past twelve years, we have either begun work on new industries, or nurtured along some seedlings. Diversified agriculture, biotechnology, aquaculture, film production, and energy resources development have all sprouted and are growing nicely. Even astronomy is now a growth industry in Hawaii, which has become a world leader in this field.

"This process of seeding an economic forest should not be undertaken sporadically. It needs to be an ongoing process. In the future, we should continue to foster the development of our ocean resources and of high technology appropriate to Hawaii.

"In looking at what we have done, and at the new things we can do in the future, it becomes clear that our citizens have more options than ever before. And where once there may have been, as my predecessor put it, 'a subtle sense of inferiority' in our people, we have tried to overcome that, so that all might have the confidence to succeed. The job is not complete, but we are on the right track.

"There is a unifying thread that runs through this list of achievements. The word is 'improvement.' Our Hawaii State Plan encourages each person to strive to improve the conditions of his or her own life. We have wanted to help people help themselves. Admiral Chester W. Nimitz, who ran the wartime Pacific Fleet from his headquarters at Makalapa, once said: 'If you need a helping hand, you can always find one right there at the end of your arm.'

"There are, of course, those who say that we might have accomplished more. I agree. But no one is prouder of what we have accomplished than I am. And no one is clearer about what yet needs to be done.

"Our administration will bring many issues before you. Let me list just four of them now:

"First, right down to our last day in office, industrial diversification and economic growth will be at the top of our list — just as it will be for you this session. Each of us will be taking action and making decisions on this issue.

"We will be counseled by some that our decisions must be to do whatever is necessary to meet today's problems. But let

me emphasize that we cannot afford to look simply at the short term. We must always be aware of what impact today's decisions will have on tomorrow's Hawaii.

"Economic development does not have to mean that we abandon all restraint. Indeed, in a small Island-state such as ours, economic development means we cannot abandon restraint. If we are to control our own destinies, if we are to leave a richer legacy for future generations, we must exercise responsible control and use common sense and the wisdom we have gained through our own experiences, to regulate wisely land use, water, waste, and our limited resources. Our desire to control our own destinies is realized through what I would call 'collective self-discipline.' If we don't achieve it, these valuable resources will be squandered — and the heritage we leave will be a sad one.

"For example, I was disappointed that the Federal Government wanted to sell Fort DeRussy to help pay for its operational expenses. What would be gained in the federal treasury is nothing compared to what would be lost in Hawaii. And for the same reason, I am concerned about the City and County of Honolulu's apparent interest in selling some of its lands for a single year's budget needs.

"Let us make decisions that will give us the best use of the resources we have — for today and for the future.

"My second issue: In past years, we have become quite adept at marketing Hawaii as a place to visit. Now we must turn these selling skills to making Hawaii more adept at marketing our expanding list of products and services. In addition to agricultural products, we should increase the export of our high-level professional skills, and sophisticated manufactured items. There is much more that we can do.

"My third issue: Down to our last day in office, we shall continue to urge participation and leadership in the affairs of the dynamic Pacific Basin.

"If you take a globe of the earth and hold it in your hands so that you are looking down directly on Pitcairn Island, you will notice something surprising as you look around the edge of that globe. Except for a sliver of Mexico, you cannot see any continental land at all! All you can see is the vast Pacific — dotted with tiny islands. Viewed from this perspective, the Pacific seems to cover half the earth!

"Well, this is our ocean! Not in a legal sense, but it is our ocean in the sense that it presents enormous opportunities to Hawaii.

"Over the past few years, the people of Hawaii have become more and more

aware of what is happening in the Pacific. There are significant developments in trade, science, and technology. Because of historic and cultural ties to many parts of this vast region, we have a unique mixture of Asian, Polynesian, and Western traditions. Yet to play our larger and rightful role in the region, we must now go beyond being simply a multi-cultural society. We need to become even more international. We need to make a greater effort to speak the languages of the Pacific region, and to supply the goods and services needed by the people of this immense territory.

"Even though specific opportunities may not be immediately clear, our administration will urge expanded Pacific interchange, through organizations like the Pacific Islands Conference, the East-West Center, the Pacific Basin Development Council, and our own non-profit corporation formed last year, PICHTR -- the Pacific International Center for High Technology Research. The future of these organizations is bright, and we must offer them continuous support. Hawaii has a head start over other parts of our country in perceiving the potentials of the 'New Pacific.' We must retain that lead.

"My fourth issue: Down to our last day in office, we shall continue to stay in touch with the human side of things -- particularly as we work to give our young people the best start in life.

"Our responsibility begins with their education. I have indicated that we spend great sums of money on education. How we allocate that money will continue to be critical. Ours is a good system today. More students are learning more than ever. Yet we can do even better. The link between the student and teacher remains pivotal. We must provide new forms of support for the classroom teachers who desire to do an ever better job of teaching. We must also be certain that our schools can open practical doors of opportunity to the working world as well as to the world of higher education

"Our University of Hawaii is a source of learning and a beacon of hope for our young citizens. Even as it trains students for a specific vocation, it also invites that person to consider the broader spectrum of human experience. At the university, our young people are challenged by history's noblest men and women who have contributed in wonderful ways to our civilization. Our university invites our youth to explore the depths of the human mind and heart, as well as the mysteries of our vast oceans and the infinity of outer space. They must be well prepared to lead Hawaii in this New Pacific Age.

"But it is not only in formal education that we have this responsibility to our young people. It also extends to the media, to the business world, and indeed to the very way that we conduct our own lives each day.

"If we are responsible, our young people will come to appreciate the past -- to appreciate, for example, the immigrant experience that began centuries ago with the original voyages of unknown Polynesian pioneers. Hokule'a's Voyages of Rediscovery, having proved the navigational skills of the distant past, have been an outstanding example of the non-formal education process.

"If we are responsible, our young people will come to understand a citizen's right to constructively criticize his or her community -- and also the obligation to pitch in with time and talent and energy on a specific community effort.

"If we are responsible, and if we are enthusiastic about our future, then our children will be, too.

"Abraham Lincoln said this about children:

"A child is a person who is going to carry on what you have started. You may adopt all the policies you please, but how they are carried out depends on the children. You will assume control of your cities, states, and nations. They will move in and take over your churches, schools, universities, and corporations. The fate of humanity is in their hands.'

"I realize that this is a formal legislative occasion, but I trust that as I near the end of this address, you will grant me the time to make a few personal reflections about this job that I have held for so long -- and about the process of which it is a part.

"Over the years, hundreds -- thousands -- of people have come to me complaining about our political process.

"They say that...

-- it involves too much argument...

-- it moves too slowly...

-- it interferes too much in their lives...

-- it doesn't do enough...

-- it tries to do too much!

"These perceptions are not altogether inaccurate, but I think they may arise because many people do not understand the basic nature of the kind of government we

are living under.

"Unlike the workings of the private sector of our society, which searches always for a clear, immediate, and hopefully profitable final result, the democratic process never quite arrives at the final result. The give and take of the political system creates a kind of uncertainty. To get the benefits of the freedom it confers, we must live with contributions and criticisms from a thousand sources. And we are always asking the important question:

"Shall we change things or shall we leave things as they are?"

"By contrast, from a dictator or tyrant we would always get a clear, quick answer — but we couldn't do anything about it if it wasn't the answer we wanted.

"As a public servant, how does one get anything done at all in the midst of so many conflicting ideas? Well, I'll tell you. Our next governor — whoever he or she may be — may follow a different path, of course, but this has been my way.

"When people come to me with a complaint or a proposal, I have been willing to listen carefully. I have always asked questions so their aim or their problem becomes clear to me. I have tried to consider the needs of all who might be affected by what they propose — to think of the whole, rather than just the part.

"I have tried to respect the opinions of others, even when they have collided directly with my own. As you know, I have tended to stand firm especially in unpopular decisions, when I have felt that such decisions would clearly benefit the state. In working toward any decision, I have always been more impressed by what I see as the value of an idea than by the number of people supporting it. And finally, I have always tried in this process to envision the future as well as remember the past.

"There is, however, a stabilizing factor in the midst of all this dynamic give and take. I have found that most people are good at heart. Most people want to do the right thing — when they can define what it is. And being citizens of Hawaii has helped them to define it, for here we have a political process unique in all the world.

"We have the powerful drive of free enterprise.

"We have the fairness of democracy.

"And we have the tempering, humane note of the Aloha spirit. No other state has this special spirit. And though it has been severely tested at times, it has never been distinguished. It is alive today, just as it

was back in 1854 when Kamehameha the Fourth ascended the throne of the Kingdom of Hawaii and said this:

"To be kind and generous to the foreigner, to trust and confide in him, is no new thing in the history of our race. I therefore say to the foreigner that he is welcome. But the duties that we owe to each other are reciprocal."

"Thus Hawaii began in generosity, and my feeling — after spending over half my life in public service in my native state — is that Hawaii will continue in generosity. For it is generosity that helps create a sense of community and of shared opportunity. We must continue to create this sense of shared opportunity — as newcomers arrive, as new ideas have their impact, and as the past recedes beyond memory.

"If indeed we can find a little time each day to actually do what it says in our Constitution — to control our destiny, to nurture the integrity of our people, to preserve the quality of life that we desire — then all will be well in the Aloha State.

"Blessed by Divine Providence and a bountiful nature, we shall have fashioned a decent and durable society — a society that can perhaps exert a modest influence in calming the awful winds of fury that blow each day across so many places in this world.

"We will be a useful example — the symbol and the reality of a community that is dynamic and humane — a place of peace and progress, a place of harmony and hope.

"Mahalo and Aloha."

At this time, Senate President Wong rose to remark:

"Governor Ariyoshi, I want to thank you, on behalf of the members of the Thirteenth Legislature of the State of Hawaii, for appearing before us today and delivering the state-of-the-state.

"I think what you have offered us is a challenge for a most interesting session. It is hoped that over the course of the next weeks, we can work with you and your administration to achieve some of the goals that you have set for us.

"I do want to take this moment, Governor, to make these remarks: I think today is a very landmark day. This is the last time that you have given the state-of-the-state message to us and I am certain that this is a time of great emotion for you and our First Lady, as it is for all of us.

"I'm sure I express the feelings of all the Senators and Representatives present in this hall that we have the utmost respect and

Aloha for you.

"Governor, Godspeed and may the good Lord bless you and yours.

"If there be no further business by the members of this body, I hereby adjourn this Joint Session."

At 11:25 o'clock a.m., the President

declared the Joint Session adjourned.

ADJOURNMENT

At 11:30 o'clock a.m., on motion by Senator Mizuguchi, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, January 22, 1986.

SIXTH DAY

Wednesday, January 22, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:35 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by the Reverend Bob Anders, Pastor, First Baptist Church of Nanakuli, after which the Roll was called showing all Senators present with the exception of Senators Aki, Cobb, and Wong who were excused.

The Chair announced that he had read and approved the Journal of the Fifth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 75 and 76) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 75, transmitting the 1984-1985 Annual Report prepared by the Department of Taxation, pursuant to Sec. 231-3 (8), HRS, was referred to the Committee on Ways and Means.

Gov. Msg. No. 76, transmitting a report prepared by the Department of Health, "Pesticides and Environmental Quality," pursuant to Act 127, SLH 1985, was referred to the Committee on Health.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 32 and 33) were read by the Clerk and were disposed of as follows:

Dept. Com. No. 32 from the Office of the Legislative Auditor, transmitting a report, "Sunrise Analysis of a Proposal to Regulate the Practice of Clinical Social Work," was referred to the Committee on Consumer Protection and Commerce.

Dept. Com. No. 33 from the Department of Planning and Economic Development, transmitting a report, "Geothermal Development and Applications in Hawaii," was referred to the Committee Energy.

INTRODUCTION OF SENATE BILLS

On motion by Senator Kuroda, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Thursday, January 23, 1986:

Senate Bills

No. 1556-86 "A BILL FOR AN ACT RELATING TO THE MEDICAL TREATMENT DECISION ACT."

Introduced by: Senators Matsuura and Cayetano.

No. 1557-86 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE SAFETY RESPONSIBILITY ACT."

Introduced by: Senators Matsuura and Machida.

No. 1558-86 "A BILL FOR AN ACT RELATING TO THE REGULATION OF MOTOR VEHICLE REPAIRS."

Introduced by: Senators Matsuura and Machida.

No. 1559-86 "A BILL FOR AN ACT RELATING TO THE USE OF TAX."

Introduced by: Senators Matsuura and Machida.

No. 1560-86 "A BILL FOR AN ACT RELATING TO FLOOD CONTROL."

Introduced by: Senators Matsuura and Henderson.

No. 1561-86 "A BILL FOR AN ACT RELATING TO COUNTY LICENSES."

Introduced by: Senators Matsuura and Henderson.

No. 1562-86 "A BILL FOR AN ACT RELATING TO COUNTY TORT LIABILITY."

Introduced by: Senators Matsuura, Solomon and Henderson.

No. 1563-86 "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES COVERED BY CHAPTER 77."

Introduced by: Senators Matsuura, Solomon and Henderson.

No. 1564-86 "A BILL FOR AN ACT RELATING TO BRANDING."

Introduced by: Senators Matsuura and Henderson.

No. 1565-86 "A BILL FOR AN ACT RELATING TO COUNTY HIGHWAYS."

Introduced by: Senators Matsuura, Solomon and Henderson.

No. 1567-86 "A BILL FOR AN ACT RELATING TO PEST CONTROL OPERATORS."

Introduced by: Senators Cobb, B.

- Kobayashi and Henderson.
- No. 1568-86 "A BILL FOR AN ACT RELATING TO BOXING CONTESTS."
Introduced by: Senators Cobb, B. Kobayashi and Henderson.
- No. 1569-86 "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE."
Introduced by: Senators Cobb, B. Kobayashi and Henderson.
- No. 1570-86 "A BILL FOR AN ACT RELATING TO BARBERS."
Introduced by: Senators Cobb, B. Kobayashi and Henderson.
- No. 1571-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING ACT."
Introduced by: Senators Cobb, B. Kobayashi and Henderson.
- No. 1572-86 "A BILL FOR AN ACT RELATING TO REGULATION OF MOTOR VEHICLE REPAIRS."
Introduced by: Senators Cobb, B. Kobayashi and Henderson.
- No. 1573-86 "A BILL FOR AN ACT RELATING TO THE CONSUMER AND SMALL BUSINESS ADVOCATE."
Introduced by: Senators Cobb, A. Kobayashi, B. Kobayashi, Holt, McMurdo, Soares, Yamasaki, George and Cayetano.
- No. 1574-86 "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE."
Introduced by: Senators Cobb, Henderson, McMurdo, Soares, Yamasaki, George and Cayetano.
- No. 1575-86 "A BILL FOR AN ACT RELATING TO PENSIONS."
Introduced by: Senators Cobb, Henderson, B. Kobayashi, Holt, McMurdo, Soares and George.
- No. 1576-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES."
Introduced by: Senators Cobb, B. Kobayashi, Holt, McMurdo, Soares, Yamasaki, George and Cayetano.
- No. 1577-86 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."
Introduced by: Senators Cobb, Henderson, B. Kobayashi, Holt, McMurdo,
- Yamasaki, George and Cayetano.
- No. 1578-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
Introduced by: Senators Cobb, Henderson, B. Kobayashi, Holt, McMurdo, Soares, Yamasaki, George and Cayetano.
- No. 1579-86 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS."
Introduced by: Senators Cobb, Henderson, McMurdo, Soares, George, Chang and Young.
- No. 1580-86 "A BILL FOR AN ACT RELATING TO RATEMAKING FOR PUBLIC UTILITIES."
Introduced by: Senators Cobb, B. Kobayashi, Holt, McMurdo, George, Chang and Young.
- No. 1581-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY."
Introduced by: Senators Cobb, Henderson, Soares, Cayetano, Hee, Chang and Young.
- No. 1582-86 "A BILL FOR AN ACT RELATING TO HANDI-VAN TRANSPORTATION SERVICE."
Introduced by: Senator Kawasaki, by request.
- No. 1583-86 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
Introduced by: Senator Kawasaki, by request.
- No. 1584-86 "A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE."
Introduced by: Senator Kawasaki, by request.
- No. 1585-86 "A BILL FOR AN ACT RELATING TO TORTS."
Introduced by: Senators Matsuura, B. Kobayashi, Solomon, Chang, Henderson, George, Mizuguchi, Aki, Machida, Young, Soares, Toguchi, Hee, A. Kobayashi, Holt, McMurdo and Kuroda.
- No. 1586-86 "A BILL FOR AN ACT RELATING TO BENEFITS."
Introduced by: Senators Matsuura and Toguchi.
- No. 1587-86 "A BILL FOR AN

ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Matsuura and Toguchi.

No. 1588-86 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 14, OF THE HAWAII CONSTITUTION, TO ALLOW NONUNANIMOUS VERDICTS IN CRIMINAL CASES."

Introduced by: Senators Matsuura and Toguchi.

No. 1589-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators George, Soares, Henderson and A. Kobayashi.

No. 1590-86 "A BILL FOR AN ACT RELATING TO LICENSING TO PRACTICE MEDICINE."

Introduced by: Senators George, Soares, Henderson and A. Kobayashi.

No. 1591-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senators Hee, Cayetano, Hagino, Chang and Kuroda.

No. 1592-86 "A BILL FOR AN ACT RELATING TO SEAT BELTS."

Introduced by: Senators Hee, Cayetano, Yamasaki, Chang and Kuroda.

No. 1593-86 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senators Holt, Yamasaki, Machida, McMurdo, A. Kobayashi, Henderson and Soares.

On motion by Senator Kuroda, seconded by Senator Soares and carried, the following bill was referred to print and was placed on the calendar for further consideration on Thursday, January 23, 1986:

No. 1566-86 "A BILL FOR AN

ACT RELATING TO GEOTHERMAL ENERGY."

Introduced by: Senators Matsuura and Henderson.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 4-86) informing the Senate that S.B. Nos. 1550-86 to 1555-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OR THE DAY

REFERRAL OF SENATE BILLS

The Chair made the following committee assignments of bills introduced on Tuesday, January 21, 1986:

Senate Bills	Referred to:	
No. 1550-86	Committee	on
Consumer Protection and Commerce		
No. 1551-86	Committee	on
Consumer Protection and Commerce		
No. 1552-86	Committee	on
Judiciary		
No. 1553-86	Committee	on
Judiciary		
No. 1554-86	Committee	on
Judiciary		
No. 1555-86	Committee	on
Judiciary		

ADJOURNMENT

At 11:40 o'clock a.m., on motion by Senator Kuroda, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, January 23, 1986.

SEVENTH DAY

Thursday, January 23, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:37 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Chaplain Michael S. Drenzo, Captain, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senators Cobb, Solomon, Toguchi, and Wong who were excused.

The Chair announced that he had read and approved the Journal of the Sixth Day.

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

Senator Young introduced Dr. Itaru Ono of Shikoku, Japan, and Takako and Yoshiharu Miyahira of Honolulu, formerly of Fukuoka, Japan.

Senator Kuroda introduced Dr. Louise Jones-Johnson, press secretary to Senator Clarence Mitchell III of Maryland who is the chairman of the Maryland Senate Judiciary Committee.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 77 and 78) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 77, transmitting a report, "A Study on Employee Innovation, Performance, and Productivity in the Public Service," prepared by the Department of Personnel Services, in response to S.R. No. 76 (1985), was referred to the Committee on Labor and Employment.

Gov. Msg. No. 78, transmitting the State of Hawaii Comprehensive Annual Financial Report for FY Ended June 30, 1985, prepared by the Comptroller, pursuant to Sec. 40-5, HRS, was referred to the Committee on Ways and Means.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 2 and 3) were read by the Clerk and were disposed of as follows:

S.R. No. 2, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF REGENTS TO CONDUCT A STUDY TO DETERMINE COMPETITIVE SALARIES AND BENEFITS FOR COACHES AND ASSISTANT COACHES FOR THE INTERCOLLEGIATE ATHLETICS PROGRAM OF THE UNIVERSITY OF HAWAII AND TO DEVELOP APPROPRIATE

POLICIES FOR IMPLEMENTATION," was offered by Senators Holt, Chang, Fernandes Salling, Toguchi, Cayetano, Yamasaki, Machida, McMurdo, A. Kobayashi, Henderson and Soares.

By unanimous consent, S.R. No. 2 was referred to the Committee on Higher Education.

S.R. No. 3, entitled: "SENATE RESOLUTION REQUESTING THE STATE COMMISSIONERS OF THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION TO WORK WITH THE UNIVERSITY OF HAWAII IN INCREASING THE NUMBER OF OPENINGS FOR NON-RESIDENT WICHE STUDENTS," was offered by Senators Holt, Chang, Machida, A. Kobayashi, Soares, Mizuguchi, Fernandes Salling, Yamasaki, B. Kobayashi, Solomon, George, Toguchi, Cayetano, McMurdo and Henderson.

By unanimous consent, S.R. No. 3 was referred to the Committee on Higher Education.

INTRODUCTION OF SENATE BILLS

On motion by Senator Kuroda, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Friday, January 24, 1986:

Senate Bills

No. 1594-86 "A BILL FOR AN ACT RELATING TO LEASEHOLD."

Introduced by: Senators Cobb, Henderson, Soares, George, and Chang.

No. 1595-86 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES."

Introduced by: Senators A. Kobayashi and Matsuura.

No. 1596-86 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE."

Introduced by: Senators B. Kobayashi, Machida, Solomon, A. Kobayashi, and Kawasaki.

No. 1597-86 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senators B. Kobayashi, Machida, and Matsuura.

No. 1598-86 "A BILL FOR AN ACT

RELATING TO TRAFFIC SAFETY."

Introduced by: Senators B. Kobayashi,
Toguchi, and Hagino.

No. 1599-86 "A BILL FOR AN ACT
RELATING TO THE MODEL ALCOHOLIC
BEVERAGE RETAIL LICENSEE LIABILITY
ACT."

Introduced by: Senators B. Kobayashi,
Machida, A. Kobayashi, George, and
Solomon.

No. 1600-86 "A BILL FOR AN ACT
RELATING TO TRAFFIC SAFETY."

Introduced by: Senators B. Kobayashi
and Soares.

No. 1601-86 "A BILL FOR AN ACT
RELATING TO MOTOR VEHICLE ALARM
SYSTEMS."

Introduced by: Senators B. Kobayashi,
Machida, A. Kobayashi, McMurdo,
Cayetano, and Abercrombie.

No. 1602-86 "A BILL FOR AN ACT
RELATING TO MEDICAL TORTS."

Introduced by: Senators B. Kobayashi,
Matsuura, Solomon, A. Kobayashi,
George, Kawasaki, and Machida.

No. 1603-86 "A BILL FOR AN ACT
RELATING TO A PUBLIC INTERVENOR."

Introduced by: Senators A. Kobayashi,
Chang, Soares, Matsuura, Aki, Machida,
Henderson, Kuroda, and Abercrombie.

No. 1604-86 "A BILL FOR AN ACT
RELATING TO THE RESIDENTIAL
LANDLORD-TENANT CODE."

Introduced by: Senators A. Kobayashi,
Hagino, George, Soares, McMurdo, Chang,
Matsuura, Aki, Machida, Henderson,
Kuroda, and Abercrombie.

No. 1605-86 "A BILL FOR AN ACT
RELATING TO THE UNIFORM PROBATE
CODE."

Introduced by: Senators George, A.
Kobayashi, Hee, Machida, Henderson,
Soares, Kuroda, Hagino, Aki, Cayetano,
and B. Kobayashi.

No. 1606-86 "A BILL FOR AN ACT
RELATING TO JURORS."

Introduced by: Senators Hee, Young,
Cayetano, and Abercrombie.

No. 1607-86 "A BILL FOR AN ACT
RELATING TO MOTOR VEHICLE
INSURANCE."

Introduced by: Senators Hee,
Cayetano, Young, and Abercrombie.

No. 1608-86 "A BILL FOR AN ACT
RELATING TO TOURISM."

Introduced by: Senators Hee,
Cayetano, and Abercrombie.

No. 1609-86 "A BILL FOR AN ACT
RELATING TO TORTS."

Introduced by: Senators Henderson,
George, Soares, and A. Kobayashi.

No. 1610-86 "A BILL FOR AN ACT
RELATING TO AGREEMENTS OF SALE."

Introduced by: Senators Henderson,
Soares, A. Kobayashi, and George.

No. 1611-86 "A BILL FOR AN ACT
RELATING TO THE GENERAL EXCISE
TAX."

Introduced by: Senators Henderson,
George, Soares, and A. Kobayashi.

No. 1612-86 "A BILL FOR AN ACT
RELATING TO WORKERS'
COMPENSATION."

Introduced by: Senators Henderson, A.
Kobayashi, George, and Soares.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on
Legislative Management, presented a report
(Stand. Com. Rep. No. 5-86) informing the
Senate that S.B. Nos. 1556-86 to 1593-86
have been printed and have been distributed
to the members of the Senate.

On motion by Senator Young, seconded by
Senator George and carried, the report of
the Committee was adopted.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The Chair made the following committee
assignments of bills introduced on
Wednesday, January 22, 1986:

Senate Bills Referred to:

No. 1556-86 Committee on
Health, then to the Committee on Judiciary

No. 1557-86 Committee on
Transportation, then to the Committee on
Judiciary

No. 1558-86 Committee on
Consumer Protection and Commerce

No. 1559-86 Committee on

Economic Development, then to the Committee on Ways and Means		the	Economic Development
No. 1560-86	Committee	on	No. 1581-86
Economic Development			Transportation
No. 1561-86	Committee	on	No. 1582-86
Government Operations			Government Operations, then to the Committee on Ways and Means
No. 1562-86	Committee	on	No. 1583-86
Judiciary			Economic Development
No. 1563-86	Committee	on	No. 1584-86
Labor and Employment			Transportation, then to the Committee on Ways and Means
No. 1564-86	Committee	on	No. 1585-86
Agriculture			Health, then to the Committee on Judiciary
No. 1565-86	Committee	on	No. 1586-86
Transportation, then to the Committee on Ways and Means			Labor and Employment
No. 1566-86	Committee	on	No. 1587-86
Energy			Committee on Ways and Means
No. 1567-86	Committee	on	No. 1588-86
Consumer Protection and Commerce			Judiciary
No. 1568-86	Committee	on	No. 1589-86
Consumer Protection and Commerce			Health, then to the Committee on Ways and Means
No. 1569-86	Committee	on	No. 1590-86
Consumer Protection and Commerce			Consumer Protection and Commerce
No. 1570-86	Committee	on	No. 1591-86
Consumer Protection and Commerce			Consumer Protection and Commerce
No. 1571-86	Committee	on	No. 1592-86
Consumer Protection and Commerce			Consumer Protection and Commerce
No. 1572-86	Committee	on	No. 1593-86
Consumer Protection and Commerce			Higher Education, then to the Committee on Ways and Means
No. 1573-86	Committee	on	
Economic Development			
No. 1574-86	Committee	on	
Consumer Protection and Commerce			
No. 1575-86	Committee	on	
Judiciary			
No. 1576-86	Committee	on	
Consumer Protection and Commerce			
No. 1577-86	Committee on Ways and Means		
No. 1578-86	Committee	on	
Consumer Protection and Commerce			
No. 1579-86	Committee	on	
Higher Education			
No. 1580-86	Committee	on	

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 4 from the Waikiki Aquarium, transmitting the Waikiki Aquarium Annual Report for FY 1984-1985, was read by the Clerk and was referred to the Committee on Tourism and Recreation.

At 11:47 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.

ADJOURNMENT

At 11:51 o'clock a.m., on motion by Senator Kuroda, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 24, 1986.

EIGHTH DAY

Friday, January 24, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:35 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Father James Berry of Our Lady of Good Counsel, after which the Roll was called showing all Senators present with the exception of Senators Aki, Cobb and Wong who were excused.

The Vice President announced that he had read and approved the Journal of the Seventh Day.

Senator Hee then introduced to the members of the Senate Mr. Pat Kawano and his wife Puanani, residents of Molokai, who were sitting in the gallery.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 79 to 83) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 79, transmitting the "1986 Report on Claims for Legislative Relief," prepared by the Department of the Attorney General, pursuant to Sec. 37-77, HRS, was referred to the Committee on Judiciary.

Gov. Msg. No. 80, transmitting the "Hawaii Housing Authority Annual Report, July 1, 1984/June 30, 1985," pursuant to Chap. 356, HRS, was referred to the Committee on Housing and Community Development.

Gov. Msg. No. 81, transmitting the "Annual Report of the Foreign-Trade Zone No. 9, October 1, 1984 - September 30, 1985," prepared by the Department of Planning and Economic Development, was referred to the Committee on Economic Development.

Gov. Msg. No. 82, transmitting the "1986 Annual Report to the Governor on Employment," prepared by the Commission on Employment and Human Resources, pursuant to Chap. 202, HRS, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 83, transmitting the "Report to the 1986 Legislature, Transition Center Program," prepared by the Department of Labor and Industrial Relations, pursuant to Act 40, SLH 1984, was referred to the Committee on Labor and Employment.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 34 from the Office of the

Legislative Auditor, transmitting Report No. 86-6, "Sunset Evaluation Update, Beauty Culture," pursuant to Chap. 439, HRS, was read by the Clerk and was referred to the Committee on Consumer Protection and Commerce.

SENATE RESOLUTION

S.R. No. 4, entitled: "SENATE RESOLUTION REQUESTING THAT OCCUPATIONAL THERAPY ASSISTANTS BE ESTABLISHED AS A NEW POSITION CLASSIFICATION BY THE DEPARTMENT OF PERSONNEL SERVICES," was offered by Senators B. Kobayashi, Machida, Matsuura, Solomon and A. Kobayashi, and was read by the Clerk.

By unanimous consent, S.R. No. 4 was referred to the Committee on Labor and Employment.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Monday, January 27, 1986:

Senate Bills

No. 1613-86 "A BILL FOR AN ACT RELATING TO A CARGO DISTRIBUTION CENTER."

Introduced by: Senators Matsuura, Solomon and Henderson.

No. 1614-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE AND COUNTY PERSONNEL TRAINING AND FOR THE HIRING OF ADDITIONAL PERSONNEL TO EXPEDITE THE PROCESSING OF GEOTHERMAL ENERGY RESOURCE DEVELOPMENT PERMIT APPLICATIONS."

Introduced by: Senators Matsuura and Machida.

No. 1615-86 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR IMPROVING FIRE PROTECTION FACILITIES IN CERTAIN AREAS WHERE SUCH FACILITIES DO NOT MEET CURRENT STANDARDS OF THE BOARD OF WATER SUPPLY, CITY AND COUNTY OF HONOLULU."

Introduced by: Senator Kawasaki, by request.

No. 1616-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A

CONVALESCENT HOME ON THE KAISER HOSPITAL SITE."

Introduced by: Senators Hee, Abercrombie, McMurdo, Yamasaki, Chang, Machida and Kuroda.

No. 1617-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PURCHASE REAL PROPERTY ON WINDWARD OAHU."

Introduced by: Senators Hee, Toguchi, Yamasaki, Chang, Machida and Kuroda.

No. 1618-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE A GRANT-IN-AID TO THE MAUI COMMUNITY ARTS AND CULTURAL CENTER, MAUI."

Introduced by: Senators Machida, Yamasaki, McMurdo, Young, Cayetano, Abercrombie and Holt.

No. 1619-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO DESIGN AND CONSTRUCT A NEW ARTS AND CRAFT BUILDING OR RENOVATE CLASSROOMS FOR ARTS AND CRAFTS AT BALDWIN HIGH SCHOOL, MAUI SCHOOL DISTRICT."

Introduced by: Senators Machida, Yamasaki, McMurdo, Young, Cayetano, Abercrombie and Holt.

No. 1620-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LITTER CONTROL."

Introduced by: Senators Henderson, George, A. Kobayashi and Soares.

No. 1621-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LITTER CONTROL."

Introduced by: Senators Henderson, George, A. Kobayashi and Soares.

No. 1622-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESEARCH AND DEVELOPMENT OF OCTOPUS."

Introduced by: Senator Matsuura.

No. 1623-86 "A BILL FOR AN ACT RELATING TO BOARDS OF REGISTRATION."

Introduced by: Senator Kawasaki, by request.

No. 1624-86 "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS."

Introduced by: Senator Kawasaki, by

request.

No. 1625-86 "A BILL FOR AN ACT RELATING TO THE MILK CONTROL PROGRAM."

Introduced by: Senator Kawasaki, by request.

No. 1626-86 "A BILL FOR AN ACT RELATING TO MOLOKAI CATTLE."

Introduced by: Senator Kawasaki, by request.

No. 1627-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PINEAPPLE."

Introduced by: Senator Kawasaki, by request.

No. 1628-86 "A BILL FOR AN ACT RELATING TO INSPECTION OF MEAT AND MEAT PRODUCTS."

Introduced by: Senator Kawasaki, by request.

No. 1629-86 "A BILL FOR AN ACT RELATING TO LIVESTOCK OWNERSHIP AND MOVEMENT CERTIFICATION."

Introduced by: Senator Kawasaki, by request.

No. 1630-86 "A BILL FOR AN ACT RELATING TO INSPECTION OF POULTRY AND POULTRY PRODUCTS."

Introduced by: Senator Kawasaki, by request.

No. 1631-86 "A BILL FOR AN ACT RELATING TO PENALTIES."

Introduced by: Senator Kawasaki, by request.

No. 1632-86 "A BILL FOR AN ACT RELATING TO RIGHTS OF ENTRY."

Introduced by: Senator Kawasaki, by request.

No. 1633-86 "A BILL FOR AN ACT RELATING TO PROHIBITION OF ENTRY OF ANIMALS WITHOUT INSPECTION."

Introduced by: Senator Kawasaki, by request.

No. 1634-86 "A BILL FOR AN ACT RELATING TO FORM OF SUMMONS AND CITATION."

Introduced by: Senator Kawasaki, by request.

No. 1635-86 "A BILL FOR AN ACT

RELATING TO ISSUANCE OF SUMMONS AND CITATION."

Introduced by: Senator Kawasaki, by request.

No. 1636-86 "A BILL FOR AN ACT RELATING TO ADMINISTRATION OF OATH."

Introduced by: Senator Kawasaki, by request.

No. 1637-86 "A BILL FOR AN ACT RELATING TO HEALTH CERTIFICATE."

Introduced by: Senator Kawasaki, by request.

No. 1638-86 "A BILL FOR AN ACT RELATING TO RULES GOVERNING THE INSPECTION, QUARANTINE, DISINFECTION, OR DESTRUCTION OF ANIMALS."

Introduced by: Senator Kawasaki, by request.

No. 1639-86 "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE."

Introduced by: Senator Kawasaki, by request.

No. 1640-86 "A BILL FOR AN ACT RELATING TO NOTIFICATION OF ARRIVAL OF ANIMALS."

Introduced by: Senator Kawasaki, by request.

No. 1641-86 "A BILL FOR AN ACT RELATING TO BREEDING OF ANIMALS IN QUARANTINE."

Introduced by: Senator Kawasaki, by request.

No. 1642-86 "A BILL FOR AN ACT RELATING TO FORFEITURE OF ANIMALS."

Introduced by: Senator Kawasaki, by request.

No. 1643-86 "A BILL FOR AN ACT RELATING TO THE REPORTING OF ANIMAL DISEASES."

Introduced by: Senator Kawasaki, by request.

No. 1644-86 "A BILL FOR AN ACT RELATING TO FEES."

Introduced by: Senator Kawasaki, by request.

No. 1645-86 "A BILL FOR AN ACT RELATING TO DESTRUCTION OF

ANIMALS FERAE NATURAE."

Introduced by: Senator Kawasaki, by request.

No. 1646-86 "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER."

Introduced by: Senator Kawasaki, by request.

No. 1647-86 "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE."

Introduced by: Senator Kawasaki, by request.

No. 1648-86 "A BILL FOR AN ACT RELATING TO COOPERATION WITH FEDERAL AUTHORITIES."

Introduced by: Senator Kawasaki, by request.

No. 1649-86 "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS."

Introduced by: Senator Kawasaki, by request.

No. 1650-86 "A BILL FOR AN ACT RELATING TO GLANDERS AND FARCY."

Introduced by: Senator Kawasaki, by request.

No. 1651-86 "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR."

Introduced by: Senator Kawasaki, by request.

No. 1652-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL."

Introduced by: Senator Kawasaki, by request.

No. 1653-86 "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT."

Introduced by: Senator Kawasaki, by request.

No. 1654-86 "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO THE STATE TORT LIABILITY ACT."

Introduced by: Senator Kawasaki, by request.

No. 1655-86 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES

COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Kawasaki, by request.

No. 1656-86 "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION."

Introduced by: Senator Kawasaki, by request.

No. 1657-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Kawasaki, by request.

No. 1658-86 "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE."

Introduced by: Senator Kawasaki, by request.

No. 1659-86 "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS."

Introduced by: Senator Kawasaki, by request.

No. 1660-86 "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS."

Introduced by: Senator Kawasaki, by request.

No. 1661-86 "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT PREVENTION."

Introduced by: Senator Kawasaki, by request.

No. 1662-86 "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE."

Introduced by: Senator Kawasaki, by request.

No. 1663-86 "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE."

Introduced by: Senator Kawasaki, by request.

No. 1664-86 "A BILL FOR AN ACT RELATING TO POISONS."

Introduced by: Senator Kawasaki, by request.

No. 1665-86 "A BILL FOR AN ACT RELATING TO AGENT ORANGE."

Introduced by: Senator Kawasaki, by request.

No. 1666-86 "A BILL FOR AN ACT RELATING TO APPLICATION

PROCEDURES FOR ENVIRONMENTAL PERMITS."

Introduced by: Senator Kawasaki, by request.

No. 1667-86 "A BILL FOR AN ACT RELATING TO TUBERCULOSIS."

Introduced by: Senator Kawasaki, by request.

No. 1668-86 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES AND MENTAL RETARDATION RECORDS."

Introduced by: Senator Kawasaki, by request.

No. 1669-86 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senator Kawasaki, by request.

No. 1670-86 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."

Introduced by: Senator Kawasaki, by request.

No. 1671-86 "A BILL FOR AN ACT RELATING TO THE ADVISORY COMMISSION ON EMPLOYMENT AND HUMAN RESOURCES."

Introduced by: Senator Kawasaki, by request.

No. 1672-86 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senator Kawasaki, by request.

No. 1673-86 "A BILL FOR AN ACT RELATING TO PUBLIC HIGHWAYS."

Introduced by: Senator Kawasaki, by request.

No. 1674-86 "A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION."

Introduced by: Senator Kawasaki, by request.

No. 1675-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Introduced by: Senator Kawasaki, by request.

No. 1676-86 "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS."

- Introduced by: Senator Kawasaki, by request.
- No. 1677-86 "A BILL FOR AN ACT RELATING TO FISHING."
- Introduced by: Senator Kawasaki, by request.
- No. 1678-86 "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES."
- Introduced by: Senator Kawasaki, by request.
- No. 1679-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senator Kawasaki, by request.
- No. 1680-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senator Kawasaki, by request.
- No. 1681-86 "A BILL FOR AN ACT RELATING TO DUTIES OF THE DIRECTOR OF PERSONNEL SERVICES."
- Introduced by: Senator Kawasaki, by request.
- No. 1682-86 "A BILL FOR AN ACT RELATING TO CAPITAL LOANS."
- Introduced by: Senator Kawasaki, by request.
- No. 1683-86 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."
- Introduced by: Senator Kawasaki, by request.
- No. 1684-86 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."
- Introduced by: Senator Kawasaki, by request.
- No. 1685-86 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."
- Introduced by: Senator Kawasaki, by request.
- No. 1686-86 "A BILL FOR AN ACT RELATING TO UNIVERSAL TELEPHONE SERVICE."
- Introduced by: Senator Kawasaki, by request.
- No. 1687-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS."
- Introduced by: Senator Kawasaki, by request.
- No. 1688-86 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- Introduced by: Senator Kawasaki, by request.
- No. 1689-86 "A BILL FOR AN ACT RELATING TO BONDING OF SOLAR ENERGY DEVICE DEALERS."
- Introduced by: Senator Kawasaki, by request.
- No. 1690-86 "A BILL FOR AN ACT RELATING TO REGULATORY LICENSING REFORM."
- Introduced by: Senator Kawasaki, by request.
- No. 1691-86 "A BILL FOR AN ACT RELATING TO BOXING."
- Introduced by: Senator Kawasaki, by request.
- No. 1692-86 "A BILL FOR AN ACT RELATING TO THE BOXING COMMISSION."
- Introduced by: Senator Kawasaki, by request.
- No. 1693-86 "A BILL FOR AN ACT RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS."
- Introduced by: Senator Kawasaki, by request.
- No. 1694-86 "A BILL FOR AN ACT RELATING TO MORTGAGE AND COLLECTION SERVICING AGENTS."
- Introduced by: Senator Kawasaki, by request.
- No. 1695-86 "A BILL FOR AN ACT RELATING TO NATUROPATHY."
- Introduced by: Senator Kawasaki, by request.
- No. 1696-86 "A BILL FOR AN ACT RELATING TO PHARMACISTS AND PHARMACY."
- Introduced by: Senator Kawasaki, by request.
- No. 1697-86 "A BILL FOR AN ACT

RELATING TO MESSAGE."

Introduced by: Senator Kawasaki, by request.

No. 1698-86 "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY."

Introduced by: Senator Kawasaki, by request.

No. 1699-86 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY."

Introduced by: Senator Kawasaki, by request.

No. 1700-86 "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT OF ATTORNEYS."

Introduced by: Senator Kawasaki, by request.

No. 1701-86 "A BILL FOR AN ACT RELATING TO THE PEST CONTROL INDUSTRY."

Introduced by: Senator Kawasaki, by request.

No. 1702-86 "A BILL FOR AN ACT RELATING TO PODIATRISTS."

Introduced by: Senator Kawasaki, by request.

No. 1703-86 "A BILL FOR AN ACT RELATING TO REAL ESTATE."

Introduced by: Senator Kawasaki, by request.

No. 1704-86 "A BILL FOR AN ACT RELATING TO SANCTIONS."

Introduced by: Senator Kawasaki, by request.

No. 1705-86 "A BILL FOR AN ACT RELATING TO FINES."

Introduced by: Senator Kawasaki, by request.

No. 1706-86 "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES."

Introduced by: Senator Kawasaki, by request.

No. 1707-86 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Senator Kawasaki, by request.

No. 1708-86 "A BILL FOR AN ACT RELATING TO LICENSE DENIAL

APPEALS."

Introduced by: Senator Kawasaki, by request.

No. 1709-86 "A BILL FOR AN ACT RELATING TO CHIROPRACTIC."

Introduced by: Senator Kawasaki, by request.

No. 1710-86 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Kawasaki, by request.

No. 1711-86 "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS."

Introduced by: Senator Kawasaki, by request.

No. 1712-86 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS."

Introduced by: Senator Kawasaki, by request.

No. 1713-86 "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS."

Introduced by: Senator Kawasaki, by request.

No. 1714-86 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY."

Introduced by: Senator Kawasaki, by request.

No. 1715-86 "A BILL FOR AN ACT RELATING TO THE PEST CONTROL INDUSTRY."

Introduced by: Senator Kawasaki, by request.

No. 1716-86 "A BILL FOR AN ACT RELATING TO MEDICAL CARE PAYMENTS."

Introduced by: Senator Kawasaki, by request.

No. 1717-86 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS."

Introduced by: Senator Kawasaki, by request.

No. 1718-86 "A BILL FOR AN ACT

RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR."

Introduced by: Senator Kawasaki, by request.

No. 1719-86 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Kawasaki, by request.

No. 1720-86 "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY."

Introduced by: Senators B. Kobayashi, Solomon, Chang, Hagino and Hee.

No. 1721-86 "A BILL FOR AN ACT RELATING TO EVIDENCE."

Introduced by: Senator Hagino.

No. 1722-86 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Matsuura and Aki.

No. 1723-86 "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES AND COSTS AND EXPENSES OF LITIGATION."

Introduced by: Senators Henderson, A. Kobayashi, George and Soares.

No. 1724-86 "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES."

Introduced by: Senators Machida, Yamasaki, McMurdo, Young, Cayetano, Abercrombie, Kuroda, Mizuguchi, A. Kobayashi, Holt, Chang, Henderson, Matsuura and Kawasaki.

No. 1725-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MAUI INTERMEDIATE SCHOOLS STUDENT COUNCIL."

Introduced by: Senators Machida, McMurdo, Henderson, George, Aki, Matsuura, Young, Mizuguchi, Yamasaki, Cayetano, Abercrombie, Kuroda, A. Kobayashi, Holt and Chang.

No. 1726-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION AND EXPANSION OF SAINT FRANCIS HOSPITAL'S RENAL DIALYSIS FACILITY AT MAUI MEMORIAL HOSPITAL."

Introduced by: Senators Machida, McMurdo, Yamasaki, Mizuguchi, Henderson, George, Aki, Matsuura, Young, Kawasaki, Cayetano,

Abercrombie, Kuroda, A. Kobayashi, Holt and Chang.

No. 1727-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Henderson, Soares, A. Kobayashi, George and Kuroda.

No. 1728-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL FUNDS FOR DESIGN AND CONSTRUCTION FOR THE BUILDINGS, LOADING AREA, AND ACCESS ROAD FOR THE KONA MARSHALLING AREA."

Introduced by: Senators Solomon, Abercrombie, Henderson, Machida, Kuroda, Hee, Yamasaki, Fernandes Salling, Matsuura, McMurdo, B. Kobayashi, George, Aki, Soares, Hagino, Cayetano, Chang, A. Kobayashi, Young, Holt, Toguchi and Mizuguchi.

No. 1729-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PRODUCT PROMOTION PROGRAMS FOR ANTHURIUMS."

Introduced by: Senators Solomon, Henderson, Machida, Kuroda, Hagino, Yamasaki, A. Kobayashi, McMurdo, Hee, Matsuura, Holt, Abercrombie, B. Kobayashi, George, Young, Aki, Toguchi, Cayetano, Mizuguchi, Chang and Soares.

No. 1730-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROMOTE CONSUMER ACCEPTANCE FOR IRRADIATED FRUITS, VEGETABLES, AND OTHER AGRICULTURAL PRODUCTS PRODUCED IN THE STATE OF HAWAII."

Introduced by: Senators Solomon, Abercrombie, Henderson, Machida, Kuroda, Yamasaki, McMurdo, Toguchi, Soares, B. Kobayashi, George, Aki, Cayetano, Chang, Hee, Hagino, Mizuguchi, Young, Fernandes Salling and Holt.

No. 1731-86 "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS."

Introduced by: Senators Solomon, Henderson, Machida, Kuroda, Yamasaki, McMurdo, B. Kobayashi, George, Aki, Cayetano, Abercrombie, Hee, A. Kobayashi, Soares, Fernandes Salling, Hagino, Holt, Mizuguchi, Matsuura, Chang, Kawasaki, Young and Toguchi.

No. 1732-86 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senators George, Cayetano, Abercrombie, Henderson, Chang, A. Kobayashi, McMurdo, Machida, Soares, Kuroda, B. Kobayashi and Holt.

No. 1733-86 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senators George, Cayetano, Abercrombie, Henderson, Chang, A. Kobayashi, Soares, Kuroda, B. Kobayashi and Holt.

No. 1734-86 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senators George, Cayetano, Abercrombie, Henderson, Chang, Soares, Kuroda, Matsuura, B. Kobayashi, Hee and Holt.

No. 1735-86 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."

Introduced by: Senators Henderson, A. Kobayashi, Soares and George.

No. 1736-86 "A BILL FOR AN ACT CREATING A TUTORING FOR EXCELLENCE PROGRAM IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Mizuguchi, Holt, Machida, Matsuura, Yamasaki and Solomon.

No. 1737-86 "A BILL FOR AN ACT ESTABLISHING A HOMEWORK HOTLINE PROGRAM IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Mizuguchi, Holt, Machida, Matsuura, Yamasaki and Solomon.

No. 1738-86 "A BILL FOR AN ACT RELATING TO THE KINDERGARTEN IV PROGRAM."

Introduced by: Senators Mizuguchi, Yamasaki, Holt, Machida, Matsuura and Solomon.

No. 1739-86 "A BILL FOR AN ACT RELATING TO FOOD."

Introduced by: Senator B. Kobayashi.

No. 1740-86 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senators B. Kobayashi, Machida, George and Matsuura.

No. 1741-86 "A BILL FOR AN ACT RELATING TO PREVENTION AND TREATMENT INTERVENTIONS FOR SEXUAL ASSAULT."

Introduced by: Senators B. Kobayashi, Fernandes Salling, Solomon, Yamasaki, Machida, George and Matsuura.

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 6-86) informing the Senate that Senate Bill Nos. 1594-86 to 1612-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The Chair made the following committee assignments of bills introduced on Thursday, January 23, 1986:

No. 1594-86 Committee on Housing and Community Development, then to the Committee on Judiciary

No. 1595-86 Committee on Energy

No. 1596-86 Committee on Consumer Protection and Commerce

No. 1597-86 Committee on Health, then to the Committee on Ways and Means

No. 1598-86 Committee on Transportation

No. 1599-86 Committee on Judiciary

No. 1600-86 Committee on Transportation

No. 1601-86 Committee on Transportation

No. 1602-86 Committee on Health, then to the Committee on Judiciary

No. 1603-86 Committee on Economic Development, then to the Committee on Ways and Means

No. 1604-86 Committee on Consumer Protection and Commerce

No. 1605-86 Committee on Judiciary

No. 1606-86 Committee on Judiciary, then to the Committee on Ways and Means

No. 1607-86 Committee on Consumer Protection and Commerce

No. 1608-86 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 1609-86 Committee on Health, then to the Committee on Judiciary

No. 1610-86 Committee on Consumer Protection and Commerce

STANDING COMMITTEE REPORT

No. 1611-86 Committee on Economic
Development, then to the Committee on
Ways and Means

No. 1612-86 Committee on Labor and
Employment

ADJOURNMENT

At 11:43 o'clock a.m., on motion by
Senator Kuroda, seconded by Senator Soares
and carried, the Senate adjourned until
11:30 o'clock a.m., Monday, January 27,
1986.

7

NINTH DAY

Monday, January 27, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:34 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Chaplain William Glaser, First Church of Christ, Scientist, after which the Roll was called showing all Senators present with the exception of Senators Cobb and Wong who were excused.

The Chair announced that he had read and approved the Journal of the Eighth Day.

Senator Matsuura introduced to the members of the Senate Sam and Cindy Young of Sacramento, California, and Richard Mossman who accompanied them.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 84 and 85) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 84, transmitting a report, "Model and Implementation Framework for Monitoring the Impacts of Tourism in Hawaii, January 1986," prepared by Coopers & Lybrand for the Department of Planning and Economic Development, pursuant to Act 300, Sec. 9, SLH 1985, was referred to the Committee on Tourism and Recreation.

Gov. Msg. No. 85, transmitting the "Final Report of the 1984 Hawaii Statehood Silver Jubilee Committee," Office of the Governor, pursuant to Sec. 5, Act 4, SSLH 1981, was referred to the Committee on Education.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 35 from the Office of the Legislative Auditor, transmitting Report No. 86-8, "Financial Audit of the Department of Defense," was read by the Clerk and was referred to the Committee on Government Operations.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 5 to 7) were read by the Clerk and were disposed of as follows:

S.R. No. 5, entitled: "SENATE RESOLUTION REQUESTING THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO RESTORE WEATHER SATELLITE COVERAGE TO THE MID-PACIFIC," was offered by Senators Matsuura, A. Kobayashi, B. Kobayashi, Young, Cayetano, Chang, Solomon, George, Holt, Machida, Mizuguchi,

Fernandes Salling, Soares and Henderson.

By unanimous consent, S.R. No. 5 was referred to the Committee on Economic Development.

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 offered by Senators Matsuura, A. Kobayashi, B. Kobayashi, Young, Cayetano, Chang, Solomon, George, Holt, Machida, Fernandes Salling, Soares, Mizuguchi and Henderson.

By unanimous consent, S.R. No. 6 was referred to the Committee on Economic Development.

S.R. No. 7, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES CONGRESS AMEND THE JONES ACT TO EXCLUDE COMMERCIAL FISHERS," was offered by Senators Matsuura, A. Kobayashi, B. Kobayashi, Young, Cayetano, Chang, Solomon, Holt, Machida, Mizuguchi, Fernandes Salling, Soares and Henderson.

By unanimous consent, S.R. No. 7 was referred to the Committee on Economic Development.

INTRODUCTION OF SENATE BILLS

On motion by Senator Kuroda, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Tuesday, January 28, 1986:

Senate Bills

No. 1742-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Kawasaki, by request.

No. 1743-86 "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS."

Introduced by: Senator Kawasaki, by request.

No. 1744-86 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Kawasaki, by request.

No. 1745-86 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senator Kawasaki, by request.

No. 1746-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Kawasaki, by request.

No. 1747-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Kawasaki, by request.

No. 1748-86 "A BILL FOR AN ACT RELATING TO GENERAL PROVISIONS OF AQUATIC RESOURCES AND WILDLIFE."

Introduced by: Senator Kawasaki, by request.

No. 1749-86 "A BILL FOR AN ACT RELATING TO THE HAWAII CAPITAL COMPANIES TAX CREDIT PROGRAM."

Introduced by: Senator Kawasaki, by request.

No. 1750-86 "A BILL FOR AN ACT RELATING TO CONTROL OF PETROLEUM PRODUCTS."

Introduced by: Senator Kawasaki, by request.

No. 1751-86 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLAN."

Introduced by: Senator Kawasaki, by request.

No. 1752-86 "A BILL FOR AN ACT RELATING TO CHIROPRACTIC."

Introduced by: Senator Kawasaki, by request.

No. 1753-86 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Kawasaki, by request.

No. 1754-86 "A BILL FOR AN ACT RELATING TO DENTISTRY."

Introduced by: Senator Kawasaki, by request.

No. 1755-86 "A BILL FOR AN ACT RELATING TO DENTISTRY."

Introduced by: Senator Kawasaki, by request.

No. 1756-86 "A BILL FOR AN ACT

RELATING TO HEARING AID DEALERS AND FITTERS."

Introduced by: Senator Kawasaki, by request.

No. 1757-86 "A BILL FOR AN ACT RELATING TO NURSING."

Introduced by: Senator Kawasaki, by request.

No. 1758-86 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."

Introduced by: Senator Kawasaki, by request.

No. 1759-86 "A BILL FOR AN ACT RELATING TO SALE OF FINE PRINTS."

Introduced by: Senator Kawasaki, by request.

No. 1760-86 "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT."

Introduced by: Senator Kawasaki, by request.

No. 1761-86 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS."

Introduced by: Senator Kawasaki, by request.

No. 1762-86 "A BILL FOR AN ACT RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES."

Introduced by: Senator Kawasaki, by request.

No. 1763-86 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."

Introduced by: Senator Kawasaki, by request.

No. 1764-86 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY."

Introduced by: Senator Kawasaki, by request.

No. 1765-86 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Senator Kawasaki, by request.

No. 1766-86 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

Introduced by: Senator Kawasaki, by

- request.
- No. 1767-86 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."
Introduced by: Senator Kawasaki, by request.
- No. 1768-86 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."
Introduced by: Senator Kawasaki, by request.
- No. 1769-86 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."
Introduced by: Senator Kawasaki, by request.
- No. 1770-86 "A BILL FOR AN ACT RELATING TO AIRCRAFT SERVICING VEHICLES."
Introduced by: Senator Kawasaki, by request.
- No. 1771-86 "A BILL FOR AN ACT RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LAND."
Introduced by: Senator Kawasaki, by request.
- No. 1772-86 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
Introduced by: Senator Kawasaki, by request.
- No. 1773-86 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND."
Introduced by: Senator Kawasaki, by request.
- No. 1774-86 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Senator Kawasaki, by request.
- No. 1775-86 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ALTERNATE RETIREMENT PLAN FOR UNIVERSITY OF HAWAII EMPLOYEES APPOINTED PURSUANT TO HAWAII REVISED STATUTES SECTION 304-11."
Introduced by: Senator Kawasaki, by request.
- No. 1776-86 "A BILL FOR AN ACT RELATING TO COMPETITIVE BIDDING."
Introduced by: Senator Kawasaki, by request.
- No. 1777-86 "A BILL FOR AN ACT RELATING TO STATE WARRANTS."
Introduced by: Senator Kawasaki, by request.
- No. 1778-86 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Senator Kawasaki, by request.
- No. 1779-86 "A BILL FOR AN ACT RELATING TO PERSONNEL OF THE UNIVERSITY OF HAWAII."
Introduced by: Senator Kawasaki, by request.
- No. 1780-86 "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET."
Introduced by: Senator Kawasaki, by request.
- No. 1781-86 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
Introduced by: Senator Kawasaki, by request.
- No. 1782-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL AND TO THE EMPLOYMENT OF ATTORNEYS."
Introduced by: Senator Kawasaki, by request.
- No. 1783-86 "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING."
Introduced by: Senator Kawasaki, by request.
- No. 1784-86 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senator A. Kobayashi, George, Henderson and Soares.
- No. 1785-86 "A BILL FOR AN ACT RELATING TO SALARIES."
Introduced by: Senator Soares, George, A. Kobayashi and Henderson.
- No. 1786-86 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senator A. Kobayashi, George, Henderson and Soares.

No. 1787-86 "A BILL FOR AN ACT RELATING TO LEASEHOLDS."

Introduced by: Senator A. Kobayashi, George, Henderson and Soares.

No. 1788-86 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senators B. Kobayashi, Kuroda, Yamasaki, Hagino, Holt, Cayetano, Chang and Machida.

No. 1789-86 "A BILL FOR AN ACT RELATING TO TRAFFIC RECORDS."

Introduced by: Senators Henderson, Soares, Kuroda, Machida, A. Kobayashi, Abercrombie and George.

No. 1790-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senators Henderson, Soares, Abercrombie and George.

No. 1791-86 "A BILL FOR AN ACT RELATING TO AERONAUTICS."

Introduced by: Senator Matsuura.

No. 1792-86 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."

Introduced by: Senator Kawasaki, by request.

No. 1793-86 "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Introduced by: Senator Kawasaki, by request.

No. 1794-86 "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION."

Introduced by: Senators George, Cayetano, Chang, Abercrombie, Soares, Solomon, B. Kobayashi and Matsuura.

No. 1795-86 "A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY."

Introduced by: Senators Kawasaki, Kuroda, Cayetano, Henderson, Soares, A. Kobayashi, George, Aki, Chang, Fernandes Salling and Abercrombie.

No. 1796-86 "A BILL FOR AN ACT RELATING TO LANDOWNERS' LIABILITY."

Introduced by: Senators Kawasaki, Kuroda, Machida, Cayetano, Henderson, Soares, Matsuura, Hagino, A. Kobayashi, George, Aki, Fernandes Salling and Abercrombie.

No. 1797-86 "A BILL FOR AN ACT RELATING TO IMPROVEMENT BY ASSESSMENT AND GENERAL PROVISIONS RELATING TO HONOLULU."

Introduced by: Senators Kawasaki, Kuroda, Cayetano, Henderson, Soares, A. Kobayashi, George, Aki, Chang, Fernandes Salling and Abercrombie.

No. 1798-86 "A BILL FOR AN ACT RELATING TO THE IMPROVEMENT DISTRICT REVOLVING FUND."

Introduced by: Senators Kawasaki, Kuroda, Cayetano, Henderson, Soares, Matsuura, A. Kobayashi, George, Aki, Chang, Fernandes Salling and Abercrombie.

No. 1799-86 "A BILL FOR AN ACT RELATING TO COUNTY PENSION BOARDS."

Introduced by: Senators Kawasaki, Young, Kuroda, Machida, Cayetano, Henderson, Soares, Matsuura, Hagino, A. Kobayashi, George, Aki, Chang, Fernandes Salling and Abercrombie.

No. 1800-86 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."

Introduced by: Senators Kawasaki, Young, Kuroda, Machida, Cayetano, Henderson, Soares, Matsuura, A. Kobayashi, George, Chang, Aki, Fernandes Salling and Abercrombie.

No. 1801-86 "A BILL FOR AN ACT RELATING TO LAND READJUSTMENT."

Introduced by: Senators Kawasaki, Kuroda, Cayetano, Henderson, Soares, Matsuura, George, Fernandes Salling, A. Kobayashi, Chang, Aki and Abercrombie.

No. 1802-86 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

Introduced by: Senators Kawasaki, Young, Kuroda, Machida, Henderson, Soares, Matsuura, A. Kobayashi, George, Chang, Aki and Abercrombie.

No. 1803-86 "A BILL FOR AN ACT RELATING TO COUNTY HOUSING POWERS."

Introduced by: Senators Kawasaki, Young, Kuroda, Cayetano, Henderson, Soares, Matsuura, Hagino, A. Kobayashi, George, Chang, Aki, Fernandes Salling

and Abercrombie.

No. 1804-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE INSTALLATION OF STATE GOVERNMENT SERVICES AT THE NINE CITY AND COUNTY OF HONOLULU SATELLITE CITY HALLS."

Introduced by: Senators Kawasaki, Fernandes Salling, Young, Kuroda, Machida, George, Abercrombie, A. Kobayashi, Aki, Soares, Cayetano, Henderson, Matsuura and Hagino.

No. 1805-86 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY."

Introduced by: Senators Kawasaki, Kuroda, Cayetano, Henderson, Soares, Matsuura, A. Kobayashi, George, Aki, Fernandes Salling and Abercrombie.

No. 1806-86 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX LAW."

Introduced by: Senators Kawasaki, Kuroda, Cayetano, Henderson, Soares, Abercrombie, Matsuura, George, A. Kobayashi, Chang and Aki.

No. 1807-86 "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Matsuura, George and Abercrombie.

No. 1808-86 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senators Kawasaki, Young, Kuroda, Machida, Cayetano, Henderson, Soares, Matsuura, Hagino, A. Kobayashi, George, Aki, Chang, Fernandes Salling and Abercrombie.

No. 1809-86 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Matsuura, George, A. Kobayashi, Kuroda, Machida, Aki, Fernandes Salling, Chang and Abercrombie.

No. 1810-86 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST PUBLIC ADMINISTRATION."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Matsuura, George, Abercrombie, A. Kobayashi, Kuroda, Chang, Machida, Aki and Fernandes Salling.

No. 1811-86 "A BILL FOR AN ACT

RELATING TO PUBLIC HEALTH AND MORALS."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Abercrombie, Kuroda, Aki, Fernandes Salling, Matsuura, George, A. Kobayashi and Machida.

No. 1812-86 "A BILL FOR AN ACT RELATING TO FORFEITURE OF PROPERTY USED IN ILLEGAL GAMBLING."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Matsuura, George, A. Kobayashi, Kuroda, Aki, Fernandes Salling, Abercrombie and Chang.

No. 1813-86 "A BILL FOR AN ACT RELATING TO FIREARM, AMMUNITION AND DANGEROUS WEAPONS; UNIFORM ACT ON STATUS OF CONVICTED PERSONS; TO CRIMINAL PROCEDURE: DEFERRED ACCEPTANCE OF GUILTY PLEA, NOLO CONTENDERE PLEA."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Matsuura, George, A. Kobayashi, Kuroda, Machida, Aki, Fernandes Salling, Chang and Abercrombie.

No. 1814-86 "A BILL FOR AN ACT RELATING TO THE JUNIOR POLICE OFFICERS TRAINING PROGRAM."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Fernandes Salling, A. Kobayashi, Chang, Aki and Abercrombie.

No. 1815-86 "A BILL FOR AN ACT RELATING TO SCHOOL TRAFFIC MONITORS."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Matsuura, George, A. Kobayashi, Chang, Aki, Fernandes Salling and Abercrombie.

No. 1816-86 "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, Matsuura, George, A. Kobayashi, Kuroda, Chang, Machida, Aki, Fernandes Salling and Abercrombie.

No. 1817-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE CITY AND COUNTY OF HONOLULU FOR IMPROVEMENTS TO MOANALUA ROAD, OAHU."

Introduced by: Senators Kawasaki, Cayetano, Henderson, Soares, George, A.

Kobayashi, Kuroda, Chang, Machida, Aki,
Fernandes Salling and Abercrombie.

No. 1818-86 "A BILL FOR AN ACT
AUTHORIZING THE ISSUANCE OF
GENERAL OBLIGATION BONDS AND
MAKING AN APPROPRIATION FOR THE
COUNTY OF HAWAII."

Introduced by: Senators Matsuura,
Solomon and Henderson.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on
Legislative Management, presented a report
(Stand. Com. Rep. No. 7-86) informing the
Senate that Senate Bill Nos. 1613-86 to
1741-86 have been printed and have been
distributed to the members of the Senate.

On motion by Senator Young, seconded by
Senator George and carried, the report of
the Committee was adopted.

At 11:39 o'clock a.m., the Senate stood in
recess subject to the call of the Chair.

The Senate reconvened at 11:40 o'clock
a.m.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The Chair made the following committee
assignments of bills that were introduced on
Friday, January 24, 1986:

Senate Bill Referred to:

No. 1613-86 Committee on Economic
Development, then to the Committee on
Ways and Means

No. 1614-86 Committee on Energy, then
to the Committee on Ways and Means

No. 1615-86 Committee on Government
Operations, then to the Committee on Ways
and Means

No. 1616-86 Committee on Human
Services, then to the Committee on Ways
and Means

No. 1617-86 Committee on Tourism and
Recreation, then to the Committee on Ways
and Means

No. 1618-86 Committee on Education,
then to the Committee on Ways and Means

No. 1619-86 Committee on Education,
then to the Committee on Ways and Means

No. 1620-86 Committee on Health, then
to the Committee on Ways and Means

No. 1621-86 Committee on Health, then

to the Committee on Ways and Means

No. 1622-86 Committee on Economic
Development, then to the Committee on
Ways and Means

No. 1623-86 Committee on Judiciary,
then to the Committee on Ways and Means

No. 1624-86 Committee on Government
Operations

No. 1625-86 Committee on Agriculture,
then to the Committee on Ways and Means

No. 1626-86 Committee on Agriculture,
then to the Committee on Ways and Means

No. 1627-86 Committee on Agriculture,
then to the Committee on Ways and Means

No. 1628-86 Committee on Agriculture

No. 1629-86 Committee on Agriculture

No. 1630-86 Committee on Agriculture

No. 1631-86 Committee on Agriculture

No. 1632-86 Committee on Agriculture

No. 1633-86 Committee on Agriculture

No. 1634-86 Committee on Agriculture

No. 1635-86 Committee on Agriculture

No. 1636-86 Committee on Agriculture

No. 1637-86 Committee on Agriculture

No. 1638-86 Committee on Agriculture

No. 1639-86 Committee on Agriculture

No. 1640-86 Committee on Agriculture

No. 1641-86 Committee on Agriculture

No. 1642-86 Committee on Agriculture

No. 1643-86 Committee on Agriculture

No. 1644-86 Committee on Agriculture

No. 1645-86 Committee on Agriculture

No. 1646-86 Committee on Agriculture

No. 1647-86 Committee on Agriculture

No. 1648-86 Committee on Agriculture

No. 1649-86 Committee on Agriculture

No. 1650-86 Committee on Agriculture

No. 1651-86 Committee on Judiciary,
then to the Committee on Ways and Means

No. 1652-86	Committee on Labor and Employment, then to the Committee on Ways and Means	No. 1679-86	Committee on Economic Development
No. 1653-86	Committee on Judiciary	No. 1680-86	Committee on Economic Development
No. 1654-86	Committee on Judiciary	No. 1681-86	Committee on Labor and Employment
No. 1655-86	Committee on Economic Development	No. 1682-86	Committee on Economic Development
No. 1656-86	Committee on Health	No. 1683-86	Committee on Housing and Community Development
No. 1657-86	Committee on Health	No. 1684-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1658-86	Committee on Human Services	No. 1685-86	Committee on Housing and Community Development, then to the Committee on Ways and Means
No. 1659-86	Committee on Transportation	No. 1686-86	Committee on Economic Development
No. 1660-86	Committee on Health	No. 1687-86	Committee on Consumer Protection and Commerce
No. 1661-86	Committee on Human Services	No. 1688-86	Committee on Economic Development
No. 1662-86	Committee on Human Services	No. 1689-86	Committee on Consumer Protection and Commerce
No. 1663-86	Committee on Human Services	No. 1690-86	Committee on Consumer Protection and Commerce
No. 1664-86	Committee on Health	No. 1691-86	Committee on Consumer Protection and Commerce
No. 1665-86	Committee on Health	No. 1692-86	Committee on Consumer Protection and Commerce
No. 1666-86	Committee on Health	No. 1693-86	Committee on Consumer Protection and Commerce
No. 1667-86	Committee on Health	No. 1694-86	Committee on Consumer Protection and Commerce
No. 1668-86	Committee on Health	No. 1695-86	Committee on Consumer Protection and Commerce
No. 1669-86	Committee on Labor and Employment	No. 1696-86	Committee on Consumer Protection and Commerce
No. 1670-86	Committee on Labor and Employment	No. 1697-86	Committee on Consumer Protection and Commerce
No. 1671-86	Committee on Labor and Employment	No. 1698-86	Committee on Consumer Protection and Commerce
No. 1672-86	Committee on Labor and Employment	No. 1699-86	Committee on Consumer Protection and Commerce
No. 1673-86	Committee on Transportation	No. 1700-86	Committee on Consumer Protection and Commerce
No. 1674-86	Committee on Economic Development, then to the Committee on Ways and Means	No. 1701-86	Committee on Consumer Protection and Commerce
No. 1675-86	Committee on Economic Development		
No. 1676-86	Committee on Economic Development		
No. 1677-86	Committee on Economic Development		
No. 1678-86	Committee on Energy		

No. 1702-86	Committee on Consumer Protection and Commerce	Employment, then to the Committee on Ways and Means
No. 1703-86	Committee on Consumer Protection and Commerce	No. 1725-86 Committee on Education, then to the Committee on Ways and Means
No. 1704-86	Committee on Consumer Protection and Commerce	No. 1726-86 Committee on Health, then to the Committee on Ways and Means
No. 1705-86	Committee on Consumer Protection and Commerce, then to the Committee on Judiciary	No. 1727-86 Committee on Transportation
No. 1706-86	Committee on Consumer Protection and Commerce	No. 1728-86 Committee on Agriculture, then to the Committee on Ways and Means
No. 1707-86	Committee on Consumer Protection and Commerce	No. 1729-86 Committee on Agriculture, then to the Committee on Ways and Means
No. 1708-86	Committee on Consumer Protection and Commerce	No. 1730-86 Committee on Agriculture, then to the Committee on Ways and Means
No. 1709-86	Committee on Consumer Protection and Commerce	No. 1731-86 Committee on Agriculture
No. 1710-86	Committee on Consumer Protection and Commerce	No. 1732-86 Committee on Judiciary
No. 1711-86	Committee on Consumer Protection and Commerce	No. 1733-86 Committee on Judiciary
No. 1712-86	Committee on Consumer Protection and Commerce	No. 1734-86 Committee on Government Operations
No. 1713-86	Committee on Consumer Protection and Commerce	No. 1735-86 Committee on Transportation
No. 1714-86	Committee on Consumer Protection and Commerce	No. 1736-86 Committee on Education, then to the Committee on Ways and Means
No. 1715-86	Committee on Consumer Protection and Commerce	No. 1737-86 Committee on Education, then to the Committee on Ways and Means
No. 1716-86	Committee on Human Services	No. 1738-86 Committee on Education, then to the Committee on Ways and Means
No. 1717-86	Committee on Consumer Protection and Commerce	No. 1739-86 Committee on Health
No. 1718-86	Committee on Human Services, then to the Committee on Ways and Means	No. 1740-86 Committee on Government Operations
No. 1719-86	Committee on Judiciary, then to the Committee on Ways and Means	No. 1741-86 Committee on Health, then to the Committee on Ways and Means
No. 1720-86	Committee on Transportation	At this time, the Chair made the following announcement:
No. 1721-86	Committee on Judiciary	"Members of the Senate, the Chair would like to remind you that the deadline for submitting of bills is this Friday at 4:00 o'clock p.m."
No. 1722-86	Committee on Energy	ADJOURNMENT
No. 1723-86	Committee on Judiciary	At 11:43 o'clock a.m., on motion by Senator Kuroda, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, January 28, 1986.
No. 1724-86	Committee on Labor and	

TENTH DAY

Tuesday, January 28, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:46 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by the Reverend Eijo Ikenaga, Honolulu Myohoji Mission, after which the Roll was called showing all Senators present with the exception of Senators Cobb, Henderson and Wong who were excused.

The Chair announced that he had read and approved the Journal of the Ninth Day.

The following groups of student government leaders from the Leeward district schools were introduced to the members of the Senate:

Senator Kuroda introduced the group from Pearl City High School and their advisor, Mr. Mike Ishihara.

Senator Cayetano introduced the group from Waipahu High School and their advisor, Mr. Stanley Tsukamoto.

Senator Young introduced the group from Campbell High School and their advisor, Al Lagaso.

Senator Aki introduced the groups from Waianae and Nanakuli High Schools and their advisors, Linda Tanaka and Noreen Hayamizu, respectively.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 86 to 89) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 86, transmitting a report prepared by the Department of Land and Natural Resources, "Report to the Thirteenth Legislature of the State of Hawaii on: Land Disposition; Subleases Approved by the Board of Land and Natural Resources; Executive Orders; Quitclaim of State's Interests; and Dispositions to Public Utilities," pursuant to Sec. 171-29, HRS, was referred to the Committee on Economic Development.

Gov. Msg. No. 87, transmitting the State Intake Service Centers' 1985 Annual Report (July 1, 1984 - June 30, 1985), pursuant to Sec. 353-1.4, HRS, was referred to the Committee on Judiciary.

Gov. Msg. No. 88, transmitting a report in response to S.R. No. 23 (1985), Requesting the Insurance Commissioner to Propose Recommendations for Establishing No-Fault Insurance Rates for Taxicabs and Pedi-cabs,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 89, transmitting reports prepared by the Department of Health in response to the following:

H.R. No. 130 (1985), Requesting a Review of the Need for More Sanitary Facilities in Commercial Buildings and Establishments Open to the Public; and

H.R. No. 243 (1985), Epidemiological Study to Determine Why Lana'i and Moloka'i Have Extraordinarily High Rates of Birth Defects,

was referred to the Committee on Health.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 8 to 14) were read by the Clerk and were disposed of as follows:

S.R. No. 8, entitled: "SENATE RESOLUTION IN MEMORY OF LT. COL. ELLISON SHOJI ONIZUKA, CREW MEMBER OF THE SPACE SHUTTLE CHALLENGER," was offered by Senators Kuroda, Soares, Cayetano, Aki, A. Kobayashi, Mizuguchi, Matsuura, Machida, B. Kobayashi, Young, Abercrombie, Yamasaki, Fernandes Salling, Hee, Wong, Toguchi, George, Chang, Kawasaki, Holt, Solomon, Henderson, McMurdo and Hagino.

Senator Kuroda then moved that S.R. No. 8 be adopted, seconded by Senator Soares.

At this time, the Chair remarked:

"Members of the Senate, before we adopt this resolution I think it is appropriate to listen to the words which we were privileged to have heard — those spoken by Astronaut Onizuka on April 11th of last year. We have the speech on tape."

The voice of Lt. Col. Ellison Onizuka:

"It's been a dream come true for me, but I think more importantly it reflects the opportunity available to the youth of Hawaii today, the youth of America. Ours is a great country, full of opportunity; it's the freest, most democratic country, and because of its ideals those of us who had dreams in our youth are able to realize them with the help of many people.

"I've been very fortunate and today I'd like to thank all the members of the Senate and the people of Hawaii for their support and help in getting me to where I am today. I will be the first to say that

being an astronaut is not an easy task, but it's a long road and it cannot be travelled alone. It requires a lot of help from people back home. It requires a lot of help from the people in the space program. And I'm here today to thank all of you in the State of Hawaii for helping make all of this possible for me...."

The motion was put by the Chair and S.R. No. 8 was adopted.

S.R. No. 9, entitled: "SENATE RESOLUTION IN MEMORY OF MICHAEL J. SMITH, COMMANDER, UNITED STATES NAVY, PILOT OF THE SPACE SHUTTLE CHALLENGER," was offered by Senators Kuroda, Soares, Cayetano, Aki, A. Kobayashi, Kawasaki, Holt, Henderson, Toguchi, George, Mizuguchi, Matsuura, Chang, B. Kobayashi, Young, McMurdo, Hee, Wong, Solomon, Machida, Abercrombie, Yamasaki, Fernandes Salling and Hagino.

On motion by Senator Kuroda, seconded by Senator Soares and carried, S.R. No. 9 was adopted.

S.R. No. 10, entitled: "SENATE RESOLUTION IN MEMORY OF FRANCIS SCOBEE, USAF, COMMANDER OF THE SPACE SHUTTLE CHALLENGER," was offered by Senators Kuroda, Soares, Cayetano, Aki, A. Kobayashi, Chang, Henderson, Kawasaki, Holt, Toguchi, George, Mizuguchi, Matsuura, B. Kobayashi, Young, Abercrombie, McMurdo, Hee, Wong, Solomon, Machida, Yamasaki, Fernandes Salling and Hagino.

On motion by Senator Kuroda, seconded by Senator Soares and carried, S.R. No. 10 was adopted.

S.R. No. 11, entitled: "SENATE RESOLUTION IN MEMORY OF SHARON CHRISTA McAULIFFE, CREW MEMBER OF THE SPACE SHUTTLE CHALLENGER," was offered by Senators Kuroda, Soares, Henderson, Yamasaki, B. Kobayashi, Aki, Matsuura, Machida, Hagino, Chang, McMurdo, George, Kawasaki, Fernandes Salling, Mizuguchi, Holt, Young, Abercrombie, Solomon, Hee, A. Kobayashi, Toguchi, Cayetano, Wong and Cobb.

On motion by Senator Kuroda, seconded by Senator Soares and carried, S.R. No. 11 was adopted.

S.R. No. 12, entitled: "SENATE RESOLUTION IN MEMORY OF RONALD E. McNAIR, CREW MEMBER OF THE SPACE SHUTTLE CHALLENGER," was offered by Senators Kuroda, Soares, Cayetano, Aki, A. Kobayashi, Chang, Holt, Henderson, Toguchi, George, Mizuguchi, Matsuura, Kawasaki, B. Kobayashi, Young, Abercrombie, McMurdo, Hee, Wong, Solomon, Machida, Yamasaki, Fernandes

Salling and Hagino.

On motion by Senator Kuroda, seconded by Senator Soares and carried, S.R. No. 12 was adopted.

S.R. No. 13, entitled: "SENATE RESOLUTION IN MEMORY OF JUDY RESNIK, CREW MEMBER OF THE SPACE SHUTTLE CHALLENGER," was offered by Senators Kuroda, Soares, Cayetano, Aki, A. Kobayashi, Chang, Holt, Henderson, Toguchi, George, Mizuguchi, Matsuura, Kawasaki, B. Kobayashi, Young, Abercrombie, McMurdo, Hee, Wong, Solomon, Machida, Yamasaki, Fernandes Salling and Hagino.

On motion by Senator Kuroda, seconded by Senator Soares and carried, S.R. No. 13 was adopted.

S.R. No. 14, entitled: "SENATE RESOLUTION IN MEMORY OF GREGORY B. JARVIS, CREW MEMBER OF THE SPACE SHUTTLE CHALLENGER," was offered by Senators Kuroda, Soares, Cayetano, Aki, A. Kobayashi, Chang, Holt, Toguchi, George, Mizuguchi, Matsuura, Kawasaki, B. Kobayashi, Young, Abercrombie, McMurdo, Hee, Wong, Solomon, Machida, Henderson, Yamasaki, Fernandes Salling and Hagino.

On motion by Senator Kuroda, seconded by Senator Soares and carried, S.R. No. 14 was adopted.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Wednesday, January 29, 1986:

Senate Bills

No. 1819-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Kawasaki, by request.

No. 1820-86 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."

Introduced by: Senator Kawasaki, by request.

No. 1821-86 "A BILL FOR AN ACT RELATING TO CONDITIONAL RELEASE OF PERSONS ACQUITTED AND COMMITTED."

Introduced by: Senator Kawasaki, by request.

No. 1822-86 "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE."

Introduced by: Senator Kawasaki, by request.

No. 1823-86 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY."

Introduced by: Senator Kawasaki, by request.

No. 1825-86 "A BILL FOR AN ACT RELATING TO CHILDREN'S FACILITIES."

Introduced by: Senator Kawasaki, by request.

No. 1826-86 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS."

Introduced by: Senator Kawasaki, by request.

No. 1827-86 "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT."

Introduced by: Senator Kawasaki, by request.

No. 1828-86 "A BILL FOR AN ACT RELATING TO THE ACCOUNTS OF THE UNIVERSITY OF HAWAII."

Introduced by: Senator Kawasaki, by request.

No. 1829-86 "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES."

Introduced by: Senators Chang and Cayetano.

No. 1830-86 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

Introduced by: Senators Chang and Cayetano.

No. 1831-86 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senators Chang and Cayetano.

No. 1832-86 "A BILL FOR AN ACT RELATING TO FIREARMS AND AMMUNITION."

Introduced by: Senators Chang and Cayetano.

No. 1833-86 "A BILL FOR AN ACT RELATING TO FIREARMS AND AMMUNITION."

Introduced by: Senators Chang and

Cayetano.

No. 1834-86 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATION."

Introduced by: Senators Chang and Cayetano.

No. 1835-86 "A BILL FOR AN ACT RELATING TO DECEASED PERSONALITIES."

Introduced by: Senators Chang and Cayetano.

No. 1836-86 "A BILL FOR AN ACT RELATING TO SURROGATE DECISION-MAKING."

Introduced by: Senators Chang and Cayetano.

No. 1837-86 "A BILL FOR AN ACT RELATING TO MEDICAL USE OF BODIES."

Introduced by: Senators B. Kobayashi, Yamasaki, McMurdo and Solomon.

No. 1838-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF MAUNAWILI VALLEY, OAHU."

Introduced by: Senators Hee, Abercrombie, Toguchi, McMurdo, Chang, Machida, Hagino, Yamasaki, Young, B. Kobayashi, Cayetano, Aki, Henderson, Fernandes Salling and Mizuguchi.

No. 1839-86 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS."

Introduced by: Senators Hagino and Chang.

No. 1840-86 "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME."

Introduced by: Senators Chang, Aki, Hagino, Solomon and B. Kobayashi.

No. 1841-86 "A BILL FOR AN ACT RELATING TO VIDEO DISPLAY TERMINALS."

Introduced by: Senators Chang, Aki, Hagino, Solomon and B. Kobayashi.

No. 1842-86 "A BILL FOR AN ACT RELATING TO THE UNIFORM RIGHTS OF THE TERMINALLY ILL ACT."

Introduced by: Senators Chang, Aki, Hagino, Solomon and B. Kobayashi.

No. 1843-86 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

- Introduced by: Senators Chang, Aki, Hagino, Solomon and B. Kobayashi.
- No. 1844-86 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senators Chang and Young.
- No. 1845-86 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."
- Introduced by: Senators Chang, Aki, Hagino, Solomon and B. Kobayashi.
- No. 1846-86 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES."
- Introduced by: Senators B. Kobayashi, Matsuura, Machida, Solomon, A. Kobayashi and George.
- No. 1847-86 "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS."
- Introduced by: Senators B. Kobayashi, Hagino, Machida, Soares, George and Aki.
- No. 1848-86 "A BILL FOR AN ACT RELATING TO INVESTMENT ADVISERS."
- Introduced by: Senators B. Kobayashi, Kuroda, Henderson, McMurdo, A. Kobayashi and Matsuura.
- No. 1849-86 "A BILL FOR AN ACT RELATING TO GRANTS FOR DEVELOPMENT OF CHILD ABUSE AND NEGLECT PREVENTION PROGRAMS."
- Introduced by: Senators B. Kobayashi, Matsuura, Machida, Solomon, A. Kobayashi and George.
- No. 1850-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROVISION OF SERVICES TO DEVELOPMENTALLY DISABLED PERSONS THROUGH THE COMMUNITY SERVICES FOR THE DEVELOPMENTALLY DISABLED BRANCH OF THE DEPARTMENT OF HEALTH."
- Introduced by: Senators B. Kobayashi, Machida, George, Solomon, Matsuura and Soares.
- No. 1851-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A THERAPEUTIC HOME PROJECT SERVING INDIVIDUALS WHO ARE DEVELOPMENTALLY DISABLED."
- Introduced by: Senators B. Kobayashi, Machida and George.
- No. 1852-86 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- Introduced by: Senators Holt, Soares, Machida, McMurdo, Hagino, Mizuguchi, Yamasaki, Aki and Chang.
- No. 1853-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A PACIFIC/ASIAN INTERPRETER TRAINING PROGRAM AT THE UNIVERSITY OF HAWAII."
- Introduced by: Senators Holt, Mizuguchi, Yamasaki and Aki.
- No. 1854-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A PACIFIC/ASIAN TRANSLATION CENTER FOR HAMILTON LIBRARY AT THE UNIVERSITY OF HAWAII."
- Introduced by: Senators Holt, Soares, Machida, McMurdo, Hagino, Mizuguchi, Yamasaki, Chang and Aki.
- No. 1855-86 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES."
- Introduced by: Senators Matsuura and Solomon.
- No. 1856-86 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."
- Introduced by: Senators Matsuura and A. Kobayashi.
- No. 1857-86 "A BILL FOR AN ACT RELATING TO TORTS."
- Introduced by: Senators Matsuura and Chang.
- No. 1858-86 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senators Matsuura and B. Kobayashi.
- On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bill was referred to print and was placed on the calendar for further consideration on Wednesday, January 29, 1986:
- No. 1824-86 "A BILL FOR AN ACT RELATING TO TORT LAW REFORM."
- Introduced by: Senator Kawasaki, by request.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 8-86) informing the Senate that S.B. Nos. 1742-86 to 1818-86 have been printed and have been distributed

to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The Chair made the following committee assignments of bills introduced on Monday, January 27, 1986:

Senate Bills Referred to:

No. 1742-86	Committee	on
Labor and Employment		
No. 1743-86	Committee	on Ways
and Means		
No. 1744-86	Committee	on
Economic Development, then to the		
Committee on Ways and Means		
No. 1745-86	Committee	on
Health		
No. 1746-86	Committee	on
Health		
No. 1747-86	Committee	on
Economic Development		
No. 1748-86	Committee	on
Economic Development		
No. 1749-86	Committee	on
Economic Development, then to the		
Committee on Ways and Means		
No. 1750-86	Committee	on
Energy		
No. 1751-86	Committee	on
Economic Development		
No. 1752-86	Committee	on
Consumer Protection and Commerce		
No. 1753-86	Committee	on
Consumer Protection and Commerce		
No. 1754-86	Committee	on
Consumer Protection and Commerce		
No. 1755-86	Committee	on
Consumer Protection and Commerce		
No. 1756-86	Committee	on
Consumer Protection and Commerce		
No. 1757-86	Committee	on
Consumer Protection and Commerce		
No. 1758-86	Committee	on
Consumer Protection and Commerce		
No. 1759-86	Committee	on

Consumer Protection and Commerce

No. 1760-86	Committee	on
Consumer Protection and Commerce		
No. 1761-86	Committee	on
Housing and Community Development		
No. 1762-86	Committee	on
Judiciary, then to the Committee on Ways		
and Means		
No. 1763-86	Committee	on
Human Services		
No. 1764-86	Committee	on
Housing and Community Development, then		
to the Committee on Ways and Means		
No. 1765-86	Committee	on
Housing and Community Development		
No. 1766-86	Committee	on
Judiciary		
No. 1767-86	Committee	on
Judiciary		
No. 1768-86	Committee	on
Judiciary		
No. 1769-86	Committee	on
Judiciary		
No. 1770-86	Committee	on
Transportation		
No. 1771-86	Committee	on
Economic Development		
No. 1772-86	Committee	on
Transportation		
No. 1773-86	Committee	on
Higher Education, then to the Committee on		
Ways and Means		
No. 1774-86	Jointly to the	
Committee on Higher Education and the		
Committee on Labor and Employment, then		
to the Committee on Ways and Means		
No. 1775-86	Jointly to the	
Committee on Higher Education and the		
Committee on Labor and Employment, then		
to the Committee on Ways and Means		
No. 1776-86	Committee	on
Government Operations, then to the		
Committee on Ways and Means		
No. 1777-86	Committee	on
Government Operations		
No. 1778-86	Committee	on
Higher Education		
No. 1779-86	Jointly to the	
Committee on Higher Education and the		
Committee Labor and Employment, then to		

the Committee on Ways and Means	No. 1799-86	Committee	on
	Government Operations		
No. 1780-86	Committee	on	
Higher Education, then to the Committee on Ways and Means	No. 1800-86	Committee	on
	Government Operations, then to the Committee on Ways and Means		
No. 1781-86	Committee	on	
Higher Education, then to the Committee on Ways and Means	No. 1801-86	Committee	on
	Housing and Community Development		
No. 1782-86	Committee	on	
Higher Education	No. 1802-86	Committee	on
	Judiciary		
No. 1783-86	Jointly to the	Committee	on
Committee on Higher Education and the Committee on Human Services, then to the Committee on Ways and Means	No. 1803-86	Committee	on
	Housing and Community Development, then to the Committee on Ways and Means		
No. 1784-86	Committee	on	
Education, then to the Committee on Ways and Means	No. 1804-86	Committee	on
	Government Operations, then to the Committee on Ways and Means		
No. 1785-86	Committee	on	
Higher Education, then to the Committee on Ways and Means	No. 1805-86	Committee	on
	Economic Development		
No. 1786-86	Committee	on	
Education, then to the Committee on Ways and Means	No. 1806-86	Committee on Ways and Means	
No. 1787-86	Committee	on	
Housing and Community Development, then to the Committee on Ways and Means	No. 1807-86	Committee	on
	Judiciary		
No. 1788-86	Committee	on	
Consumer Protection and Commerce	No. 1808-86	Committee	on
	Judiciary		
No. 1789-86	Committee	on	
Transportation	No. 1809-86	Committee	on
	Judiciary		
No. 1790-86	Jointly to the	Committee	on
Committee on Higher Education and the Committee on Labor and Employment	No. 1810-86	Committee	on
	Judiciary		
No. 1791-86	Committee	on	
Transportation, then to the Committee on Ways and Means	No. 1811-86	Committee	on
	Judiciary		
No. 1792-86	Committee	on	
Judiciary	No. 1812-86	Committee	on
	Judiciary		
No. 1793-86	Committee	on	
Judiciary	No. 1813-86	Committee	on
	Judiciary		
No. 1794-86	Committee	on	
Transportation	No. 1814-86	Committee	on
	Government Operations, then to the Committee on Ways and Means		
No. 1795-86	Committee	on	
Government Operations	No. 1815-86	Committee	on
	Government Operations, then to the Committee on Ways and Means		
No. 1796-86	Committee	on	
Judiciary	No. 1816-86	Committee	on
	Consumer Protection and Commerce		
No. 1797-86	Committee	on	
Government Operations, then to the Committee on Ways and Means	No. 1817-86	Committee	on
	Transportation, then to the Committee on Ways and Means		
No. 1798-86	Committee	on	
Government Operations	No. 1818-86	Committee on Ways and Means	
	MISCELLANEOUS COMMUNICATION		
	Misc. Com. No. 5 from the Advisory		

Committee to Study Overlapping State and County Functions, transmitting the Interim Report (January 9, 1986), pursuant to Act 98, SLH 1985, was read by the clerk and was referred to the Committee on Government Operations.

BENEDICTION

The Chair, at this time, called Chaplain Lemuel M. Boyles, Colonel, United States Air Force, to the rostrum to deliver the benediction in memory of the crew members of the space shuttle Challenger.

Chaplain Boyles, delivered a solemn benediction, preceded by a few remarks:

"Thank you, Senator Kawasaki.

"I was called this morning and asked that I come to give a prayer in honor of our people who lost their lives in the mission which you saw on TV this morning — people who were dedicated to a cause — not just to take another ride. They believed in what they were doing and willing to sacrifice their lives, if need be. They believed in what they were doing as far as exploring the world, so that we might share in the beauty of this nation that we enjoy this day.

"Let us pray.

"Heavenly Father, we are saddened and sick at heart at the tragic loss of our astronauts. Their flight into space has turned into a flight into eternity. You alone can be their mission controller now. We, their fellow countrymen, commend these seven souls to your merciful love and their loved ones to your compassionate care. They were pioneers who bravely faced the

challenges and dangers of exploring the mysteries of your world in our universe.

"Their dedication to fulfilling their dreams once again points to our great nation and the opportunities for mankind. We must be sure to carry on their work as a nation and people who are proud of their dedication and continue to be committed to the awesome mission set before us. For without our vision of the future, mankind will cease to exist. Our prayers are that they may rest in peace and that we may remember their sacrifice of this day with honor and commitment, for which in Thy name we pray. Amen."

After being called to the rostrum by the Chair, Puanani Akiona Kalama, accompanied by Mrs. Anuhea Brown on the piano, sang a medley of two songs in memory of Lt. Col. Ellison Shoji Onizuka: E Kolu Mea Nui (Faith, Hope and Charity) and Kona Kai O Paa, a song about the birthplace of Lt. Col. Onizuka.

The Chair, on behalf of the Senate, thanked Mrs. Kalama for the beautiful and appropriate rendition. In closing, she led the members of the Senate and guests in singing "God Bless America."

ADJOURNMENT

At 12:09 o'clock p.m., on motion by Senator Kuroda, seconded by Senator Soares and carried, the Senate adjourned, observing a moment of silent prayer in memory of Lt. Col. Ellison Shoji Onizuka and his crewmates of the space shuttle Challenger, until 11:30 o'clock a.m., Wednesday, January 29, 1986.

ELEVENTH DAY

Wednesday, January 29, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:34 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Dr. William Sanders, Pastor, First Southern Baptist Church of Ewa Beach, after which the Roll was called showing all Senators present with the exception of Senators Aki and Cobb who were excused.

The President announced that he had read and approved the Journal of the Tenth Day.

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

Senator Solomon introduced the following persons and remarked:

"The College of Tropical Agriculture and Human Resources of the University of Hawaii has long been recognized as a leading institute of its kind in the world.

"This high regard is due largely to its excellent faculty.

"Recently, I attended the Dean's Recognition Ceremony of the College in which several members were recognized for receiving national awards for their outstanding work in their respective fields.

"On behalf of Senators Milton Holt, Chairman of Higher Education, Gerald Hagino, Vice Chair of Agriculture, and myself, I wish to introduce them and sponsor them for Senate Certificates. Mrs. Susan Peterson, Deputy Director of the Department of Agriculture, will be presenting leis on our behalf.

"1. Dr. James L. Brewbaker, Professor and Horticulturist; world renowned corn breeder whose cultivars including the supersweet corn are grown throughout the world; winner of numerous research awards; elected a Fellow of the American Society of Agronomy.

"2. Dr. Samir El-Swaify, Professor and Agronomist; a leading authority in tropical soil erosion by water and conservation-effective farming system for the tropics; elected a Fellow of the American Society of Agronomy.

"3. Ms. Ann M. Fontes, Associate Extension Agent, Maui County; effective planner of educational programs for families and trainer of individuals to become community leaders; awarded the 1985 Distinguished Service Award by the National Association of Extension Home Economists.

"At this time, I have asked Dean Noel Kefford of the College of Tropical Agriculture and Human Resources to accept the certificate for those unable to be here.

"4. Dr. Robert L. Fox, Professor and Soil Scientist; leading authority in fertilization needs of tropical soils; elected Fellow of the American Societies of Agronomy and Soil Science.

"5. Ms. Carol S. Ikeda, County Extension Agent, Hawaii County; a leader in 4-H programs dealing mostly with mentally retarded, multi-handicapped and low-income youth; awarded the 1985 Distinguished Service Award by the National Association of Extension 4-H Agents.

"6. Unable to attend — Dr. Haruyuki Kamemoto, Professor and Horticulturist; world renowned geneticist of orchids and anthuriums; developer of numerous research awards; elected a Fellow of the American Society for Horticultural Sciences.

"7. Dr. Philip Parvin, Horticulturist, pioneering researcher of proteas; leading contributor to the establishment of the protea industry in Hawaii; elected a Fellow of the American Society for Horticultural Sciences.

"8. Unable to attend — Dr. Goro Uehara, Professor and Soil Scientist; world renowned soil scientist; principal investigator of the Benchmark Project which involves 30 countries that share research findings in agricultural development with Hawaii; elected a Fellow of the American Societies of Agronomy and Soil Science.

"9. Unable to attend — Dr. Jaw-Kai Wang, Professor and Agricultural Engineer; a major contributor of mechanization in macadamia, coffee, and papaya culture; member of the expert panel on agricultural mechanization for the Food and Agriculture Organization of the United Nations; elected Fellow of American Society of Agricultural Engineers.

"10. Dr. Sylvia Yuen, Acting Associate Dean of Academic Affairs, College of Tropical Agriculture and Human Resources, noted for her work in gerontology; elected a Fellow of the Gerontology Society of America.

"11. Ms. Helene H. Zeug (Zoig), Extension Home Economist; a leader in personal development and 4-H programs; awarded the Outstanding Extension Home Economist Award by the National Association of Extension Home Economists.

"The honors that these people received are reserved for only the very few who have done exceptional work over a long period of time.

"On behalf of the Senate, may I express appreciation for the honor they brought to the College of Tropical Agriculture and Human Resources, University of Hawaii and State of Hawaii.

"At this time, Mr. President, before I request that the Senate stand in recess to congratulate these faculty members, I would personally like to thank Dr. Ryoji Namba of my staff."

Senator Kuroda introduced Mr. Shunichi Oyama of Japan Travel Bureau (JTB) and Mrs. Ryoko Oyama, their daughter, Kaoru, a student of Sophia University, Japan, and son, Takashi, who attends Punahou School. Senator Kuroda spoke of Mr. Oyama as follows:

"Mr. President and members of the Senate, Mr. Shunichi Oyama has made a great contribution to Hawaii's people through his position as the general manager of the Honolulu Office of JTB. He has served in that capacity with the bureau for the past 28 years. After 22 years, he came to Hawaii in 1980 and through his leadership and effort helped bring about a steady increase of visitors to Hawaii from Japan.

"Two years ago he was promoted to the position of vice president of JTB International, but his company home-based him in Hawaii so he could continue to make his contributions through his participation in various organizations such as the YMCA and the Chamber of Commerce.

"He was recently promoted to the position of executive vice president of JTB International and will leave us on February 4th."

Mr. Shunichi Oyama and his family rose to be recognized and were presented with leis by Senators Kuroda, Fernandes Salling, Young and B. Kobayashi.

Senator Henderson introduced Mr. Robert Santos and Mr. Gene Aguiar from the Big Island who were sitting in the gallery.

Senator Young introduced Kathy Kinneman, a student from Iiima Intermediate School of Ewa Beach and participant of the legislative awareness program.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 90, transmitting a report prepared by the Department of the Attorney General in response to H.C.R. No. 16 (1985), requesting the Governor's Corrections Task Force to present an updated report on the progress of the United States Department of Justice's criticisms regarding the Oahu Community Correctional Center and the state's responses thereto, was read by the Clerk and was referred to the Committee on Judiciary.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 36 from the University of Hawaii, transmitting the "Report on Transfers of Instructional Positions for FY 1984-1985," pursuant to Act 300, Sec. 119, SLH 1985, was read by the Clerk and was referred to the Committee on Higher Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 15 to 17) were read by the Clerk and were disposed of as follows:

S.R. No. 15, entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF COMPLAINTS AGAINST THE ADMINISTRATION OF THE LEMON LAW," was offered by Senators Chang, Aki, Hagino, Solomon and B. Kobayashi.

By unanimous consent, S.R. No. 15 was referred to the Committee on Consumer Protection and Commerce.

S.R. No. 16, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF A SUMMER FOREIGN EDUCATION PROGRAM FOR TEACHERS," was offered by Senators Holt, Soares, Machida, McMurdo, Hagino, Mizuguchi, Yamasaki, Aki and Chang.

By unanimous consent, S.R. No. 16 was referred to the Committee on Higher Education.

S.R. No. 17, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE PROGRAM PLANNING AND BUDGETING FORMAT," was offered by Senators Holt, Soares, Machida, McMurdo, Hagino, Mizuguchi, Yamasaki, Aki and Chang.

By unanimous consent, S.R. No. 17 was referred to the Committee on Ways and Means, then to the Committee on Legislative Management.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Thursday, January 30, 1986:

Senate Bills

No. 1859-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY PROVISION FOR SCHOOL SUCCESS (EPSS)."

Introduced by: Senators Toguchi, Fernandes Salling, A. Kobayashi, Soares, Abercrombie, Solomon, Hee, Hagino, Matsuura, Holt, Machida, McMurdo and Kuroda.

No. 1860-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPECIAL EDUCATION."

Introduced by: Senators Toguchi, Fernandes Salling, A. Kobayashi, Soares, Abercrombie, Solomon, Hee, Hagino, Matsuura, Holt, Machida, McMurdo and Kuroda.

No. 1861-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senators George, A. Kobayashi, Henderson and Soares.

No. 1862-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senators George, A. Kobayashi, Henderson and Soares.

No. 1863-86 "A BILL FOR AN ACT RELATING TO TRANSFER OF PARKS AND RECREATION FUNCTIONS FROM THE STATE TO THE COUNTIES."

Introduced by: Senators George, Henderson, Soares and A. Kobayashi.

No. 1864-86 "A BILL FOR AN ACT RELATING TO FINES AND FORFEITURES."

Introduced by: Senators George, A. Kobayashi, Henderson and Soares.

No. 1865-86 "A BILL FOR AN ACT RELATING TO EXEMPTING COUNTIES FROM THE GENERAL EXCISE TAX."

Introduced by: Senators Henderson, Soares, A. Kobayashi and George.

No. 1866-86 "A BILL FOR AN ACT RELATING TO LAND."

Introduced by: Senators George, A. Kobayashi, Henderson and Soares.

No. 1867-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TRAFFIC SAFETY IMPROVEMENTS FOR FARRINGTON HIGHWAY."

Introduced by: Senator Aki.

No. 1868-86 "A BILL FOR AN ACT RELATING TO THE FILM INDUSTRY ADVISORY COUNCIL."

Introduced by: Senators Aki, Chang, Kuroda, McMurdo, B. Kobayashi, Fernandes Salling, Cayetano, Machida, Yamasaki, Matsuura, Toguchi and A. Kobayashi.

No. 1869-86 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Hagino.

No. 1870-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR UPGRADING THE INTERSECTION OF LAHAINALUNA ROAD AND HONOAPILANI HIGHWAY, MAUI."

Introduced by: Senators Machida and Yamasaki.

No. 1871-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO MOLOKAI HIGH AND INTERMEDIATE SCHOOL."

Introduced by: Senators Machida, Aki, George, McMurdo, Solomon, Holt, Kuroda and Yamasaki.

No. 1872-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Henderson, A. Kobayashi, Yamasaki, Soares and George.

No. 1873-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Henderson, A. Kobayashi, Fernandes Salling, Soares and George.

No. 1874-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Henderson, A. Kobayashi, Fernandes Salling, Yamasaki, Soares and George.

No. 1875-86 "A BILL FOR AN ACT RELATING TO EXAMINATION OF APPLICANTS FOR HAWAII DRIVER'S LICENSE."

Introduced by: Senator Cayetano.

No. 1876-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF AN ENCLOSED SWIMMING POOL FOR LANAI CITY."

Introduced by: Senators Machida, McMurdo, George, Kuroda, Yamasaki and Holt.

No. 1877-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR WATER OVERFLOW AND EROSION CONTROL AT PUKOO DIP, MOLOKAI."

Introduced by: Senators Machida, McMurdo, George, Kuroda, Yamasaki and Holt.

No. 1878-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR WATER OVERFLOW AND EROSION CONTROL AT KAUNAKAKAI DIP, MOLOKAI."

Introduced by: Senator Machida, McMurdo, George, Kuroda, Yamasaki and Holt.

No. 1879-86 "A BILL FOR AN ACT RELATING TO THE HAWAII INDUSTRIAL DEVELOPMENT CORPORATION."

Introduced by: Senators Aki, Matsuura, A. Kobayashi, Fernandes Salling, Machida, Kuroda, Soares, B. Kobayashi, Young, Henderson, Cayetano, Hagino, Solomon, Kawasaki, McMurdo and Chang.

No. 1880-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPENSES RELATED TO PARTICIPATION OF A HAWAIIAN VOYAGING CANOE IN THE TALL SHIP CELEBRATION OF THE CENTENNIAL RESTORATION OF THE STATUE OF LIBERTY."

Introduced by: Senator Aki.

No. 1881-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TRANSMISSION AND DISTRIBUTION OF WATER IN THE WAIANAE AND MAKAHA VALLEY AREAS."

Introduced by: Senator Aki.

No. 1882-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF IMPROVEMENTS TO WAIANAE HIGH SCHOOL."

Introduced by: Senator Aki.

No. 1883-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS, DESIGN AND RECONSTRUCTION OF THE LIBRARY AND ADMINISTRATION

COMPLEX AT NANAKULI HIGH SCHOOL."

Introduced by: Senator Aki.

No. 1884-86 "A BILL FOR AN ACT RELATING TO THE HAWAII CONVENTION CENTER COMMISSION."

Introduced by: Senators Kuroda, Soares, Chang, A. Kobayashi, George, Matsuura, Aki, Abercrombie, Holt, Kawasaki, Solomon, Mizuguchi, Cayetano, Toguchi and Fernandes Salling.

No. 1885-86 "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER."

Introduced by: Senators Kuroda, Soares, George, Matsuura, Aki, Abercrombie, Holt, Kawasaki, Cayetano, Mizuguchi, Yamasaki and Fernandes Salling.

No. 1886-86 "A BILL FOR AN ACT RELATING TO A TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senators Kuroda, Abercrombie, George, Aki, Kawasaki, Solomon, Cayetano, Hagino, Toguchi and Fernandes Salling.

No. 1887-86 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senators Kuroda, Abercrombie, Aki, George, Kawasaki, Solomon, Cayetano, Toguchi and Fernandes Salling.

No. 1888-86 "A BILL FOR AN ACT RELATING TO THE WHISTLEBLOWERS' PROTECTION ACT."

Introduced by: Senator Wong, by request.

No. 1889-86 "A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION."

Introduced by: Senator Wong, by request.

No. 1890-86 "A BILL FOR AN ACT RELATING TO THE EXPENDITURE OF PUBLIC MONEYS."

Introduced by: Senator Wong, by request.

No. 1891-86 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Wong, by request.

No. 1892-86 "A BILL FOR AN ACT RELATING TO TOURISM."

- Introduced by: Senator Wong, by request.
- No. 1893-86 "A BILL FOR AN ACT RELATING TO FOREIGN BANKS."
- Introduced by: Senator Wong, by request.
- No. 1894-86 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senators Soares, George, A. Kobayashi and Henderson.
- No. 1895-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR MAKING HAWAII INTO A REGIONAL FISHERIES CENTER."
- Introduced by: Senators Soares, A. Kobayashi, George and Henderson.
- No. 1896-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ALU LIKE, INC. FOR VARIOUS PROJECTS."
- Introduced by: Senators Machida and Yamasaki.
- No. 1897-86 "A BILL FOR AN ACT RELATING TO VARIOUS IMPROVEMENTS AT LAHAINALUNA HIGH SCHOOL."
- Introduced by: Senators Machida and Yamasaki.
- No. 1898-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SIDEWALKS AT KILOHANA SCHOOL, MOLOKAI, HAWAII."
- Introduced by: Senators Machida and Yamasaki.
- No. 1899-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOLOKAI IRRIGATION SYSTEM."
- Introduced by: Senators Machida and Yamasaki.
- No. 1900-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A REPLACEMENT BRIDGE OVER KAHOMA STREAM, HONOAPILANI HIGHWAY, MAUI, HAWAII."
- Introduced by: Senators Machida and Yamasaki.
- No. 1901-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF A SWIMMING POOL IN ACCORDANCE WITH THE LAHAINA RECREATION CENTER PHASING PLAN."
- Introduced by: Senators Machida and Yamasaki.
- No. 1902-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF HAWAII."
- Introduced by: Senator Aki.
- No. 1903-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIR."
- Introduced by: Senators A. Kobayashi, Young, Abercrombie and Hagino.
- No. 1904-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER DRAINAGE IMPROVEMENTS IN WAIANAE."
- Introduced by: Senator Aki.
- No. 1905-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS TO NANAIKAPONO ELEMENTARY SCHOOL."
- Introduced by: Senator Aki.
- No. 1906-86 "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."
- Introduced by: Senators George, Soares, Solomon, B. Kobayashi, Matsuura, Henderson, Fernandes Salling, A. Kobayashi, Young, Hee, Abercrombie, Yamasaki and Toguchi.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 9-86) informing the Senate that Senate Bill Nos. 1819-86 to 1858-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Tuesday, January 28, 1986:

Senate Bill	Referred to:
No. 1819-86 Labor and Employment	Committee on
No. 1820-86 Judiciary	Committee on
No. 1821-86 Judiciary	Committee on

No. 1822-86	Committee	on	Health, then to the Committee on Judiciary
Consumer Protection and Commerce			
No. 1823-86	Committee	on	No. 1843-86
Consumer Protection and Commerce			Judiciary, then to the Committee on Ways and Means
No. 1824-86	Committee	on	No. 1844-86
Judiciary			Health
No. 1825-86	Committee	on	No. 1845-86
Human Services, then to the Committee on Judiciary			Labor and Employment, then to the Committee on Ways and Means
No. 1826-86	Committee	on	No. 1846-86
Housing and Community Development			Health
No. 1827-86	Committee	on	No. 1847-86
Judiciary, then to the Committee on Ways and Means			Consumer Protection and Commerce
No. 1828-86	Committee	on	No. 1848-86
Higher Education, then to the Committee on Ways and Means			Consumer Protection and Commerce
No. 1829-86	Committee	on	No. 1849-86
Judiciary			Human Services, then to the Committee on Ways and Means
No. 1830-86	Committee	on	No. 1850-86
Judiciary, then to the Committee on Ways and Means			Health, then to the Committee on Ways and Means
No. 1831-86	Committee	on	No. 1851-86
Health, then to the Committee on Judiciary			Health, then to the Committee on Ways and Means
No. 1832-86	Committee	on	No. 1852-86
Judiciary			Higher Education, then to the Committee on Ways and Means
No. 1833-86	Committee	on	No. 1853-86
Judiciary			Higher Education, then to the Committee on Ways and Means
No. 1834-86	Committee	on	No. 1854-86
Transportation, then to the Committee on Judiciary			Higher Education, then to the Committee on Ways and Means
No. 1835-86	Committee	on	No. 1855-86
Judiciary			Committee on Economic Development, then to the Committee on Ways and Means
No. 1836-86	Jointly to the		No. 1856-86
Committee on Health and the Committee on Judiciary, then to the Committee on Ways and Means			Committee on Economic Development, then to the Committee on Ways and Means
No. 1837-86	Committee	on	No. 1857-86
Health			Judiciary
No. 1838-86	Committee	on	No. 1858-86
Economic Development, then to the Committee on Ways and Means			Health, then to the Committee on Ways and Means
No. 1839-86	Committee	on	
Economic Development			
No. 1840-86	Committee	on	
Judiciary			
No. 1841-86	Committee	on	
Labor and Employment, then to the Committee on Ways and Means			
No. 1842-86	Committee	on	

Senator Matsuura then rose on a point of personal privilege to request the Chair's approval to have a speech he intended to make yesterday regarding Lt. Col. Ellison Onizuka inserted into the Journal, and the Chair so ordered.

Senator Matsuura's speech is as follows:

"Mr. President, last year this Senate honored Lt. Col. Ellison Shoji Onizuka, our first 'Hawaiian grown' astronaut. This was said of him in a floor speech at that time.

'His flight into space was an achievement of a dream, a dream that came true through dedication, perseverance and determination. He overcame staggering odds against his selection as one of 35 candidates for the Space Program, back in July 1982.

'He credits many of his friends and family members for helping him achieve that dream — from the coffee fields of Kona to a United States Astronaut.'

'Yesterday's tragedy has deeply touched everyone who has come in contact with Ellison. When he walked into the many classrooms, there was an instant feeling of mutual respect, trust and love. This feeling had no age barrier. Everyone, everywhere in Hawaii talked of his humility, elegance, kindness and generosity. I saw him autograph his picture, no one was left out — no matter how long the line was. Ellison was a very special person, noble in his dreams and aspirations, he had an unlimited future. Ellison has achieved a mark of excellence, duty and honor which we are all very proud of. To honor Ellison, we must walk onward in his footsteps.

"To Mrs. Lorna Onizuka and daughters Janelle and Darian Lei and mother Mrs. Mitsue Onizuka, no words or tears can express the loss of a loving husband, father and son.

"Lt. Col. Ellison Shoji Onizuka will always be one of Hawaii's favorite sons and his dedication to his profession and to his family is an inspiration and a noble example to all. Thank you."

Senator Solomon also requested the Chair's approval to have her remarks on Lt. Col. Onizuka inserted into the Journal, and the Chair so ordered.

Senator Solomon's remarks are as follows:

"Mr. President, it is with great sadness that I stand before you this morning to make these remarks in honor of Lt. Col. Ellison Shoji Onizuka. Astronaut Onizuka made an outstanding contribution that affected everyone's life throughout the State of Hawaii and is truly 'a Kona boy who made good.'

"His life mirrored his attainments as a student at Konawaena High School, a graduate from the University of Colorado, a Lieutenant Colonel in the Air Force of the United States and a good son, father and husband.

"My heart is with the Onizuka family at this time of personal loss. Lt. Col. Onizuka will always be in the hearts of the people of the United States and Hawaii."

Senator Hee then rose on a point of personal privilege and said:

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

"Mr. President, and members of the Senate, I rise today because of a disturbing element which has been circulating at the Capitol. It's an element which is dishonest; and it is fallacious. I'd like to say it's capricious, but I don't believe it.

"Mr. President, the media has been somewhat reasonable in reporting recently on actions on Molokai by Philip Boydston of Kaluakoi Corporation, the major landowner on the west end. Mr. Boydston would have it that he divide the resort industry workers with layoffs of 25 to 50 percent as his means to ask the group Hui Alaloa to forego an appeal to the Second Circuit Court.

"Mr. Boydston would be so intellectually dishonest in his guise to perpetrate what others historically have done to native people. It would not take a great deal of reading in the history of this nation to see that the usurption of land and other resources by expatriates from other countries, which included America, was a well-conceived, well-devised action aimed to pit Hawaiians against Hawaiians. Now the Hawaiian people are being used against Hawaiian people once again.

"It is an effort to bring back the mentality of the plantation in 1986 to say to people, 'You will be laid off because a totally unrelated issue of a new hotel is being appealed.' It's transparent and yet its ramifications are being felt every day on Molokai.

"I rise today because I was confronted — willingly confronted — with approximately 60 to 80 individuals, many of whom are my friends; some of whom without, I wouldn't be here; and all of whom, with perhaps a few exceptions, I believe, are expressing the views that they sincerely believe and I do not disagree with that right to express their views. However, when Mr. Boydston of Kaluakoi would say in a memorandum to the Hawaii Resort Developers Council, in a letter dated January 16, 1986, and I quote: 'Strategies must be devised by responsible developers, both large and small, to end abuse of due process. We believe one priority item on the strategy list should be to have land use laws changed which demands risk of equity or tangible assets by all parties to an intervention or challenge to a permit application.' It becomes clear that

his views are to rid the developers of the poor man's right to redress.

"When the plantation mentality resurfaces in 1986 to say, 'You challenge us, only if you have the ability to pay' ... resurfaces when Hawaiians come back against Hawaiians ... when the real enemy is the perpetrator of letters to colleagues whom I believe will see the transparency of this kind of strategy and who'll give a bad name to developers throughout this state some of whom I believe have good intentions.

"Mr. Boydston would go so far as to have others say that the demands of Hui Alaloe are frivolous and unreasonable when he knows damn well that the last time Hui Alaloe filed an appeal to the Hawaii Supreme Court, Hui Alaloe won. That the last time Hui Alaloe challenged the right of this irresponsible developer who wanted to lace Kawakui Bay with condominiums ... take away in the process those resources guaranteed to everyone ... that when Mr. Boydston forced Hui Alaloe into an appeal that the State Supreme Court ratified the Hui Alaloe appeal. Mr. Boydston knows that this appeal process is not a frivolous and unreasonable appeal process and above and beyond that, it's the right of every American, every person in this country to redress.

"Tony Rutledge, recently-elected president of Local 5, said regarding Oahu's second city which can be said for the west end of Molokai, 'Faced with the past history of massive layoffs and betrayed promises, the developers are now finding it difficult to gain community support. No one would oppose a quality development that provides jobs and a real chance at a decent future for Hawaii's people. But faced with a record of broken promises and a consistent failure to make any kind of binding commitment to the community, I feel the developers will find an uphill battle in gaining public support for their plans. As a labor leader, it is my duty to defend the best interests of my members who are an important part of this local community. I would like to state clearly at this time that if these developments are indeed going to be built without a clear legal binding commitment to the community regarding fair wages, job security, job training, housing, and a responsible use of our resources, the project should not be built at all.'

"Mr. Boydston would use the guise in a letter to employees, dated January 23, 1986, to people on Molokai, 'We will lay you off, unless this appeal is dropped.' And though he said our people are not being pawns in this process, he also says, 'Other factors including a challenge to the condominium and a lack of overall visitor business on Molokai is the reason.'

"He would have Hawaiians, again as it was perpetrated by many people, most of whom were Americans, turn on the Hawaiians, and he knows damn well that if he found a developer today that there are 300 house units which already have permits. There are 260 condominium units which already have permits. Build the damn buildings! Don't blame the Hawaiians! Don't blame the people for exercising their right to due process! And don't tell the Legislature to change the laws so that those who have not, cannot participate in the process.

"I fully expect that legislation will come down which would take away the appeal process of the State Land Use Commission, which would take away the appeal process of every decision-making body with the Planning Commission. Why not take away everything? Why not just do it all at once?

"It bothers me because it's history returned and history revisited. And it bothers me because, as I say, the people are being turned on the people.

"I have a quote, Mr. President, from a Hawaiian man, David Malo, who in 1837 in July wrote to the regent of the government and he said in his letter to Kaahumanu II: 'I'm telling you my mind. I'm not afraid of the men of wars if they threaten violence; not even if they fire their guns. On the day when you hold conference with those warships, if they do not appear to be pleasant, tell them of the evil committed by their council which we complained of. But in the case they do not act pleasant, you must be wise for I feel we will all be dead people. But still it would be much better to die for this, for greater evil will come if we give in and let them take our country while we still live.'

"As I stand here, Mr. President, the perpetrator has turned people against people; there has been violence; there has been vigilantes, lynch-mob mentality and this will not stop. And unless the message can be carried and the focus is on those who are at fault, history will repeat itself.

"We all have dreams. Well, my dream is a real dream and that dream is that we don't allow in this Legislature for the usurption and circumvention of the rights of every individual in this state. And for those who told me this morning, 'Stay off of Molokai, just take care of Kailua and Kaneohe.' ... we have a right as members of this body and we have a responsibility to take it upon ourselves that what we do is right for everyone in this state.

"Thank you, Mr. President."

The President, at this time, expressed his appreciation to Senator Kawasaki for

carrying out the Chair's duties during his absence.

ADJOURNMENT

At 12:14 o'clock p.m., on motion by Senator Mizuguchi, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, January 30, 1986.

TWELFTH DAY

Thursday, January 30, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:46 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Lemuel M. Boyles, Colonel, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senator Cobb who was excused.

The President announced that he had read and approved the Journal of the Eleventh Day.

Senator Kawasaki then made the following introduction to the members of the Senate:

"Mr. President and members of the Senate, it is my great privilege this morning to introduce the very distinguished guests that are here from Finland. They are members of the Finnish Parliament. First of all, may I introduce the Honorable Erkki Pystynen who is the Speaker of the Parliament of the Republic of Finland. I will impose upon the Speaker to introduce the members of the parliamentary group, primarily because some of the names are quite difficult for me to pronounce. I think it's better that the Speaker himself do us the honor of introducing his delegation."

At Senator Kawasaki's request, the Honorable Erkki Pystynen introduced the other members of Parliament: Mrs. Erkki Pystynen; the Honorable Prijo Ala-Kapee, representative of the Social Democratic Party; the Honorable Ilkka Kanerva, representative of the Conservative (Coalition) Party; the Honorable Lea Sutinen, representative of the Center Party; the Honorable Ensio Lainem, representative of the People's Democratic League; the Honorable Veikko Vennamo, representative of the Rural Party; the Honorable Hakan Malm, representative of the Swedish Party; the Honorable Erkki Ketola, General Secretary for the Parliament; and the Honorable Jaakko Hissa, Secretary of International Affairs.

The delegation rose to be recognized and were presented with a Senate Certificate.

At 11:45 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.

At this time, the Chair invited Mr. Pystynen to the rostrum to say a few words to the Senators and guests.

Mr. Pystynen addressed the members of

the Senate as follows:

"Mr. Speaker (President), distinguished members of the Senate, dear colleagues, ladies and gentlemen, on behalf of my own and of our delegation, I thank you very, very much for this warm and beautiful words you have addressed to us in this certificate we just got from the Senate of the State of Hawaii. Thank you so very much.

"I have the honor to bring you the best greetings from Finland and from our Parliament. The power you use here in this hall, in the Senate, in your Parliament, I suppose belongs to the people, as it does in Finland. It is the most important paragraph in our Constitution in Finland that the power which the Parliament in Finland uses belongs to the people. This is real democracy that people can elect its representatives to the organs who use this power on behalf of people. And we in Finland, as I am sure you in Hawaii, know that this is absolutely the best way to take care of the things of people and for the best of our own country, our own state, our own people. I thank you very much Mr. Speaker (President) and you distinguished colleagues that you have received us here and that I have this historic possibility, historic for me because this is the first time I have the possibility to say some words in front of another state parliament. Thank you so very much.

"We wish you dear members of the Senate of Hawaii the wisdom and success so that this meeting which is ahead of you, which is the task you have during this plenary system period, which just now you have begun, that you can make the best possible decisions for the best of your own State of Hawaii and the best of Hawaii's people for to live here in your paradise. Thank you so very much."

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 91, transmitting the State's C.I.P. Status Report - Financial Summary (and maps), prepared by the Department of Planning and Economic Development, was read by the Clerk and was referred to the Committee on Ways and Means.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 2 to 4) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 2, transmitting House Concurrent Resolution No. 7 which was adopted by the House of Representatives on January 28, 1986, was placed on file.

By unanimous consent, H.C.R. No. 7,

entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO TRANSFER LAND TO THE HOUSING AUTHORITY IN EXCHANGE FOR THE VALUE OF THE WAIHAOLE VALLEY PURCHASE," was referred to the Committee on Economic Development.

Hse. Com. No. 3, transmitting House Concurrent Resolution No. 24 which was adopted by the House of Representatives on January 28, 1986, was placed on file.

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, H.C.R. No. 24, entitled: "HOUSE CONCURRENT RESOLUTION HONORING THE MEMORY OF LT. COL. ELLISON SHOJI ONIZUKA, 'HAWAII'S OWN ASTRONAUT' AND EXTENDING CONDOLENCES AND DEEPEST SYMPATHY TO THE ONIZUKA FAMILY," was adopted.

Hse. Com. No. 4, transmitting House Bill No. 1779-86, H.D. 1, which passed Third Reading in the House of Representatives on January 30, 1986, was placed on file.

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, H.B. No. 1779-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE OFFICE OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed First Reading by title and was referred to the Committee on Ways and Means.

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

The Senate reconvened at 11:57 o'clock a.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 1 and 2) were read by the Clerk and were disposed of as follows:

S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL, MANAGEMENT AND PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION," was offered by Senators Toguchi, Fernandes Salling, A. Kobayashi, Soares, Abercrombie, Solomon, Hee, Hagino, Matsuura, Holt, McMurdo and Kuroda.

By unanimous consent, S.C.R. No. 1 was referred to the Committee on Education.

S.C.R. No. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL,

MANAGEMENT, AND PROGRAM AUDIT OF THE STATE FOUNDATION ON CULTURE AND THE ARTS," was offered by Senators Toguchi, Fernandes Salling, A. Kobayashi, Soares, Abercrombie, Solomon, Hee, Hagino, Matsuura, Holt, Machida, McMurdo, and Kuroda.

By unanimous consent, S.C.R. No. 2 was referred to the Committee on Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 18 to 21) were read by the Clerk and were disposed of as follows:

S.R. No. 18, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY TO ESTABLISH A TECHNICAL INSTITUTE FOR FILM INDUSTRY CAREERS," was offered by Senators Aki, Chang, Machida, McMurdo, B. Kobayashi, Yamasaki, Matsuura, Toguchi, A. Kobayashi, Fernandes Salling, Kuroda, Cayetano, Hagino, Holt, Soares, Young, Kawasaki, George, Henderson and Solomon.

By unanimous consent, S.R. No. 18 was referred jointly to the Committee on Economic Development and the Committee on Higher Education.

S.R. No. 19, entitled: "SENATE RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON THE EXCHANGE OF PUBLIC LAND FOR PRIVATE LAND," was offered by Senator Wong, by request.

By unanimous consent, S.R. No. 19 was referred to the Committee on Economic Development.

S.R. No. 20, entitled: "SENATE RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON THE EXCHANGE OF PUBLIC LAND FOR PRIVATE LAND," was offered by Senator Wong, by request.

By unanimous consent, S.R. No. 20 was referred to the Committee on Economic Development.

S.R. No. 21, entitled: "SENATE RESOLUTION REQUESTING THAT THE OFFICE OF CONSUMER PROTECTION ADDRESS THE PROBLEM OF CERTAIN STATEMENTS IN AUTOMOBILE ADVERTISEMENTS," was offered by Senator Soares.

By unanimous consent, S.R. No. 21 was referred to the Committee on Consumer Protection and Commerce.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Friday, January 31, 1986:

Senate Bills

No. 1907-86 "A BILL FOR AN ACT RELATING TO THE INCOME TAX."

Introduced by: Senator Hagino.

No. 1908-86 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Hagino.

No. 1909-86 "A BILL FOR AN ACT RELATING TO FERTILIZERS."

Introduced by: Senator Hagino.

No. 1910-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII VETERANS HALL AND PEACE GARDEN AT AIEA BAY STATE RECREATION AREA."

Introduced by: Senator Mizuguchi.

No. 1911-86 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."

Introduced by: Senators Holt, Machida and Mizuguchi.

No. 1912-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS."

Introduced by: Senators Fernandes Salling, Soares, Yamasaki, Cayetano, Solomon, Henderson, Hee, George, Hagino, A. Kobayashi, Toguchi, Holt, Mizuguchi, Kuroda, Abercrombie, Machida, Aki, Matsuura, B. Kobayashi, Chang, McMurdo and Young.

No. 1913-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE POLICE DEPARTMENTS OF THE COUNTIES OF KAUAI, OAHU, MAUI, AND HAWAII."

Introduced by: Senator Fernandes Salling.

No. 1914-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAUAI COMMUNITY COLLEGE."

Introduced by: Senator Fernandes Salling.

No. 1915-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR

KAUAI COMMUNITY COLLEGE."

Introduced by: Senator Fernandes Salling.

No. 1916-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A RODENT CONTROL PROGRAM IN THE COUNTY OF KAUAI."

Introduced by: Senator Fernandes Salling.

No. 1917-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PILOT PROGRAM DOCUMENTING THE PLANTATION EXPERIENCE IN HAWAII."

Introduced by: Senator Fernandes Salling.

No. 1918-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAUAI COMMUNITY COLLEGE."

Introduced by: Senator Fernandes Salling.

No. 1919-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAUAI COMMUNITY COLLEGE."

Introduced by: Senator Fernandes Salling.

No. 1920-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAUAI COMMUNITY COLLEGE, KAUAI."

Introduced by: Senator Fernandes Salling.

No. 1921-86 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."

Introduced by: Senators Henderson, Soares and George.

No. 1922-86 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senators George, Henderson and Soares.

No. 1923-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE BILINGUAL ACCESS LINE PROGRAM."

Introduced by: Senators Machida and Yamasaki.

No. 1924-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR MAUI COMMUNITY COLLEGE, UNIVERSITY OF HAWAII."

Introduced by: Senators Machida and

Yamasaki.

No. 1925-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION NON-PROFIT FUND."

Introduced by: Senators Machida and Yamasaki.

No. 1926-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS FOR THE FOURTEENTH SENATORIAL DISTRICT."

Introduced by: Senator A. Kobayashi.

No. 1927-86 "A BILL FOR AN ACT RELATING TO THE FAMILY COURTS."

Introduced by: Senator Chang.

No. 1928-86 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."

Introduced by: Senator Chang.

No. 1929-86 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senator Chang.

No. 1930-86 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Chang.

No. 1931-86 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senator Chang.

No. 1932-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Chang.

No. 1933-86 "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES."

Introduced by: Senator Chang, Aki, Hagino, Solomon and B. Kobayashi.

No. 1934-86 "A BILL FOR AN ACT RELATING TO MOPEDS."

Introduced by: Senator Chang.

No. 1935-86 "A BILL FOR AN ACT RELATING TO JURORS' COMPENSATION."

Introduced by: Senator Chang.

No. 1936-86 "A BILL FOR AN ACT RELATING TO POLYGRAPH EXAMINERS."

Introduced by: Senator Chang.

No. 1937-86 "A BILL FOR AN ACT RELATING TO ZONING."

Introduced by: Senators A. Kobayashi, Henderson, Soares, Chang, Machida, Hagino, Kawasaki, Abercrombie, Solomon, Yamasaki and Aki.

No. 1938-86 "A BILL FOR AN ACT RELATING TO TRANSFER OF DEVELOPMENT RIGHTS."

Introduced by: Senator Hagino.

No. 1939-86 "A BILL FOR AN ACT RELATING TO FARM LOANS."

Introduced by: Senator Hagino.

No. 1940-86 "A BILL FOR AN ACT RELATING TO THE REZONING AND RECLASSIFICATION OF LAND."

Introduced by: Senator Hagino.

No. 1941-86 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE PROCESSING ENTERPRISES."

Introduced by: Senators Aki, Machida, George, Kuroda, Fernandes Salling, A. Kobayashi, Holt, Solomon, Yamasaki, B. Kobayashi, Cayetano, Young and Mizuguchi.

No. 1942-86 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE UTILITIES SERVING THE GENERAL PUBLIC IN PROVIDING ELECTRIC ENERGY OR GAS."

Introduced by: Senators Aki, Machida, George, Kuroda, Fernandes Salling, A. Kobayashi, Holt, Young, Yamasaki, Mizuguchi, Cayetano, Solomon and B. Kobayashi.

No. 1943-86 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES."

Introduced by: Senators Aki, George, Kuroda, Fernandes Salling, A. Kobayashi, B. Kobayashi, Mizuguchi, Cayetano, Machida, Holt, Solomon, Yamasaki and Young.

No. 1944-86 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE MANUFACTURING ENTERPRISES."

Introduced by: Senators Aki, Machida, George, Kuroda, A. Kobayashi, Holt, Mizuguchi, Cayetano, Fernandes Salling, Solomon, Young, Yamasaki and B.

- Kobayashi.
- No. 1945-86 "A BILL FOR AN ACT RELATING TO THE CAPITAL LOAN PROGRAM."
- Introduced by: Senators Aki, George, Kuroda, Fernandes Salling, A. Kobayashi, Solomon, Yamasaki, Mizuguchi, Cayetano, Machida, Holt and Young.
- No. 1946-86 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC."
- Introduced by: Senators Aki, Machida, George, Kuroda, Holt, Young, Cayetano, Fernandes Salling, A. Kobayashi, Solomon and Mizuguchi.
- No. 1947-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senators Aki, Kuroda, Fernandes Salling, A. Kobayashi, Holt, B. Kobayashi, Solomon, Young, Yamasaki and Mizuguchi.
- No. 1948-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
- Introduced by: Senators Aki, George, Kuroda, A. Kobayashi, Holt, Solomon, Yamasaki, Mizuguchi, Cayetano, Machida, Fernandes Salling and Young.
- No. 1949-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JOB TRAINING."
- Introduced by: Senators Aki, Machida, George, Kuroda, Fernandes Salling, A. Kobayashi, Holt, McMurdo, Yamasaki, Mizuguchi, B. Kobayashi, Cayetano, Solomon and Young.
- No. 1950-86 "A BILL FOR AN ACT RELATING TO FOREIGN-TRADE ZONES."
- Introduced by: Senators Aki, Kawasaki, Machida, George, Kuroda, A. Kobayashi, Holt, Yamasaki, B. Kobayashi, Cayetano, Fernandes Salling, Solomon, McMurdo, Young and Mizuguchi.
- No. 1951-86 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Aki, George, Kuroda, A. Kobayashi, Young, Mizuguchi, Cayetano, Machida, Fernandes Salling, Holt, Yamasaki and B. Kobayashi.
- No. 1952-86 "A BILL FOR AN ACT RELATING TO LEASEHOLDS."
- Introduced by: Senators Hee and McMurdo.
- No. 1953-86 "A BILL FOR AN ACT RELATING TO HOUSING."
- Introduced by: Senators Henderson, George, Soares and A. Kobayashi.
- No. 1954-86 "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE OF PUBLIC OFFICERS AND EMPLOYEES."
- Introduced by: Senators Henderson and Soares.
- No. 1955-86 "A BILL FOR AN ACT RELATING TO TOURISM."
- Introduced by: Senators Henderson, A. Kobayashi and George.
- No. 1956-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MURAL PROJECT AT MOLOKAI HIGH SCHOOL."
- Introduced by: Senators Machida and Yamasaki.
- No. 1957-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
- Introduced by: Senator Wong, by request.
- No. 1958-86 "A BILL FOR AN ACT RELATING TO PETTY CASH FUNDS."
- Introduced by: Senator Wong, by request.
- No. 1959-86 "A BILL FOR AN ACT RELATING TO THE TOURISM TRAINING COUNCIL."
- Introduced by: Senator Wong, by request.
- No. 1960-86 "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX."
- Introduced by: Senator Wong, by request.
- No. 1961-86 "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION."
- Introduced by: Senator Wong, by request.
- No. 1962-86 "A BILL FOR AN ACT RELATING TO AND AUTHORIZING AN ADOPTION ASSISTANCE COMPACT AND

PROCEDURES FOR INTERSTATE SERVICES PAYMENTS."

Introduced by: Senator Wong, by request.

No. 1964-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Wong, by request.

No. 1966-86 "A BILL FOR AN ACT RELATING TO INSURANCE PREMIUM TAX."

Introduced by: Senator Wong, by request.

No. 1967-86 "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY."

Introduced by: Senator Wong, by request.

No. 1968-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE."

Introduced by: Senator Matsuura.

No. 1969-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION AND ADVERTISING OF HILO AS A VISITOR DESTINATION AREA."

Introduced by: Senators Matsuura and Kuroda.

No. 1970-86 "A BILL FOR AN ACT RELATING TO PRACTICE OF DENTISTRY."

Introduced by: Senators Matsuura and Young.

No. 1971-86 "A BILL FOR AN ACT RELATING TO PRIVACY."

Introduced by: Senators Matsuura and A. Kobayashi.

No. 1972-86 "A BILL FOR AN ACT RELATING TO THE IMPOSITION OF A FRANCHISE TAX ON TELEPHONE AND TELEVISION CABLE COMPANIES."

Introduced by: Senator Kawasaki, by request.

No. 1973-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CANCER COMMISSION."

Introduced by: Senators Kawasaki, McMurdo, Fernandes Salling, Henderson, A. Kobayashi, Machida, Aki, Abercrombie, Solomon, Hee, Holt, Matsuura, George, Kuroda, Cayetano, Hagino, Yamasaki, Mizuguchi, Chang and Wong.

No. 1974-86 "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII."

Introduced by: Senators Holt, McMurdo, George, Fernandes Salling, Cayetano, Kuroda, Matsuura, B. Kobayashi, Young and Abercrombie.

No. 1975-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII FOR AN ASIA-PACIFIC CROSS-CULTURAL EDUCATIONAL DEVELOPMENT CONFERENCE."

Introduced by: Senators Holt, Machida, Henderson, George, Cayetano, Hagino, Chang and Mizuguchi.

No. 1976-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR A PSYCHIATRIC UNIT AT KONA HOSPITAL, KONA, HAWAII."

Introduced by: Senator Henderson.

No. 1977-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR A 100,000 GALLON WATER TANK FOR KONA HOSPITAL, KONA, HAWAII."

Introduced by: Senator Henderson.

No. 1978-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GENERAL AVIATION RELIEVER AIRPORT ON OAHU AT WAIPIO PENINSULA."

Introduced by: Senator Henderson.

No. 1979-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BUILDING RENOVATIONS AT WAIANAE COAST COMPREHENSIVE HEALTH CENTER."

Introduced by: Senator Aki.

No. 1980-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIFE SUPPORT EQUIPMENT AT THE PRINCEVILLE AMBULANCE STATION."

Introduced by: Senator Aki.

No. 1981-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS TO WAIANAE INTERMEDIATE SCHOOL."

Introduced by: Senator Aki.

No. 1982-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOKAPU SCHOOL, OAHU."

Introduced by: Senators George, McMurdo, Soares, A. Kobayashi, Machida, Hee, Cayetano, Yamasaki, Kuroda, Chang, B. Kobayashi and Toguchi.

No. 1983-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PEDESTRIAN RESPONSIVE STOP LIGHT ON KAILUA ROAD, KAILUA, HAWAII."

Introduced by: Senators George, McMurdo, Soares, A. Kobayashi, Cayetano, Hee, Yamasaki, Chang, Machida, Kuroda, B. Kobayashi and Toguchi.

No. 1984-86 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senators George, A. Kobayashi, Henderson, Soares, Matsuura, Cayetano and Kuroda.

No. 1985-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A BILINGUAL HEALTH EDUCATION AIDE FOR THE ISLANDS OF KAUAI AND NIIHAU."

Introduced by: Senator Fernandes Salling.

No. 1986-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Kawasaki, by request.

No. 1987-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COUNTIES FOR THE REGULATION OF SEWERAGE AND WASTEWATER TREATMENT SYSTEMS."

Introduced by: Senators B. Kobayashi, Solomon and Machida.

No. 1988-86 "A BILL FOR AN ACT RELATING TO MORTGAGES."

Introduced by: Senators B. Kobayashi, Chang, Matsuura and McMurdo.

No. 1989-86 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY."

Introduced by: Senators B. Kobayashi, Chang, Cayetano and McMurdo.

No. 1990-86 "A BILL FOR AN ACT RELATING TO DEVELOPMENTALLY DISABLED."

Introduced by: Senators B. Kobayashi and Matsuura.

No. 1991-86 "A BILL FOR AN ACT RELATING TO HEALTH SERVICES."

Introduced by: Senators B. Kobayashi.

No. 1992-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SUDDEN INFANT DEATH SYNDROME (SIDS) PROGRAM."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Solomon, George and Matsuura.

No. 1993-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE PEDIATRIC ARTHRITIS CENTER OF HAWAII (PACH)."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Solomon, George, Matsuura and Cayetano.

No. 1994-86 "A BILL FOR AN ACT RELATING TO THE PESTICIDES ADVISORY COMMITTEE."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Solomon, George, Matsuura and Cayetano.

No. 1995-86 "A BILL FOR AN ACT RELATING TO HEALTH PLANNING."

Introduced by: Senators B. Kobayashi and Solomon.

No. 1996-86 "A BILL FOR AN ACT RELATING TO THE TOBACCO TAX LAW."

Introduced by: Senators B. Kobayashi and Cayetano.

No. 1997-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A HELIPAD FOR MOLOKAI GENERAL HOSPITAL."

Introduced by: Senator Hee.

No. 1998-86 "A BILL FOR AN ACT RELATING TO INVESTMENTS."

Introduced by: Senators Yamasaki, Kawasaki, Holt, Cayetano, Young, Machida, McMurdo, A. Kobayashi, George and Mizuguchi.

No. 1999-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Yamasaki, Kawasaki, McMurdo, A. Kobayashi, George, Mizuguchi and Machida.

No. 2000-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Yamasaki, Wong, Holt, Cayetano, McMurdo, A.

- Kobayashi, George, Mizuguchi and Machida.
- No. 2001-86 "A BILL FOR AN ACT RELATING TO STATE BONDS."
- Introduced by: Senators Yamasaki, Machida, Mizuguchi, B. Kobayashi, McMurdo, Holt, Hee, Solomon, Matsuura, Hagino, Cayetano, Kuroda, Young, A. Kobayashi and George.
- No. 2002-86 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Yamasaki, Machida, Mizuguchi, B. Kobayashi, McMurdo, Holt, Solomon, Matsuura, Hagino, Cayetano, Young, Hee, Chang, Kuroda, A. Kobayashi and George.
- No. 2003-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESTORATION OF TWO OIL PAINTINGS OF HONOLULU HARBOR BY JAMES D. STRONG."
- Introduced by: Senators Yamasaki, Machida and Solomon.
- No. 2004-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PUKALANI COMMUNITY CENTER, COUNTY OF MAUI."
- Introduced by: Senators Yamasaki, Machida and Solomon.
- No. 2005-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI SCHOOL DISTRICT INTERMEDIATE SCHOOL STUDENT COUNCIL PROGRAM."
- Introduced by: Senators Yamasaki, Machida and Solomon.
- No. 2006-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A VIDEO AND FILM ARCHIVE PILOT PROJECT."
- Introduced by: Senators Yamasaki, Holt, Cayetano, Young, George, Machida, Solomon, McMurdo, A. Kobayashi and Mizuguchi.
- No. 2007-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A PERMANENT COUNTY EXTENSION AGENT POSITION FOR MAUI COUNTY."
- Introduced by: Senators Yamasaki, Machida, Holt and Solomon.
- No. 2008-86 "A BILL FOR AN ACT RELATING TO ENERGY."
- Introduced by: Senator Yamasaki, by request.
- No. 2009-86 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
- Introduced by: Senator Yamasaki, by request.
- No. 2010-86 "A BILL FOR AN ACT RELATING TO LIABILITY OF PUBLIC ENTITIES."
- Introduced by: Senator Yamasaki, by request.
- No. 2011-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CONSTRUCTION FOR LANDFILLS IN CENTRAL MAUI AND LANAI."
- Introduced by: Senator Yamasaki, by request.
- No. 2012-86 "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX LAW."
- Introduced by: Senator Yamasaki, by request.
- No. 2013-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER DEVELOPMENT AND TREATMENT PROJECTS FOR THE COUNTY OF MAUI."
- Introduced by: Senator Yamasaki, by request.
- No. 2014-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DESIGN AND CONSTRUCTION FOR THE KAUNAKAKAI BASEBALL PARK, MOLOKAI."
- Introduced by: Senator Yamasaki, by request.
- No. 2015-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN AND PLANS FOR AN AQUATIC RESOURCES RESEARCH FACILITY AT KEALIA, MAUI."
- Introduced by: Senator Yamasaki, by request.
- No. 2016-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF THE MAUI RENEWABLE RESOURCES RESEARCH FACILITY AT KEALIA, MAUI."
- Introduced by: Senator Yamasaki, by request.
- No. 2017-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CONSTRUCTION FOR A LANAI FIRE STATION."
- Introduced by: Senator Yamasaki, by request.

request.

No. 2018-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DRAINAGE IMPROVEMENTS AT WAILUKU, MAUI."

Introduced by: Senator Yamasaki, by request.

No. 2019-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION FOR A BICYCLE PATH IN LAHAINA, MAUI."

Introduced by: Senator Yamasaki, by request.

No. 2020-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN, LAND ACQUISITION, AND CONSTRUCTION FOR FLOOD CONTROL AT KAHOMA STREAM, MAUI."

Introduced by: Senator Yamasaki, by request.

No. 2021-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS OF THE MOLOKAI WATER SYSTEM."

Introduced by: Senator Yamasaki, by request.

No. 2022-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN AND PLANS FOR AN AGRI-TECH FACILITY AT HAMAKUAPOKO, MAUI."

Introduced by: Senator Yamasaki, by request.

No. 2023-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MOLOKAI REVOLVING LOAN FUND."

Introduced by: Senator Yamasaki, by request.

No. 2024-86 "A BILL FOR AN ACT RELATING TO TENANCY BY THE ENTIRETIES."

Introduced by: Senator Yamasaki, by request.

No. 2025-86 "A BILL FOR AN ACT RELATING TO FISHING IN CERTAIN WATERS."

Introduced by: Senator Yamasaki, by request.

No. 2026-86 "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS."

Introduced by: Senators B. Kobayashi, Solomon and Cayetano.

No. 2027-86 "A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR THE TEEN PROGRAM AT KAPIOLANI WOMEN'S AND CHILDREN'S MEDICAL CENTER."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Solomon, George and Matsuura.

No. 2028-86 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Solomon, George, Matsuura and Cayetano.

No. 2029-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUNDWATER PROTECTION PROGRAM."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Solomon, George and Matsuura.

No. 2030-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators B. Kobayashi, Solomon, George, Matsuura and Cayetano.

No. 2031-86 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Wong, by request.

No. 2032-86 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Wong, by request.

No. 2033-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Wong, by request.

No. 2034-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Wong, by request.

No. 2035-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Wong, by request.

No. 2036-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Wong, by request.

No. 2037-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Wong, by request.

No. 2038-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senator Wong, by request.

No. 2040-86 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Wong, by request.

No. 2041-86 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Wong, by request.

No. 2042-86 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Wong, by request.

No. 2043-86 "A BILL FOR AN ACT RELATING TO PUBLIC PARKS AND PUBLIC RECREATION GROUNDS."

Introduced by: Senator Wong, by request.

No. 2045-86 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS."

Introduced by: Senator Wong, by request.

No. 2046-86 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Machida, Young, Yamasaki, Mizuguchi, Matsuura, Holt, McMurdo, A. Kobayashi, Kuroda, Chang and Solomon.

No. 2047-86 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senators Machida, Yamasaki, Holt, Kuroda, Mizuguchi, Henderson, A. Kobayashi, McMurdo, Aki, Toguchi, Young, Kawasaki, Matsuura, Chang, Fernandes Salling, Soares and Solomon.

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills were referred to print and were placed on the calendar for further consideration on Friday, January 31, 1986:

No. 1963-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Wong, by

request.

No. 1965-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Wong, by request.

No. 2039-86 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Wong, by request.

No. 2044-86 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A STATE REVENUE SHARING PROGRAM FOR THE COUNTIES."

Introduced by: Senator Wong, by request.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 10-86) informing the Senate that S.B. Nos. 1859-86 to 1906-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Wednesday, January 29, 1986:

Senate Bills	Referred to :
No. 1859-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1860-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1861-86	Committee on Labor and Employment
No. 1862-86	Committee on Labor and Employment
No. 1863-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means
No. 1864-86	Committee on Government Operations, then to the Committee on Ways and Means
No. 1865-86	Committee on Government Operations, then to the Committee on Ways and Means

No. 1866-86	Committee	on	Tourism and Recreation, then to the
Economic Development, then to the			Committee on Ways and Means
Committee on Ways and Means			
No. 1857-86	Committee	on	No. 1885-86
Transportation, then to the Committee on			Tourism and Recreation, then to the
Ways and Means			Committee on Ways and Means
No. 1868-86	Committee	on	No. 1886-86
Economic Development, then to the			Tourism and Recreation, then to the
Committee on Ways and Means			Committee on Ways and Means
No. 1869-86	Committee	on	No. 1887-86
Consumer Protection and Commerce			Tourism and Recreation, then to the
			Committee on Ways and Means
No. 1870-86	Committee	on	No. 1888-86
Transportation, then to the Committee on			Labor and Employment
Ways and means			
No. 1871-86	Committee	on	No. 1889-86
Economic Development, then to the			Judiciary
Committee on Ways and Means			
No. 1872-86	Committee	on	No. 1890-86
Ways and Means			Government Operations, then to the
			Committee on Ways and Means
No. 1873-86	Committee	on	No. 1891-86
Government Operations, then to the			Consumer Protection and Commerce
Committee on Ways and Means			
No. 1874-86	Committee	on	No. 1892-86
Economic Development, then to the			Tourism and Recreation, then to the
Committee on Ways and Means			Committee on Ways and Means
No. 1875-86	Committee	on	No. 1893-86
Transportation			Consumer Protection and Commerce, then
			to the Committee on Ways and Means
No. 1876-86	Committee	on	No. 1894-86
Tourism and Recreation, then to the			Health
Committee on Ways and Means			
No. 1877-86	Committee	on	No. 1895-86
Transportation, then to the Committee on			Economic Development, then to the
Ways and Means			Committee on Ways and Means
No. 1878-86	Committee	on	No. 1896-86
Transportation, then to the Committee on			Economic Development, then to the
Ways and Means			Committee on Ways and Means
No. 1879-86	Committee	on	No. 1897-86
Economic Development, then to the			Education, then to the Committee on Ways
Committee on Ways and Means			and Means
No. 1880-86	Committee	on	No. 1898-86
Tourism and Recreation, then to the			Transportation, then to the Committee on
Committee on Ways and Means			Ways and Means
No. 1881-86	Committee	on	No. 1899-86
Economic Development, then to the			Economic Development, then to the
Committee on Ways and Means			Committee on Ways and Means
No. 1882-86	Committee	on	No. 1900-86
Education, then to the Committee on Ways			Transportation, then to the Committee on
and Means			Ways and Means
No. 1883-86	Committee	on	No. 1901-86
Education, then to the Committee on Ways			Tourism and Recreation, then to the
and Means			Committee on Ways and Means
No. 1884-86	Committee	on	No. 1902-86
			Economic Development, then to the
			Committee on Ways and Means

No. 1903-86 Committee on
Consumer Protection and Commerce

No. 1904-86 Committee on
Government Operation, then to the
Committee on Ways and Means

No. 1905-86 Committee on
Education, then to the Committee on Ways
and Means

No. 1906-86 Committee on
Government Operations

RE-REFERRAL OF SENATE BILL

The President re-referred S.B. No. 121, introduced on January, 29, 1985, to the Committee on Transportation.

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock p.m.

At this time, Senator B. Kobayashi rose on a point of personal privilege and said:

"Mr. President and members of the Senate, I rise on a point of personal privilege. I'd just like to offer public notice that the Honolulu Advertiser was in error in an article this morning. It said that Senator Matsuura and I both supported the Governor's tax package, and that is incorrect. Both Senator Matsuura and I support the bill to erase the 4% on health care. We differ somewhat on how to fund that measure. I would support Representative Bunda's approach and hope that that measure could be supported through the lottery and the hotel tax. Thank you."

Senator Kawasaki then inquired:

"Mr. President, just out of curiosity, I'd like to direct a question to the Senator (B. Kobayashi) who was a cosponsor of that bill to remove the 4% gross income tax on health care services. Have they found a device to assure that the 4% tax savings would be passed on, in effect, to the patients, and not just left to the price of the service provided by the health care providers?"

The Chair posed the question and Senator B. Kobayashi replied:

"We have no specific device in the bill,

but it is our understanding that the 4% will be an automatic savings assuming, of course, that there is no price increase on the part of the providers themselves."

Senator Kawasaki continued:

"Thank you very much. I would hope that you find some device to make sure that that saving is passed on to the consumer because this has been the problem for two decades. For those of us who had proposed years ago the 4% be removed on food and drugs, we have yet to find some assurance that this saving will be passed on. I would just hate to have consumers be under the illusion that this is indeed a saving that they could expect. I doubt it very much."

Senator Cayetano then remarked:

"Since we're on public positions on the Governor's tax bill, I have been quoted as saying that I support it. Let me clarify that. I'm somewhat trapped by history. In 1980 I introduced a similar package, almost identical to the one the Governor has now introduced, except that in 1980 I think the Governor called my package a tax increase."

Senator Kawasaki added:

"Mr. President, last week, while you were gone, I had to preside. As a consequence I wasn't able to take the floor to voice my disagreement with the Governor, who in my estimation is a dreamer if he thinks the addition of 1% to the 4% excise tax is going to pass this body."

The Chair then said:

"Senator Kawasaki, since you were not here yesterday during the session, I do want to take this opportunity to thank you for filling in for me."

RE-REFERRAL OF SENATE BILL

The President re-referred S.B. No. 406, introduced on February 7, 1985, to the Committee Economic Development, then to the Committee on Judiciary.

ADJOURNMENT

At 12:04 o'clock p.m., on motion by Senator Mizuguchi, seconded by Senator A. Kobayashi and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 31, 1986.

THIRTEENTH DAY

Friday, January 31, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:35 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Father Nathan Mamo of St. John Vianney Church, Kailua, after which the Roll was called showing all Senators present with the exception of Senator Cobb who was excused.

The President announced that he had read and approved the Journal of the Twelfth Day.

The Chair recognized a group of students who were sitting in the gallery.

Senator Cayetano introduced to the members of the Senate Ms. Cissy Farm, a student of the University of Hawaii Law School, who is a volunteer worker on his staff.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 92 to 95) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 92, transmitting the Department of Transportation Report to the Governor, 1985, was referred to the Committee on Transportation.

Gov. Msg. No. 93, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 181 (1985) and H.R. No. 60 (1985), requesting a study on the feasibility of establishing a statewide kapu system to protect and manage Hawaii's ocean resources, was referred to the Committee on Economic Development.

Gov. Msg. No. 94, transmitting the "Annual Report of the Environmental Council, Hawaii's Environment, 1985," prepared by the Department of Health, pursuant to Sec. 341-6, HRS, was referred to the Committee on Health.

Gov. Msg. No. 95, transmitting a report "Medical Malpractice in the State of Hawaii," prepared by Jean Kadooka Mardfin, J.D., for the Department of Commerce and Consumer Affairs, pursuant to Act 300, SLH 1985, was referred to the Committee on Consumer Protection and Commerce.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 3 and 4) were read by the Clerk and were disposed of as follows:

S.C.R. No. 3, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT AN INVESTIGATION OF HIGH HOSPITAL COSTS," was offered by Senators Kawasaki, Abercrombie, Toguchi, McMurdo, Fernandes Salling, Henderson, Aki, Soares, George, Hee, Holt, Solomon, Kuroda, Cayetano, Yamasaki and Chang.

By unanimous consent, S.C.R. No. 3 was referred to the Committee on Health.

S.C.R. No. 4, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO NAME THE UNIVERSITY'S MAUNA KEA OBSERVATORY FACILITIES IN MEMORY AND HONOR OF ELLISON SHOJI ONIZUKA," was offered by Senators Solomon, Henderson, Matsuura, Holt, Machida, George, Cayetano, Mizuguchi, A. Kobayashi, Young, Fernandes Salling, Toguchi, Abercrombie, Kawasaki, Hagino, Aki, Soares, Chang, Kuroda, B. Kobayashi, Wong, Hee, McMurdo and Yamasaki.

By unanimous consent, S.C.R. No. 4 was referred to the Committee on Higher Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 22 to 24) were read by the Clerk and were disposed of as follows:

S.R. No. 22, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT AN INVESTIGATION OF HIGH HOSPITAL COSTS," was offered by Senators Kawasaki, Abercrombie, Toguchi, McMurdo, Fernandes Salling, Henderson, Aki, Hee, Holt, George, Solomon, Kuroda, Cayetano, Soares and Chang.

By unanimous consent, S.R. No. 22 was referred to the Committee on Health, then to the Committee on Legislative Management.

S.R. No. 23, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO NAME THE UNIVERSITY'S MAUNA KEA OBSERVATORY FACILITIES IN MEMORY AND HONOR OF ELLISON SHOJI ONIZUKA," was offered by Senators Solomon, Henderson, Matsuura, Holt, Machida, George, Mizuguchi, A. Kobayashi, Young, Fernandes Salling, Hagino, Toguchi, Aki, Abercrombie, Soares, Chang, Cayetano, Kuroda, B. Kobayashi, Wong, Hee, McMurdo, Kawasaki and Yamasaki.

By unanimous consent, S.R. No. 23 was referred to the Committee on Higher Education.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

S.R. No. 24, entitled: "SENATE RESOLUTION RECOGNIZING FEBRUARY 9 TO 15 AS FREE ENTERPRISE/NATIONAL DECA WEEK," was offered by Senators Young, Mizuguchi, Solomon, Matsuura, Hee, George, Fernandes Salling, McMurdo, Aki, Holt, Machida, Hagino, Yamasaki, A. Kobayashi, Soares, Chang, Kuroda and Toguchi.

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, S.R. No. 24 was adopted.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills passed First Reading by title, were printed and distributed and were referred to committee:

Senate Bills

No. 2048-86 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS."

Introduced by: Senator Yamasaki.

Referred to: Committee on Ways and Means

No. 2049-86 "A BILL FOR AN ACT RELATING TO MANAGERIAL WHITE-COLLAR POSITIONS EXCLUDED FROM COLLECTIVE BARGAINING."

Introduced by: Senator Wong, by request.

Referred to: Committee on Labor and Employment

No. 2050-86 "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES IN THE COMPENSATION PLAN FOR MANAGERIAL WHITE COLLAR POSITIONS AND MAKING APPROPRIATION AND OTHER ADJUSTMENTS."

Introduced by: Senator Wong, by request.

Referred to: Committee on Labor and Employment, then to the Committee on Ways and Means

No. 2051-86 "A BILL FOR AN ACT RELATING TO APPEALS FROM

SUSPENSIONS, DISMISSALS, AND DEMOTIONS."

Introduced by: Senator Wong, by request.

Referred to: Committee on Labor and Employment

No. 2052-86 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senator Wong, by request.

Referred to: Committee on Labor and Employment

No. 2053-86 "A BILL FOR AN ACT RELATING TO TERMINATIONS, RESIGNATIONS, DISMISSALS, DEMOTIONS, QUILTS, NOTICES."

Introduced by: Senator Wong, by request.

Referred to: Committee on Labor and Employment

No. 2054-86 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE AND EXEMPTIONS."

Introduced by: Senator Wong, by request.

Referred to: Committee on Labor and Employment

No. 2055-86 "A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION."

Introduced by: Senator Wong, by request.

Referred to: Committee on Judiciary

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Monday, February 3, 1986:

No. 2056-86 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senators B. Kobayashi, McMurdo, A. Kobayashi, Chang, Holt, Abercrombie and Soares.

No. 2057-86 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senators B. Kobayashi,

McMurdo, A. Kobayashi, Holt and Abercrombie.

No. 2058-86 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senators B. Kobayashi, McMurdo, A. Kobayashi, Abercrombie and Soares.

No. 2059-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PACIFIC CENTER FOR SEX AND SOCIETY."

Introduced by: Senators B. Kobayashi, Abercrombie, Solomon and Matsuura.

No. 2060-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators B. Kobayashi, Solomon and Matsuura.

No. 2061-86 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND."

Introduced by: Senators B. Kobayashi, Solomon, Kuroda, Aki, Machida, McMurdo and Toguchi.

No. 2062-86 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senators B. Kobayashi, Solomon, Kuroda, Aki, McMurdo, Toguchi and Machida.

No. 2063-86 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."

Introduced by: Senators B. Kobayashi, Fernandes Salling, Solomon, Aki, Kuroda, McMurdo, Toguchi and Machida.

No. 2064-86 "A BILL FOR AN ACT RELATING TO THE BUDGET."

Introduced by: Senators B. Kobayashi, Solomon, Aki, McMurdo and Toguchi.

No. 2065-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANNING, DESIGN, AND CONSTRUCTION OF A MULTI-USE DANCE AND CULTURAL CENTER."

Introduced by: Senators Kuroda, Yamasaki, Mizuguchi, B. Kobayashi, Fernandes Salling, Hee, McMurdo, George, Henderson, Soares and Aki.

No. 2066-86 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS."

Introduced by: Senators Kuroda, Cayetano, Hee, Young, Aki, Kawasaki, A. Kobayashi, Yamasaki, Mizuguchi, B.

Kobayashi, McMurdo, Fernandes Salling, Matsuura, George, Henderson and Soares.

No. 2067-86 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS."

Introduced by: Senators Kuroda, Cayetano, Hee, Aki, Kawasaki, A. Kobayashi, Yamasaki, Mizuguchi, B. Kobayashi, Fernandes Salling, Matsuura, George, Henderson, Soares and McMurdo.

No. 2068-86 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS."

Introduced by: Senators Kuroda, Young, Cayetano, Hee, Aki, Kawasaki, A. Kobayashi, Yamasaki, Mizuguchi, B. Kobayashi, McMurdo, Fernandes Salling, Matsuura, George, Henderson and Soares.

No. 2069-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senators Fernandes Salling, Henderson, McMurdo, Hagino, Kuroda, Young, Cayetano, Machida, Wong, George, Mizuguchi, Toguchi, Holt, Abercrombie, Soares, Aki, Chang, B. Kobayashi, Kawasaki, A. Kobayashi and Solomon.

No. 2070-86 "A BILL FOR AN ACT RELATING TO EXPENDITURES OF PUBLIC MONEYS."

Introduced by: Senators Fernandes Salling, B. Kobayashi, McMurdo, A. Kobayashi, Henderson, Hagino, Kuroda, Young, Cayetano, Machida, Abercrombie, Soares, Aki, Yamasaki, Chang, Matsuura, Kawasaki, Wong, George, Solomon, Mizuguchi, Toguchi and Holt.

No. 2071-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL."

Introduced by: Senators Fernandes Salling, Mizuguchi, Cayetano, Hee, McMurdo, A. Kobayashi, Henderson, Hagino, Kuroda, Young, Machida, Abercrombie, Soares, Aki, Chang, Matsuura, B. Kobayashi, Kawasaki, Wong, George, Solomon, Toguchi and Holt.

No. 2072-86 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS."

Introduced by: Senators Fernandes Salling, Kuroda, Abercrombie, Toguchi, Hagino, Hee, McMurdo, A. Kobayashi, Henderson, Young, Soares, Holt, Cayetano, Machida, Aki, Chang, Matsuura, B. Kobayashi, Kawasaki, Wong, George, Solomon and Mizuguchi.

No. 2073-86 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."

- Introduced by: Senator A. Kobayashi,
by request.
- No. 2074-86 "A BILL FOR AN ACT
RELATING TO CONDOMINIUMS."
- Introduced by: Senators B. Kobayashi,
Kuroda, Chang, Machida, A. Kobayashi
and Henderson.
- No. 2075-86 "A BILL FOR AN ACT
RELATING TO EMPLOYMENT SECURITY."
- Introduced by: Senators B. Kobayashi,
Kuroda, Matsuura, McMurdo, Henderson
and Chang.
- No. 2076-86 "A BILL FOR AN ACT
PROPOSING AN AMENDMENT TO
ARTICLE VI, SECTION 6, OF THE HAWAII
CONSTITUTION, TO ALLOW THE
GOVERNOR TO APPOINT AN
ADMINISTRATIVE DIRECTOR TO BE
ADMINISTRATIVE HEAD OF THE
COURTS."
- Introduced by: Senators Cayetano,
Kawasaki, Matsuura, Hee, Soares, A.
Kobayashi, Aki, Henderson and McMurdo.
- No. 2077-86 "A BILL FOR AN ACT
RELATING TO MISTRIALS."
- Introduced by: Senators Cayetano,
George, Hee, Machida, Chang, Henderson,
Soares, A. Kobayashi, Kuroda, Aki,
Hagino and McMurdo.
- No. 2078-86 "A BILL FOR AN ACT
RELATING TO THE ESTABLISHMENT OF A
STATE-OPERATED LOTTERY SYSTEM."
- Introduced by: Senators Cayetano,
Kawasaki, Machida, Soares, Kuroda, Aki,
Hagino, Chang, Hee and McMurdo.
- No. 2079-86 "A BILL FOR AN ACT
PROPOSING AN AMENDMENT TO
ARTICLE VI, SECTION 3, OF THE HAWAII
CONSTITUTION CONCERNING THE
APPOINTMENT OF DISTRICT COURT
JUDGES."
- Introduced by: Senators Cayetano,
George, Machida, Kawasaki, Matsuura,
Hagino, Hee, Soares, A. Kobayashi,
Kuroda, Aki, McMurdo, Henderson and
Chang.
- No. 2080-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR THE
TOURISM IMPACT STUDY CENTER."
- Introduced by: Senators Kuroda,
Hagino, Toguchi, Fernandes Salling,
Mizuguchi and Solomon.
- No. 2081-86 "A BILL FOR AN ACT
RELATING TO SMALL BUSINESS
PROCUREMENT."
- Introduced by: Senators Kuroda,
Hagino, Toguchi, Fernandes Salling,
Mizuguchi, Young and Solomon.
- No. 2082-86 "A BILL FOR AN ACT
RELATING TO PUBLIC EMPLOYMENT."
- Introduced by: Senators Henderson,
George, Soares, Solomon, Matsuura and
Fernandes Salling.
- No. 2083-86 "A BILL FOR AN ACT
RELATING TO THE ESTABLISHMENT OF A
FILM PRODUCTION FACILITY."
- Introduced by: Senators Henderson, A.
Kobayashi, George, Soares, Solomon,
Matsuura and Fernandes Salling.
- No. 2084-86 "A BILL FOR AN ACT
RELATING TO THE GENERAL EXCISE
TAX."
- Introduced by: Senators Henderson,
George and Matsuura.
- No. 2085-86 "A BILL FOR AN ACT
RELATING TO WORKERS'
COMPENSATION."
- Introduced by: Senators Henderson,
George, A. Kobayashi and Soares.
- No. 2086-86 "A BILL FOR AN ACT
AUTHORIZING THE ISSUANCE OF
GENERAL OBLIGATION BONDS AND
MAKING AN APPROPRIATION THEREOF."
- Introduced by: Senators Henderson,
George, A. Kobayashi and Soares.
- No. 2087-86 "A BILL FOR AN ACT
RELATING TO THE ELECTION OF THE
ATTORNEY GENERAL."
- Introduced by: Senators Henderson,
George, A. Kobayashi and Soares.
- No. 2088-86 "A BILL FOR AN ACT
RELATING TO PHYSICAL OR MENTAL
DISEASE, DISORDER, OR DEFECT
EXCLUDING PENAL RESPONSIBILITY."
- Introduced by: Senators Henderson,
George, A. Kobayashi and Soares.
- No. 2089-86 "A BILL FOR AN ACT
RELATING TO MEDICAL CLAIM
CONCILIATION PANELS."
- Introduced by: Senators Henderson,
George, A. Kobayashi and Soares.
- No. 2090-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR LAND
ACQUISITION."
- Introduced by: Senator Young.
- No. 2091-86 "A BILL FOR AN ACT

RELATING TO HAWAII HOUSING AUTHORITY."

Introduced by: Senator Young.

No. 2092-86 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Senator Young.

No. 2093-86 "A BILL FOR AN ACT RELATING TO FOREIGN BANKS."

Introduced by: Senator Young.

No. 2094-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION."

Introduced by: Senator Young.

No. 2095-86 "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES."

Introduced by: Senator Young.

No. 2096-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY."

Introduced by: Senator Young.

No. 2097-86 "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM THE GENERAL EXCISE TAXES."

Introduced by: Senator Young.

No. 2098-86 "A BILL FOR AN ACT RELATING TO THE INCOME TAX LAW."

Introduced by: Senator Young.

No. 2099-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Young.

No. 2100-86 "A BILL FOR AN ACT RELATING TO INCOME TAXES."

Introduced by: Senator Young.

No. 2101-86 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Senator Young, by request.

No. 2102-86 "A BILL FOR AN ACT RELATING TO TRADE REGULATION AND PRACTICE."

Introduced by: Senator Young.

No. 2103-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Young.

No. 2104-86 "A BILL FOR AN ACT RELATING TO PUNITIVE DAMAGES."

Introduced by: Senator Young.

No. 2105-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Young.

No. 2106-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO NEIGHBORHOOD HOUSING SERVICES, INC."

Introduced by: Senator Young.

No. 2107-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE FRIENDS OF WAIPAHU CULTURAL GARDEN PARK, OAHU."

Introduced by: Senators Young, Mizuguchi, Cayetano and Kuroda.

No. 2108-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPAHU CULTURAL GARDEN PARK."

Introduced by: Senators Young, Cayetano, Kuroda and Aki.

No. 2109-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE A GRANT-IN-AID TO HAWAII MUTUAL DEVELOPMENT CORPORATION."

Introduced by: Senator Young, by request.

No. 2110-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO VIAGEM DA PIOANELA."

Introduced by: Senator Young, by request.

No. 2111-86 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senator Young.

No. 2112-86 "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE."

Introduced by: Senators McMurdo, Soares, Aki, A. Kobayashi, Holt, Hagino, Cayetano, Machida, Abercrombie, Kuroda, Chang and B. Kobayashi.

No. 2113-86 "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER."

Introduced by: Senators McMurdo, Abercrombie, B. Kobayashi, Chang, Holt, Solomon, Machida, Yamasaki, Matsuura, Aki, A. Kobayashi, Cayetano, Hee, Mizuguchi, Toguchi and Hagino.

No. 2114-86 "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE."

Introduced by: Senators McMurdo, Yamasaki, Abercrombie, Soares, B. Kobayashi, Kuroda, Cayetano and Chang.

No. 2115-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ACQUISITION OF LAND/RIGHT OF WAY RIGHTS ON KALANIANA'OLE HIGHWAY BETWEEN KIRKWOOD PLACE AND HAWAII KAI DRIVE."

Introduced by: Senator Soares.

No. 2116-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ACQUISITION OF LAND FOR A PARK AT QUEEN'S BEACH, EAST OAHU."

Introduced by: Senator Soares.

No. 2117-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS FOR THE ELEVENTH SENATORIAL DISTRICT."

Introduced by: Senator Soares.

No. 2118-86 "A BILL FOR AN ACT RELATING TO AN OFFICE ON HANDICAPPED PERSONS."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Machida, George, Solomon and Holt.

No. 2119-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROVISION OF NONVOCATIONAL SOCIAL DEVELOPMENT SERVICES TO DEVELOPMENTALLY DISABLED ADULTS."

Introduced by: Senators B. Kobayashi, A. Kobayashi, Machida, George, Solomon, Holt and Matsuura.

No. 2120-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A FOOTBALL STADIUM PRESS BOX AND THE REPLACEMENT OF FOOTBALL STADIUM LIGHTS AT ROOSEVELT HIGH SCHOOL, OAHU."

Introduced by: Senators A. Kobayashi, Mizuguchi and Matsuura.

No. 2121-86 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS."

Introduced by: Senators A. Kobayashi, Mizuguchi and Matsuura.

No. 2122-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Henderson, A.

Kobayashi, George and Soares.

No. 2123-86 "A BILL FOR AN ACT RELATING TO SEAT BELTS."

Introduced by: Senators Soares, A. Kobayashi, Henderson and George.

No. 2124-86 "A BILL FOR AN ACT RELATING TO ABORTION."

Introduced by: Senators Soares and Henderson.

No. 2125-86 "A BILL FOR AN ACT RELATING TO NEGOTIATING A WORTHLESS NEGOTIABLE INSTRUMENT."

Introduced by: Senators Soares, Henderson, A. Kobayashi and George.

No. 2126-86 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hee and Toguchi.

No. 2127-86 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Hee and Toguchi.

No. 2128-86 "A BILL FOR AN ACT RELATING TO DISCRIMINATION."

Introduced by: Senator Hee, by request.

No. 2129-86 "A BILL FOR AN ACT RELATING TO PSYCHOLOGIST SERVICES FOR TEACHERS."

Introduced by: Senators Mizuguchi, Matsuura, Yamasaki, Cayetano, A. Kobayashi, Machida, Fernandes Salling, B. Kobayashi, Kuroda, Solomon, McMurdo and Soares.

No. 2130-86 "A BILL FOR AN ACT RELATING TO THE AGED."

Introduced by: Senators Mizuguchi, A. Kobayashi, Machida, Fernandes Salling, B. Kobayashi, Kuroda, Solomon, McMurdo and Soares.

No. 2131-86 "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS."

Introduced by: Senators Mizuguchi, Matsuura, A. Kobayashi, Machida, Fernandes Salling, B. Kobayashi, Kuroda, Solomon, McMurdo and Soares.

No. 2132-86 "A BILL FOR AN ACT RELATING TO THE ALOHA STATE BOND."

Introduced by: Senators Mizuguchi, Matsuura, Yamasaki, Cayetano, A. Kobayashi, Machida, Fernandes Salling, B.

Kobayashi, Kuroda, Solomon, McMurdo and Soares.

No. 2133-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF THE R.W. MEYER SUGAR MILL MUSEUM, MOLOKAI"

Introduced by: Senators Machida and Yamasaki.

No. 2134-86 "A BILL FOR AN ACT RELATING TO AN APPROPRIATION FOR THE HAWAII WORKERS' COMPENSATION STATE FUND."

Introduced by: Senators Machida, A. Kobayashi, Yamasaki and Hagino.

No. 2135-86 "A BILL FOR AN ACT RELATING TO THE INSURANCE COMMISSIONER."

Introduced by: Senators Machida, A. Kobayashi, Yamasaki and Hagino.

No. 2136-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LAHAINALUNA HIGH SCHOOL, MAUI SCHOOL DISTRICT."

Introduced by: Senators Machida and Yamasaki.

No. 2137-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Machida, by request.

No. 2138-86 "A BILL FOR AN ACT RELATING TO FIDUCIARY RESPONSIBILITY OF THE BOARD OF DIRECTORS OF THE HAWAII WORKERS' COMPENSATION STATE FUND."

Introduced by: Senators Machida, A. Kobayashi, Yamasaki and Hagino.

No. 2139-86 "A BILL FOR AN ACT RELATING TO THE ASSIGNMENT OF RISK WITHIN THE INSURANCE INDUSTRY."

Introduced by: Senators Machida, A. Kobayashi, Yamasaki and Hagino.

No. 2140-86 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Solomon, Abercrombie, Hagino, Fernandes Salling, Mizuguchi, McMurdo, Holt, Kawasaki, Cayetano, Machida, Chang, A. Kobayashi, Henderson, Kuroda, Hee, Yamasaki, B. Kobayashi and Toguchi.

No. 2141-86 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Solomon, Holt,

Abercrombie, Matsuura, McMurdo, Machida, George, A. Kobayashi, Kuroda, Hagino, Mizuguchi, Toguchi, Henderson, Aki and Fernandes Salling.

No. 2142-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF COMMUNITY SERVICE."

Introduced by: Senators Solomon, Chang, A. Kobayashi, Henderson, McMurdo, Fernandes Salling, Kuroda, Holt, George, Machida, Abercrombie, B. Kobayashi, Aki, Toguchi, Mizuguchi, Soares and Hagino.

No. 2143-86 "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES RETIREMENT SYSTEM."

Introduced by: Senators Solomon, Holt, Abercrombie, Matsuura, Aki, Fernandes Salling, Mizuguchi, Machida, McMurdo, A. Kobayashi, Kuroda, Henderson and Hagino.

No. 2144-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATEWIDE AGRICULTURAL ACTIVITIES."

Introduced by: Senators Solomon, Kuroda, Chang, A. Kobayashi, Henderson, George, Mizuguchi, Soares, Machida, Toguchi, Matsuura, B. Kobayashi, McMurdo, Fernandes Salling, Holt, Abercrombie, Aki and Hagino.

No. 2145-86 "A BILL FOR AN ACT RELATING TO PROTECTION OF HAWAII'S UNIQUE NATIVE FLORA AND FAUNA."

Introduced by: Senators Solomon, Chang, A. Kobayashi, Henderson, McMurdo, Fernandes Salling, Kuroda, Holt, Abercrombie, Aki, Toguchi, Mizuguchi, Soares, Machida and Hagino.

No. 2146-86 "A BILL FOR AN ACT RELATING TO SALES AT WHOLESALE TO PRODUCERS."

Introduced by: Senators Solomon, Abercrombie, Hagino, Aki, Soares, George, Cayetano, Machida, Fernandes Salling, McMurdo, Young, A. Kobayashi, Henderson, Chang, Kuroda, Holt and Mizuguchi.

No. 2147-86 "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE."

Introduced by: Senators Aki, B. Kobayashi, Cayetano, Yamasaki, Toguchi, Abercrombie, Machida, Hagino, Matsuura, Chang, Kuroda, Solomon, Mizuguchi and A. Kobayashi.

No. 2148-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROVISION OF EMERGENCY SERVICES AT THE WAIANAE COAST

COMPREHENSIVE HEALTH CENTER,
WAIANA, OAHU."

Introduced by: Senator Aki.

No. 2149-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR
PERSONNEL AT HANAIEI ELEMENTARY
SCHOOL."

Introduced by: Senator Aki.

No. 2150-86 "A BILL FOR AN ACT
RELATING TO THE HAWAII ECONOMIC
DEVELOPMENT COUNCIL."

Introduced by: Senator Aki.

No. 2151-86 "A BILL FOR AN ACT
RELATING TO LAND."

Introduced by: Senator Aki.

No. 2152-86 "A BILL FOR AN ACT
PROPOSING AN AMENDMENT TO
ARTICLE V, SECTION 6, OF THE HAWAII
CONSTITUTION, TO PROVIDE FOR THE
ELECTION OF THE ATTORNEY GENERAL
AND BUDGETARY MATTERS RELATED
THERE TO."

Introduced by: Senators Cayetano,
Hee, Henderson, Abercrombie, Solomon,
McMurdo, Kawasaki, Toguchi, Aki and
Soares.

No. 2153-86 "A BILL FOR AN ACT
RELATING TO STATUTE OF LIMITATIONS
FOR MOTOR VEHICLE REPAIRATIONS."

Introduced by: Senator Cayetano.

No. 2154-86 "A BILL FOR AN ACT
RELATING TO HARBORS."

Introduced by: Senators Cayetano,
Holt, Chang, Machida, Mizuguchi, Hee
and Solomon.

No. 2155-86 "A BILL FOR AN ACT
RELATING TO HIGHWAY SAFETY."

Introduced by: Senator Cayetano.

No. 2156-86 "A BILL FOR AN ACT
RELATING TO COUNTIES."

Introduced by: Senator Cayetano.

No. 2157-86 "A BILL FOR AN ACT
RELATING TO EMPLOYMENT
PRACTICES."

Introduced by: Senator Cayetano.

No. 2158-86 "A BILL FOR AN ACT
RELATING TO THE STATE BAIL BOND
SYSTEM."

Introduced by: Senator Cayetano.

No. 2159-86 "A BILL FOR AN ACT

RELATING TO DEPARTMENT OF
TRANSPORTATION."

Introduced by: Senator Cayetano.

No. 2160-86 "A BILL FOR AN ACT
RELATING TO MEDICAL DEDUCTIONS
FOR INCOME TAXATION."

Introduced by: Senator Cayetano.

No. 2161-86 "A BILL FOR AN ACT
RELATING TO ENVIRONMENTAL
QUALITY."

Introduced by: Senator Hagino.

No. 2162-86 "A BILL FOR AN ACT
RELATING TO FOREST RESERVATIONS."

Introduced by: Senator Hagino.

No. 2163-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR
EDUCATION AND TRAINING FOR THE
FILM INDUSTRY."

Introduced by: Senator Hagino.

No. 2164-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR THE
APPRAISAL OF CERTAIN STATE
PROPERTIES BY THE DEPARTMENT OF
LAND AND NATURAL RESOURCES."

Introduced by: Senator Hagino.

No. 2165-86 "A BILL FOR AN ACT
RELATING TO WORKERS'
COMPENSATION."

Introduced by: Senators Machida, A.
Kobayashi, Yamasaki and Hagino.

No. 2166-86 "A BILL FOR AN ACT
RELATING TO A JOB EVALUATION
STUDY."

Introduced by: Senators Machida,
Mizuguchi, Fernandes Salling, McMurdo,
Yamasaki, Young, A. Kobayashi and
George.

No. 2167-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR
SECURITY AT AIEA PUBLIC LIBRARY."

Introduced by: Senators Mizuguchi,
Holt, Aki and A. Kobayashi.

No. 2168-86 "A BILL FOR AN ACT
RELATING TO PENSION AND
RETIREMENT SYSTEMS."

Introduced by: Senators Mizuguchi,
Machida, Holt, Aki and A. Kobayashi.

No. 2169-86 "A BILL FOR AN ACT
RELATING TO WORKERS'
COMPENSATION."

Introduced by: Senators Mizuguchi,

Machida, Holt, Aki and A. Kobayashi.

No. 2170-86 "A BILL FOR AN ACT RELATING TO THE WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS."

Introduced by: Senators Mizuguchi, Holt, Aki and A. Kobayashi.

No. 2171-86 "A BILL FOR AN ACT RELATING TO STUDY AND TRAINING FOR MOTION PICTURES AND TELEVISION."

Introduced by: Senators Mizuguchi, Machida, Holt, Aki and A. Kobayashi.

No. 2172-86 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A MOTION PICTURE AND TELEVISION REVOLVING FUND."

Introduced by: Senators Mizuguchi, Matsuura, Aki and A. Kobayashi.

No. 2173-86 "A BILL FOR AN ACT RELATING TO PSYCHOLOGY."

Introduced by: Senators Mizuguchi, Abercrombie, A. Kobayashi, Machida, Holt and Aki.

No. 2174-86 "A BILL FOR AN ACT RELATING TO LEASES OF PUBLIC LANDS."

Introduced by: Senator Solomon.

No. 2175-86 "A BILL FOR AN ACT RELATING TO STATE LANDS."

Introduced by: Senator Solomon.

No. 2176-86 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS."

Introduced by: Senator Solomon.

No. 2177-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROTECTION OF KAHoolaWE."

Introduced by: Senator Solomon, by request.

No. 2178-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Solomon, by request.

No. 2179-86 "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICES."

Introduced by: Senators Kawasaki, Solomon, Kuroda, Cayetano, Toguchi, Fernandes Salling, Mizuguchi, Soares, McMurdo, Aki, A. Kobayashi, George, Machida, Chang, Matsuura, Yamasaki, Young, Henderson and Abercrombie.

No. 2180-86 "A BILL FOR AN ACT RELATING TO LIABILITY OF THIRD PARTIES WHO INJURE PUBLIC EMPLOYEES."

Introduced by: Senators Kawasaki, Kuroda, Solomon, Cayetano, Toguchi, Fernandes Salling, Mizuguchi, Soares, McMurdo, Aki, A. Kobayashi, Machida, Yamasaki, Chang, George, Matsuura, Young, Abercrombie and Henderson.

No. 2181-86 "A BILL FOR AN ACT RELATING TO ASSISTANCE TO DISPLACED PERSONS."

Introduced by: Senators Kawasaki, Kuroda, Solomon, Cayetano, Toguchi, Fernandes Salling, Mizuguchi, Soares, Henderson, Abercrombie, Chang, Aki, A. Kobayashi, George, Machida, Matsuura, Yamasaki and Young.

No. 2182-86 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senators Kawasaki, Abercrombie, Solomon, Kuroda, Toguchi, Fernandes Salling, Soares, McMurdo, Aki, George, Young, Hee, Cayetano, Chang and Henderson.

No. 2183-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS."

Introduced by: Senators Kawasaki, Abercrombie, Soares, Henderson, Cayetano, Aki, Mizuguchi, Young, Toguchi and Chang.

No. 2184-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR COUNTY OF HAWAII"

Introduced by: Senators Henderson, Solomon and Matsuura.

No. 2185-86 "A BILL FOR AN ACT RELATING TO LEASES OF PUBLIC LANDS."

Introduced by: Senators Henderson, Matsuura and Solomon.

No. 2186-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR COUNTY OF HAWAII, HILO, HAWAII"

Introduced by: Senators Solomon, Henderson and Matsuura.

No. 2187-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RIFLE RANGES AND A HUNTER SAFETY AREA AT PUUANAHULU, HAWAII"

Introduced by: Senators Henderson,

- George, A. Kobayashi, Soares, Solomon and Matsuura.
- No. 2188-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HHC-WEST (KONA COLLEGE)."
- Introduced by: Senators Henderson, George, A. Kobayashi, Soares, Solomon and Matsuura.
- No. 2189-86 "A BILL FOR AN ACT RELATING TO LEASES OF PUBLIC LANDS."
- Introduced by: Senators Henderson, Matsuura and Solomon.
- No. 2190-86 "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY."
- Introduced by: Senator Young.
- No. 2191-86 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- Introduced by: Senators McMurdo, Abercrombie, Soares, Matsuura, Holt, Fernandes Salling, Solomon, Young, Hee, Cayetano and Chang.
- No. 2192-86 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR THE RECALL OF PUBLIC OFFICERS."
- Introduced by: Senators McMurdo, Abercrombie and B. Kobayashi.
- No. 2193-86 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR THE INITIATIVE."
- Introduced by: Senators McMurdo, Abercrombie, B. Kobayashi, Chang, Kawasaki, Fernandes Salling and Henderson.
- No. 2194-86 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- Introduced by: Senators McMurdo, Abercrombie, B. Kobayashi, Chang and Solomon.
- No. 2195-86 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LANDLORD-TENANT CODE."
- Introduced by: Senators McMurdo, Yamasaki, Abercrombie, Toguchi, Holt, George and Henderson.
- No. 2196-86 "A BILL FOR AN ACT RELATING TO FAIR INFORMATION PRACTICE."

- Introduced by: Senators McMurdo, Abercrombie, Soares, Kuroda, Chang, B. Kobayashi, Mizuguchi, Kawasaki, Fernandes Salling, Henderson and Hee.
- No. 2197-86 "A BILL FOR AN ACT RELATING TO THE HAWAII CONVENTION CENTER."
- Introduced by: Senators McMurdo, Chang, Yamasaki, Young, Aki, Hagino, Henderson and Abercrombie.
- No. 2198-86 "A BILL FOR AN ACT RELATING TO LIQUID FUEL DISTRIBUTION."
- Introduced by: Senators McMurdo, Abercrombie, Soares, B. Kobayashi, Holt, Solomon, A. Kobayashi, Cayetano, Chang, Toguchi, Fernandes Salling, Young, George and Machida.
- No. 2199-86 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS."
- Introduced by: Senators Cobb, McMurdo, B. Kobayashi and Aki.
- No. 2200-86 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS."
- Introduced by: Senators Cobb, McMurdo, B. Kobayashi and Aki.
- No. 2201-86 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLD CONDOMINIUMS AND COOPERATIVES."
- Introduced by: Senators B. Kobayashi, Kuroda, Matsuura, Machida and Holt.
- No. 2202-86 "A BILL FOR AN ACT RELATING TO EMPLOYEE OWNERSHIP."
- Introduced by: Senators Matsuura and Mizuguchi.
- No. 2203-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
- Introduced by: Senators Matsuura and Mizuguchi.
- No. 2204-86 "A BILL FOR AN ACT RELATING TO INSURANCE."
- Introduced by: Senators Matsuura and Young.
- No. 2205-86 "A BILL FOR AN ACT RELATING TO PUBLIC PURCHASING."
- Introduced by: Senators Matsuura and Mizuguchi.
- No. 2206-86 "A BILL FOR AN ACT

RELATING TO COMMERCIAL FISHING VESSELS."

Introduced by: Senators Matsuura and Aki.

No. 2207-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAWAIIAN OCEAN RELATED PROGRAMS."

Introduced by: Senators Matsuura and Aki.

No. 2208-86 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE OFFICE OF STUDENT RECRUITMENT AT THE UNIVERSITY OF HAWAII AT HILO."

Introduced by: Senator Matsuura.

No. 2209-86 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR EDUCATIONAL FACILITIES IN HAWAII COUNTY."

Introduced by: Senator Matsuura.

No. 2210-86 "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE."

Introduced by: Senators Matsuura and Young.

No. 2211-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII - HILO."

Introduced by: Senator Henderson.

No. 2212-86 "A BILL FOR AN ACT RELATING TO USURY."

Introduced by: Senators Henderson and Cayetano.

No. 2213-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO DEVELOP AGRICULTURAL LEADERSHIP IN THE STATE OF HAWAII."

Introduced by: Senator Solomon.

No. 2214-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAUAI'S AGING NETWORK SERVICES."

Introduced by: Senator Fernandes Salling.

No. 2215-86 "A BILL FOR AN ACT RELATING TO WAIKAEA CANAL, KAPAA, KAUAL."

Introduced by: Senator Fernandes Salling.

No. 2216-86 "A BILL FOR AN ACT RELATING TO HIGHWAY IMPROVEMENTS IN THE COUNTY OF KAUAL."

Introduced by: Senator Fernandes Salling.

No. 2217-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESTORATION OF THE PRINCE KUHIO CANOE, 'THE PRINCESS', ON THE ISLAND OF KAUAL"

Introduced by: Senator Fernandes Salling.

No. 2218-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DREDGING OF THE HANAIEI RIVER."

Introduced by: Senator Fernandes Salling.

No. 2219-86 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR VETERANS."

Introduced by: Senators Kuroda, McMurdo, Henderson, Holt, A. Kobayashi, Cayetano and Soares.

No. 2220-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ORIENTATION PROGRAM FOR NEWLY ARRIVED MILITARY FAMILIES."

Introduced by: Senators Kuroda, McMurdo, Henderson, Holt, A. Kobayashi, Toguchi, Cayetano and Soares.

No. 2221-86 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senators Kuroda, McMurdo, Henderson, Holt, A. Kobayashi, Toguchi, Cayetano and Soares.

No. 2222-86 "A BILL FOR AN ACT RELATING TO DRUGS."

Introduced by: Senators Kuroda, McMurdo, Henderson, Holt, A. Kobayashi, Toguchi, Cayetano and Soares.

No. 2223-86 "A BILL FOR AN ACT RELATING TO GENERAL PRINCIPLES OF PENAL LIABILITY."

Introduced by: Senators Kuroda, McMurdo, Henderson, Holt, Soares and Toguchi.

No. 2224-86 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS."

Introduced by: Senators Kuroda, McMurdo, Holt, A. Kobayashi, Toguchi, Cayetano and Soares.

No. 2225-86 "A BILL FOR AN ACT RELATING TO EQUAL EMPLOYMENT OPPORTUNITY AND AFFIRMATIVE ACTION."

Introduced by: Senators Kawasaki, Solomon, Kuroda, Toguchi, Fernandes Salling, Soares, McMurdo, A. Kobayashi, George, Machida, Matsuura, Cayetano, Aki, Chang, Mizuguchi, Yamasaki, Young, Abercrombie and Henderson.

No. 2226-86 "A BILL FOR AN ACT RELATING TO THE APPOINTMENT AND TENURE OF DISTRICT JUDGES."

Introduced by: Senators George, Soares, Henderson, McMurdo, Kuroda, Cayetano and Toguchi.

No. 2227-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators George, Kuroda, Henderson, Soares, Chang, Holt, Fernandes Salling, McMurdo and Cayetano.

No. 2228-86 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER SITE AT FORT ARMSTRONG."

Introduced by: Senators McMurdo, Abercrombie, Chang, Cayetano, Hee, B. Kobayashi and Holt.

No. 2229-86 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."

Introduced by: Senators Chang and Cayetano.

No. 2230-86 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."

Introduced by: Senators Chang and Cayetano.

No. 2231-86 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."

Introduced by: Senators Chang and Cayetano.

No. 2232-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRELIMINARY PLANNING AND DESIGN OF A STATEWIDE COMPUTERIZED JUVENILE JUSTICE INFORMATION SYSTEM."

Introduced by: Senators Chang and Cayetano.

No. 2233-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING TO PLAN A SEX OFFENDER TREATMENT PROGRAM."

Introduced by: Senators Chang, Solomon, B. Kobayashi, Aki and Hagino.

No. 2234-86 "A BILL FOR AN ACT RELATING TO THE JUVENILE JUSTICE INTERAGENCY BOARD."

Introduced by: Senators Chang and Cayetano.

No. 2235-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TRAINING OF PROSECUTORS."

Introduced by: Senators Chang, Solomon, B. Kobayashi, Aki, Machida and Hagino.

No. 2236-86 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."

Introduced by: Senators Chang, Solomon, B. Kobayashi, Aki and Hagino.

No. 2237-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CRIMINAL JUSTICE COMMISSION."

Introduced by: Senators Chang and Cayetano.

No. 2238-86 "A BILL FOR AN ACT RELATING TO PORNOGRAPHY FOR MINORS."

Introduced by: Senators Chang and Cayetano.

No. 2239-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING."

Introduced by: Senator Chang.

No. 2240-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING."

Introduced by: Senator Chang.

No. 2241-86 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Chang.

No. 2242-86 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Chang.

No. 2243-86 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Chang.

No. 2244-86 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senators Chang, B. Kobayashi, Aki, Hagino and Solomon.

No. 2245-86 "A BILL FOR AN ACT RELATING TO WATER SPORTS."

Introduced by: Senator Chang.

No. 2246-86 "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF CONVICTED DEFENDANTS."

Introduced by: Senator Chang.

No. 2247-86 "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."

Introduced by: Senators Chang and Cayetano.

No. 2248-86 "A BILL FOR AN ACT RELATING TO SEAT BELTS."

Introduced by: Senator Cayetano.

No. 2249-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES."

Introduced by: Senators Chang, B. Kobayashi, Aki, Hagino and Solomon.

No. 2250-86 "A BILL FOR AN ACT RELATING TO TRIALS."

Introduced by: Senator Chang.

No. 2251-86 "A BILL FOR AN ACT RELATING TO PERSONNEL SERVICES."

Introduced by: Senator Chang.

No. 2252-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TRAINING OF POLICE OFFICERS."

Introduced by: Senator Chang.

No. 2253-86 "A BILL FOR AN ACT RELATING TO CAPITOL LAW ENFORCEMENT OFFICERS."

Introduced by: Senators Chang, Aki, Solomon and Hagino.

No. 2254-86 "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION."

Introduced by: Senators Chang and Cayetano.

No. 2255-86 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Chang.

No. 2256-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE NEIGHBORHOOD JUSTICE CENTER."

Introduced by: Senators Chang and Cayetano.

No. 2257-86 "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE."

Introduced by: Senator Chang.

No. 2258-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Chang.

No. 2259-86 "A BILL FOR AN ACT RELATING TO ALCOHOL ABUSE."

Introduced by: Senator Chang, Solomon, B. Kobayashi, Aki and Hagino.

No. 2260-86 "A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS."

Introduced by: Senator Chang.

No. 2261-86 "A BILL FOR AN ACT RELATING TO A CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING ECONOMIC DEVELOPMENT."

Introduced by: Senators Aki, Kuroda, Matsuura, A. Kobayashi, Machida, Soares, McMurdo, Yamasaki, Fernandes Salling, Chang, Cayetano, Young, Henderson, Toguchi, Mizuguchi and Holt.

No. 2262-86 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT."

Introduced by: Senators Aki, Kuroda, Matsuura, A. Kobayashi, Machida, Hagino, Soares, McMurdo, Yamasaki, Cayetano, Holt, Chang, Young, Henderson, Toguchi, Mizuguchi and Fernandes Salling.

No. 2263-86 "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM."

Introduced by: Senators Chang, Solomon, B. Kobayashi, Aki, Machida and Hagino.

No. 2264-86 "A BILL FOR AN ACT RELATING TO CHILD ABUSE."

Introduced by: Senators Chang and Cayetano.

No. 2265-86 "A BILL FOR AN ACT RELATING TO BAIL."

Introduced by: Senator Chang.

No. 2266-86 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senator Chang.

No. 2267-86 "A BILL FOR AN ACT RELATING TO INSTREAM USES OF WATER."

Introduced by: Senators Chang, Hagino and A. Kobayashi.

No. 2268-86 "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES."

Introduced by: Senator Chang.

No. 2269-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF AND PLAN FOR INSURANCE POOLING."

Introduced by: Senator Chang.

No. 2270-86 "A BILL FOR AN ACT RELATING TO LANDOWNERS LIABILITY."

Introduced by: Senator Chang.

No. 2271-86 "A BILL FOR AN ACT RELATING TO INSURANCE FRANCHISE."

Introduced by: Senator Chang.

No. 2272-86 "A BILL FOR AN ACT RELATING TO MEDICAL MALPRACTICE."

Introduced by: Senator Chang.

No. 2273-86 "A BILL FOR AN ACT RELATING TO FROZEN FOOD PRODUCTS."

Introduced by: Senator Chang.

No. 2274-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILY COURT."

Introduced by: Senator Chang.

No. 2275-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILY COURT."

Introduced by: Senator Chang.

No. 2276-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILY COURT."

Introduced by: Senator Chang.

No. 2277-86 "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS."

Introduced by: Senator Chang.

No. 2278-86 "A BILL FOR AN ACT RELATING TO IN-HOME SUPPORTIVE SERVICES."

Introduced by: Senators Chang, B. Kobayashi, Aki, Hagino and Solomon.

No. 2279-86 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senator Chang.

No. 2280-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT-APPOINTED ATTORNEYS."

Introduced by: Senator Chang.

No. 2281-86 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senator Chang.

No. 2282-86 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."

Introduced by: Senator Chang.

No. 2283-86 "A BILL FOR AN ACT RELATING TO SECURITIES."

Introduced by: Senator B. Kobayashi.

No. 2284-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPOUSE ABUSE PROGRAMS."

Introduced by: Senators Chang, Solomon, Fernandes Salling and Machida.

No. 2285-86 "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE."

Introduced by: Senator Chang.

No. 2286-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING."

Introduced by: Senator Chang.

No. 2287-86 "A BILL FOR AN ACT RELATING TO THE CHILD PROTECTIVE ACT."

Introduced by: Senator Chang.

No. 2288-86 "A BILL FOR AN ACT RELATING TO THE CHILD PROTECTIVE ACT."

Introduced by: Senator Chang.

No. 2289-86 "A BILL FOR AN ACT RELATING TO GUARDIANS."

Introduced by: Senator Chang.

No. 2290-86 "A BILL FOR AN ACT RELATING TO GUARDIANS AND TRUSTEES."

Introduced by: Senator Chang.

No. 2291-86 "A BILL FOR AN ACT RELATING TO COURTS."

Introduced by: Senator Chang.

No. 2292-86 "A BILL FOR AN ACT RELATING TO CHILD CUSTODY."

Introduced by: Senator Chang.

No. 2293-86 "A BILL FOR AN ACT RELATING TO AN EMPLOYMENT FUNCTIONAL PLAN."

Introduced by: Senator Machida, Yamasaki, Young, Mizuguchi, Matsuura, Kuroda, McMurdo, Fernandes Salling, Hagino, Chang, Cayetano, Soares, Holt, A. Kobayashi, George and Aki.

No. 2294-86 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senators Machida, Yamasaki, Cayetano, Kuroda, McMurdo, A. Kobayashi, Soares, Mizuguchi and Holt.

No. 2295-86 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

Introduced by: Senators Machida, Yamasaki, Kuroda, Soares, Kawasaki, Holt, Mizuguchi, Cayetano, A. Kobayashi, McMurdo and George.

No. 2296-86 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES."

Introduced by: Senator B. Kobayashi.

No. 2297-86 "A BILL FOR AN ACT RELATING TO GROUNDWATER INJECTION CONTROL."

Introduced by: Senators B. Kobayashi, Machida, A. Kobayashi and Matsuura.

No. 2298-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROTECTION OF PELE."

Introduced by: Senator Solomon.

No. 2299-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FUTURE HOMEMAKERS OF AMERICA, HAWAII ASSOCIATION."

Introduced by: Senators Young, Mizuguchi, A. Kobayashi and Holt.

No. 2300-86 "A BILL FOR AN ACT RELATING TO CORPORATIONS."

Introduced by: Senator B. Kobayashi.

No. 2301-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Hee.

No. 2302-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Hagino.

No. 2303-86 "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM."

Introduced by: Senators Mizuguchi, Yamasaki, McMurdo, A. Kobayashi, Young, Chang, Matsuura and Hagino.

No. 2304-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAIKIKI IMPROVEMENTS, OAHU."

Introduced by: Senators Yamasaki, Hagino, Hee, Holt, Machida, Solomon and Matsuura.

No. 2305-86 "A BILL FOR AN ACT RELATING TO HANSEN'S DISEASE."

Introduced by: Senator Yamasaki, by request.

No. 2306-86 "A BILL FOR AN ACT RELATING TO ANTITRUST REGULATION."

Introduced by: Senator Yamasaki, by request.

No. 2307-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Yamasaki, by request.

No. 2308-86 "A BILL FOR AN ACT RELATING TO LIQUOR."

Introduced by: Senator Yamasaki, by request.

No. 2309-86 "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS."

Introduced by: Senator Yamasaki, by request.

No. 2310-86 "A BILL FOR AN ACT RELATING TO INSURANCE COMPANY INSOLVENCY."

Introduced by: Senator Yamasaki, by request.

No. 2311-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Yamasaki, by request.

No. 2312-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Yamasaki, Holt, Cayetano, Young, Machida, Solomon, McMurdo, A. Kobayashi, George and Mizuguchi.

No. 2313-86 "A BILL FOR AN ACT RELATING TO USE AND EXCISE TAX OVERPAYMENT IN NON-RETAIL SALES."

Introduced by: Senator Kawasaki.

No. 2314-86 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT MOTOR VEHICLES."

Introduced by: Senator Wong, by request.

No. 2315-86 "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS."

Introduced by: Senator Wong, by request.

No. 2316-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY."

Introduced by: Senator Wong, by request.

No. 2317-86 "A BILL FOR AN ACT RELATING TO ASBESTOS."

Introduced by: Senator Wong, by request.

No. 2318-86 "A BILL FOR AN ACT RELATING TO AN ASBESTOS SURVEY."

Introduced by: Senator Wong, by request.

No. 2319-86 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Wong, by request.

No. 2320-86 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Wong, by request.

No. 2321-86 "A BILL FOR AN ACT RELATING TO THE VISITOR INDUSTRY ASSISTANCE FUND."

Introduced by: Senator Wong, by request.

No. 2322-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Wong, by request.

No. 2323-86 "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW."

Introduced by: Senator Wong, by request.

No. 2324-86 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Wong, by request.

No. 2325-86 "A BILL FOR AN ACT RELATING TO FUEL TAX LAW."

Introduced by: Senator Wong, by request.

No. 2326-86 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senator Wong, by request.

No. 2327-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII TO OFFSET FEDERAL FUND REDUCTIONS RESULTING FROM THE GRAMM-RUDMAN-HOLLINGS ACT."

Introduced by: Senators Holt, Mizuguchi, Soares, Fernandes Salling, Aki, Cayetano, Kuroda, Hagino and Matsuura.

No. 2328-86 "A BILL FOR AN ACT RELATING TO THE PRESIDENT OF THE UNIVERSITY OF HAWAII."

Introduced by: Senators Holt, Mizuguchi, Soares, George, Fernandes Salling, Aki, Cayetano, Kuroda, Hagino and Matsuura.

No. 2329-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Holt, Machida, McMurdo, Toguchi, Chang, Cayetano, Kuroda, Matsuura, George, Solomon, Hagino, Mizuguchi, Aki and Fernandes Salling.

No. 2330-86 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Senators Holt, Machida, McMurdo, Toguchi, Matsuura, Hagino, Kuroda, Solomon, Chang, Fernandes Salling, Mizuguchi, Soares, George, Aki and Cayetano.

No. 2331-86 "A BILL FOR AN ACT RELATING TO PORNOGRAPHY."

Introduced by: Senators Cayetano, Abercrombie, Fernandes Salling, Kawasaki, A. Kobayashi, Kuroda, Chang, Holt, George, Hee and Toguchi.

No. 2332-86 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senators Holt, Machida, McMurdo, Toguchi, Kuroda, Matsuura, Soares, Aki, Hagino, Solomon, Chang, Mizuguchi, Kawasaki, George, Fernandes Salling and Cayetano.

No. 2333-86 "A BILL FOR AN ACT RELATING TO 'ALOHA SPIRIT'."

Introduced by: Senators Wong, Kuroda, Hee, George, Chang, Kawasaki, Young, Solomon, Toguchi, Abercrombie, Hagino, Holt, Cayetano, A. Kobayashi, Matsuura, Yamasaki, Mizuguchi, B. Kobayashi, McMurdo, Soares and Henderson.

No. 2334-86 "A BILL FOR AN ACT RELATING TO ANTIQUITIES, ETHNOLOGY, AND NATURAL HISTORY."

Introduced by: Senators Wong, Holt, Cayetano, Kuroda, Yamasaki, Toguchi, Soares, Henderson, A. Kobayashi, McMurdo and Matsuura.

No. 2335-86 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE INCREMENTAL PURCHASE OF WAIPIO VALLEY."

Introduced by: Senators Wong, Holt, Cayetano, Kuroda, Yamasaki, Toguchi, Soares, Henderson, Matsuura, A. Kobayashi and McMurdo.

No. 2336-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATE GEOGRAPHER."

Introduced by: Senator Wong.

No. 2337-86 "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS."

Introduced by: Senators Wong and Yamasaki.

No. 2338-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THEATERS."

Introduced by: Senator Chang.

No. 2339-86 "A BILL FOR AN ACT RELATING TO THE UNIFORM PREMARITAL AGREEMENT ACT."

Introduced by: Senator Chang.

No. 2340-86 "A BILL FOR AN ACT

RELATING TO CONTRACTORS."

Introduced by: Senator B. Kobayashi.

No. 2341-86 "A BILL FOR AN ACT RELATING TO MEDICAID."

Introduced by: Senators B. Kobayashi and Abercrombie.

No. 2342-86 "A BILL FOR AN ACT RELATING TO IMPORTATION OF LIQUOR."

Introduced by: Senator B. Kobayashi.

No. 2392-86 "A BILL FOR AN ACT RELATING TO COUNTY ZONING."

Introduced by: Senator B. Kobayashi.

No. 2393-86 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR THE RECALL OF PUBLIC OFFICERS."

Introduced by: Senator B. Kobayashi.

No. 2394-86 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Hee.

No. 2395-86 "A BILL FOR AN ACT RELATING TO DESTINATION MOLOKAI ASSOCIATION."

Introduced by: Senator Hee.

No. 2396-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Wong, by request.

No. 2397-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Wong, by request.

No. 2398-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."

Introduced by: Senator Wong, by request.

No. 2399-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Wong, by request.

No. 2400-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

- Introduced by: Senator Wong, by request.
- No. 2401-86 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATION."
- Introduced by: Senators Fernandes Salling, Kuroda, Hagino, Chang, McMurdo, Henderson, George, Abercrombie, Mizuguchi, Cayetano, Holt, Matsuura, Machida, A. Kobayashi, Soares, Kawasaki and Toguchi.
- No. 2402-86 "A BILL FOR AN ACT RELATING TO FISH AGGREGATION DEVICES."
- Introduced by: Senator Fernandes Salling.
- No. 2403-86 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- Introduced by: Senators Fernandes Salling, Toguchi, Kuroda, Hagino, Cayetano, George, Holt, Mizuguchi, Hee and Chang.
- No. 2404-86 "A BILL FOR AN ACT RELATING TO CONSERVATION LANDS."
- Introduced by: Senators Fernandes Salling, Kuroda, George, Hagino, Holt, Cayetano, Mizuguchi, Hee and Chang.
- No. 2405-86 "A BILL FOR AN ACT RELATING TO APPROPRIATIONS FOR CAPITAL IMPROVEMENT PROJECTS."
- Introduced by: Senator Hagino.
- No. 2406-86 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- Introduced by: Senators Henderson and Soares.
- No. 2407-86 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII CONSTITUTION, TO ALLOW SPECIAL PURPOSE REVENUE BONDS TO BE ISSUED FOR EDUCATIONAL INSTITUTIONS."
- Introduced by: Senators Holt, Mizuguchi, Matsuura, A. Kobayashi, Fernandes Salling, Aki, B. Kobayashi, Cayetano, Kuroda, Hagino, Abercrombie, Young, Chang, McMurdo, George and Toguchi.
- No. 2408-86 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII"
- Introduced by: Senator Abercrombie.
- No. 2409-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII CAMPUS CENTER."
- Introduced by: Senator Abercrombie.
- No. 2410-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR UNIVERSITY OF HAWAII CHILD CARE FACILITIES."
- Introduced by: Senator Abercrombie.
- No. 2411-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR UNIVERSITY OF HAWAII CHILD CARE FACILITIES."
- Introduced by: Senator Abercrombie.
- No. 2412-86 "A BILL FOR AN ACT RELATING TO TOBACCO TAXATION."
- Introduced by: Senators Abercrombie and Hee.
- No. 2413-86 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
- Introduced by: Senator Abercrombie.
- No. 2414-86 "A BILL FOR AN ACT RELATING TO CLASSIFICATION AND COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES."
- Introduced by: Senator Abercrombie.
- No. 2415-86 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."
- Introduced by: Senator Abercrombie and Mizuguchi.
- No. 2416-86 "A BILL FOR AN ACT RELATING TO NONDRIVER IDENTIFICATION."
- Introduced by: Senator Abercrombie.
- No. 2417-86 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."
- Introduced by: Senators Abercrombie and Mizuguchi.
- No. 2418-86 "A BILL FOR AN ACT RELATING TO LIBRARY OFFICERS."
- Introduced by: Senator Abercrombie.
- No. 2419-86 "A BILL FOR AN ACT RELATING TO MOTORCYCLE SAFETY EDUCATION."
- Introduced by: Senator Abercrombie.
- No. 2420-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SURVEY AND DEVELOPMENT PLAN FOR

WATER RESOURCES ON THE ISLAND OF
KAHO'OLAWA."

Introduced by: Senators Solomon,
Abercrombie and Hee.

No. 2421-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR THE
DISTRIBUTION OF THE ARTIST IN OLD
AGE, BY LEON EDEL."

Introduced by: Senator Abercrombie.

No. 2422-86 "A BILL FOR AN ACT
AUTHORIZING THE ISSUANCE OF
GENERAL OBLIGATION BONDS AND
MAKING AN APPROPRIATION FOR
KENNEDY THEATRE, UNIVERSITY OF
HAWAII AT MANOA."

Introduced by: Senator Abercrombie.

No. 2423-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION TO
PROVIDE A GRANT-IN-AID TO THE
HAWAII PERFORMING ARTS COMPANY."

Introduced by: Senator Abercrombie.

No. 2424-86 "A BILL FOR AN ACT
RELATING TO CRIMINAL PROPERTY
DAMAGE."

Introduced by: Senator Abercrombie.

No. 2425-86 "A BILL FOR AN ACT
RELATING TO EXCLUSIONS FROM
APPROPRIATE BARGAINING UNITS."

Introduced by: Senator Abercrombie.

No. 2426-86 "A BILL FOR AN ACT
PROPOSING AN AMENDMENT TO
ARTICLE III, SECTION 8, OF THE HAWAII
CONSTITUTION, TO CHANGE
LEGISLATIVE DISQUALIFICATIONS."

Introduced by: Senators Abercrombie and
Solomon.

No. 2427-86 "A BILL FOR AN ACT
RELATING TO EMPLOYMENT
PRACTICES."

Introduced by: Senator Abercrombie.

No. 2428-86 "A BILL FOR AN ACT
RELATING TO THE DIRECTOR OF
HEALTH."

Introduced by: Senator Abercrombie.

No. 2429-86 "A BILL FOR AN ACT
RELATING TO INTEREST."

Introduced by: Senator Abercrombie.

No. 2430-86 "A BILL FOR AN ACT
RELATING TO CABLE TELEVISION
SYSTEMS."

Introduced by: Senator Abercrombie.

No. 2431-86 "A BILL FOR AN ACT
RELATING TO CABLE TELEVISION."

Introduced by: Senator Abercrombie.

No. 2432-86 "A BILL FOR AN ACT
RELATING TO BEVERAGE CONTAINERS."

Introduced by: Senator Abercrombie.

No. 2433-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR
A.I.D.S. RELATED WORK BY THE LIFE
FOUNDATION OF HAWAII."

Introduced by: Senator Abercrombie.

No. 2434-86 "A BILL FOR AN ACT
RELATING TO ART."

Introduced by: Senator Abercrombie.

No. 2435-86 "A BILL FOR AN ACT
RELATING TO HEALTH."

Introduced by: Senator Abercrombie,
by request.

No. 2436-86 "A BILL FOR AN ACT
RELATING TO LEASEHOLDS."

Introduced by: Senator Abercrombie.

No. 2437-86 "A BILL FOR AN ACT
PROPOSING AMENDMENT TO ARTICLE
III, SECTIONS 16 AND 17, OF THE HAWAII
CONSTITUTION, TO DELETE THE POWER
OF THE GOVERNOR TO ITEM VETO OR
TO REDUCE MONETARY
APPROPRIATIONS."

Introduced by: Senator Abercrombie.

No. 2438-86 "A BILL FOR AN ACT
PROPOSING AN AMENDMENT TO
ARTICLE V, SECTION 5, OF THE HAWAII
CONSTITUTION, TO REQUIRE THE
GOVERNOR TO EXPEND FUNDS
APPROPRIATED BY THE LEGISLATURE
FOR THE INTENDED PURPOSE OF THE
APPROPRIATION."

Introduced by: Senator Abercrombie.

No. 2439-86 "A BILL FOR AN ACT
RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Abercrombie.

No. 2440-86 "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR THE
PROVISION OF SUBSTANCE ABUSE
SERVICES."

Introduced by: Senator Abercrombie.

No. 2441-86 "A BILL FOR AN ACT
PROPOSING AN AMENDMENT TO

ARTICLE II, SECTION 7, OF THE HAWAII CONSTITUTION, TO DELETE THE REQUIREMENT THAT ANY ELECTED PUBLIC OFFICER RESIGN FROM THAT OFFICE BEFORE BEING ELIGIBLE AS A CANDIDATE FOR ANOTHER PUBLIC OFFICE."

Introduced by: Senator Kuroda.

No. 2442-86 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE CONSTITUTION OF THE STATE OF HAWAII TO ABOLISH THE RESTRICTION ON THE ELECTION OF ANY PERSON TO THE OFFICE OF THE GOVERNOR TO TWO CONSECUTIVE FULL TERMS."

Introduced by: Senator Kuroda.

No. 2443-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ROYAL HAWAIIAN BAND TO PROMOTE INCREASED TOURISM FROM ASIA TO HAWAII."

Introduced by: Senator Kuroda.

No. 2444-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Chang.

No. 2445-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Chang.

No. 2446-86 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Chang.

No. 2447-86 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senator Aki.

No. 2448-86 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION."

Introduced by: Senator Aki.

No. 2449-86 "A BILL FOR AN ACT RELATING TO THE PROMOTION OF HAWAII'S COMMERCIAL HARBORS."

Introduced by: Senator Aki.

No. 2450-86 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A CENTER FOR INTERNATIONAL BUSINESS."

Introduced by: Senator Aki.

No. 2451-86 "A BILL FOR AN ACT RELATING TO CIVIL ACTIONS."

Introduced by: Senator Aki.

No. 2452-86 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Aki.

No. 2453-86 "A BILL FOR AN ACT RELATING TO FRIVOLOUS SUITS."

Introduced by: Senator Aki.

No. 2454-86 "A BILL FOR AN ACT RELATING TO CONTINGENT FEES."

Introduced by: Senator Aki.

No. 2455-86 "A BILL FOR AN ACT RELATING TO COLLATERAL SOURCES."

Introduced by: Senator Aki.

No. 2456-86 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES VIII AND XI OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO LAND USE."

Introduced by: Senator Aki.

No. 2457-86 "A BILL FOR AN ACT RELATING TO PERIODIC PAYMENTS."

Introduced by: Senator Aki.

No. 2458-86 "A BILL FOR AN ACT RELATING TO JOINT AND SEVERAL LIABILITY."

Introduced by: Senator Aki.

No. 2459-86 "A BILL FOR AN ACT RELATING TO DAMAGES."

Introduced by: Senator Aki.

No. 2460-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SEA GRANT PROGRAM AT THE UNIVERSITY OF HAWAII, MANOA."

Introduced by: Senator Aki.

No. 2461-86 "A BILL FOR AN ACT RELATING TO NONECONOMIC DAMAGES."

Introduced by: Senator Aki.

No. 2462-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Aki.

No. 2463-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF

EDUCATION."

Introduced by: Senator Toguchi, by request.

No. 2464-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF AN ADMINISTRATION BUILDING AT WAIANA ELEMNTARY."

Introduced by: Senator Aki.

No. 2465-86 "A BILL FOR AN ACT RELATING TO PUBLIC LIBRARIES."

Introduced by: Senators Toguchi, Hee, Fernandes Salling and Aki.

No. 2466-86 "A BILL FOR AN ACT RELATING TO THE BUDGET."

Introduced by: Senators Toguchi, Hee, Fernandes Salling and Aki.

No. 2467-86 "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES."

Introduced by: Senators Toguchi, Kawasaki, A. Kobayashi, Mizuguchi, Soares, George, Matsuura, Holt, Fernandes Salling and Chang.

No. 2468-86 "A BILL FOR AN ACT RELATING TO LIBRARIES."

Introduced by: Senator Toguchi, Abercrombie, Fernandes Salling, Kuroda, Matsuura, Holt, A. Kobayashi and Chang.

No. 2469-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COMPREHENSIVE ELEMENTARY COUNSELING PROJECT."

Introduced by: Senators Toguchi, Solomon, Cayetano, Matsuura, Chang, Soares, McMurdo, Henderson, A. Kobayashi, Hagino, Kuroda, Hee, Holt, Machida, Kawasaki and Aki.

No. 2470-86 "A BILL FOR AN ACT RELATING TO A VISITOR ACCOMMODATION TAX."

Introduced by: Senator Matsuura.

No. 2471-86 "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS."

Introduced by: Senator Matsuura.

No. 2472-86 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM OF THE STATE OF HAWAII."

Introduced by: Senator Kuroda.

No. 2473-86 "A BILL FOR AN ACT

RELATING TO CHILD SUPPORT."

Introduced by: Senator Abercrombie.

No. 2474-86 "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM."

Introduced by: Senator Abercrombie.

No. 2475-86 "A BILL FOR AN ACT RELATING TO CHILD CARE AT THE UNIVERSITY OF HAWAII."

Introduced by: Senator Abercrombie.

No. 2476-86 "A BILL FOR AN ACT RELATING TO THE CLASSIFICATION OF CHILD PROTECTIVE SERVICES SOCIAL WORKERS."

Introduced by: Senator Abercrombie.

No. 2477-86 "A BILL FOR AN ACT RELATING TO A GROUP-LIVING HOME TRUST FUND."

Introduced by: Senator Abercrombie.

No. 2478-86 "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE."

Introduced by: Senator Abercrombie.

No. 2479-86 "A BILL FOR AN ACT RELATING TO THE STATE INCOME TAX."

Introduced by: Senator Abercrombie.

No. 2480-86 "A BILL FOR AN ACT RELATING TO THE WELFARE INDEPENDENCE INITIATIVE ACT."

Introduced by: Senator Abercrombie.

No. 2481-86 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Abercrombie.

No. 2482-86 "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE."

Introduced by: Senator Abercrombie.

No. 2483-86 "A BILL FOR AN ACT RELATING TO PATERNITY."

Introduced by: Senator Abercrombie.

No. 2484-86 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING."

Introduced by: Senator Abercrombie.

No. 2485-86 "A BILL FOR AN ACT RELATING TO PRODUCTS AND SERVICES OF HANDICAPPED INDIVIDUALS."

Introduced by: Senator Abercrombie.
 No. 2486-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT-APPOINTED GUARDIANS AD LITEM."

Introduced by: Senator Abercrombie.

No. 2487-86 "A BILL FOR AN ACT RELATING TO FAMILY COURT-APPOINTED ATTORNEYS."

Introduced by: Senator Abercrombie.

No. 2488-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATE VETERANS CEMETERY."

Introduced by: Senator Abercrombie.

No. 2489-86 "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT."

Introduced by: Senator Abercrombie.

No. 2490-86 "A BILL FOR AN ACT RELATING TO THE EXPIRATION OF DRIVER'S LICENSE."

Introduced by: Senator Abercrombie.

No. 2491-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CHILD AND SPOUSE ABUSE PREVENTION PROGRAMS."

Introduced by: Senator Abercrombie.

No. 2492-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REFUGEE ASSISTANCE PROGRAMS."

Introduced by: Senator Abercrombie.

No. 2493-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII UNITED CHURCH HEALTH SERVICES."

Introduced by: Senator Abercrombie.

No. 2494-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ELDERLY ASSISTANCE PROGRAMS."

Introduced by: Senator Abercrombie.

No. 2495-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PREGNANT TEENAGERS ASSISTANCE PROGRAMS."

Introduced by: Senator Abercrombie.

No. 2496-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FRAIL ELDERLY SERVICES STATEWIDE."

Introduced by: Senator Abercrombie.

No. 2497-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MEDICAID PAYMENTS FOR EARLY PERIODIC SCREENING AND PREVENTIVE CHILD HEALTH CARE."

Introduced by: Senators Abercrombie and B. Kobayashi.

No. 2498-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII EPILEPSY SOCIETY."

Introduced by: Senator Abercrombie.

No. 2499-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WAIPAHAU COMMUNITY AND SENIOR CENTER."

Introduced by: Senators Abercrombie and Cayetano.

No. 2500-86 "A BILL FOR AN ACT RELATING TO THE HEARING-IMPAIRED."

Introduced by: Senator Abercrombie.

No. 2501-86 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senator Abercrombie.

No. 2502-86 "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE."

Introduced by: Senator Abercrombie.

No. 2503-86 "A BILL FOR AN ACT RELATING TO THE MEDICAL TREATMENT DECISION ACT."

Introduced by: Senator Abercrombie.

No. 2504-86 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT BENEFITS."

Introduced by: Senator Henderson, by request.

No. 2505-86 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYMENT SECURITY LAW."

Introduced by: Senators Henderson and Soares.

No. 2506-86 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT BENEFITS."

Introduced by: Senator Henderson, by request.

No. 2507-86 "A BILL FOR AN ACT RELATING TO MOANALUA COMMUNITY LIBRARY AND MAKING AN APPROPRIATION THEREFOR."

Introduced by: Senator Wong.

No. 2508-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE INSTALLATION OF TRAFFIC SIGNALS AT JARRETT WHITE ROAD AND ALA MAHAMOE STREET, OAHU."

Introduced by: Senator Wong.

No. 2509-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS TO PUBLIC SCHOOL FACILITIES."

Introduced by: Senator Wong.

No. 2510-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ACQUISITION OF THE ARMED SERVICES YMCA PROPERTY, OAHU."

Introduced by: Senators Wong, Aki and Hagino.

No. 2511-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DESIGN AND CONSTRUCTION OF A BOUNDARY WALL FOR PUEA CEMETERY."

Introduced by: Senator Wong.

No. 2512-86 "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING."

Introduced by: Senator Wong.

No. 2513-86 "A BILL FOR AN ACT RELATING TO PORNOGRAPHY FOR MINORS."

Introduced by: Senator Soares.

No. 2514-86 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Senator Wong, by request.

No. 2515-86 "A BILL FOR AN ACT RELATING TO NAMES."

Introduced by: Senator Soares.

No. 2516-86 "A BILL FOR AN ACT RELATING TO COMMUNITY COLLEGES."

Introduced by: Senator Holt.

No. 2517-86 "A BILL FOR AN ACT RELATING TO THE SALE OF LIQUOR."

Introduced by: Senator B. Kobayashi.

No. 2518-86 "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESMEN."

Introduced by: Senator B. Kobayashi.

No. 2519-86 "A BILL FOR AN ACT RELATING TO REAL ESTATE."

Introduced by: Senator B. Kobayashi.

No. 2520-86 "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES."

Introduced by: Senator B. Kobayashi.

No. 2521-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Chang.

No. 2522-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER DEVELOPMENT, TRANSPORTATION, AND STORAGE FOR THE COUNTY OF MAUI."

Introduced by: Senator Yamasaki.

No. 2523-86 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER DEVELOPMENT, TRANSPORTATION, AND STORAGE FOR THE COUNTY OF MAUI."

Introduced by: Senator Yamasaki.

No. 2524-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE."

Introduced by: Senators Machida, A. Kobayashi, Yamasaki and Hagino.

No. 2525-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Machida, A. Kobayashi, Yamasaki and Hagino.

No. 2526-86 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Machida and Yamasaki.

No. 2527-86 "A BILL FOR AN ACT RELATING TO PENSIONS AND RETIREMENT SYSTEMS."

Introduced by: Senator Yamasaki, by request.

On motion by Senator Mizuguchi, seconded by Senator Soares and carried, the following bills were referred to print and were placed on the calendar for further consideration on Monday, February 3, 1986:

Senate Bills

No. 2343-86 "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER USE."

Introduced by: Senators Wong and Henderson.

No. 2344-86 "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER USE."

Introduced by: Senators Wong and Henderson.

No. 2345-86 "A BILL FOR AN ACT RELATING TO BANKS."

Introduced by: Senator Wong and Henderson.

No. 2346-86 "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES."

Introduced by: Senators Wong and Henderson.

No. 2347-86 "A BILL FOR AN ACT RELATING TO UNINSURED MOTORISTS."

Introduced by: Senators Wong and Henderson.

No. 2348-86 "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS."

Introduced by: Senators Wong and Henderson.

No. 2349-86 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senators Wong and Henderson.

No. 2350-86 "A BILL FOR AN ACT RELATING TO THE SALE OF GASOLINE."

Introduced by: Senators Wong and Henderson.

No. 2351-86 "A BILL FOR AN ACT RELATING TO THE SALE OF GASOLINE."

Introduced by: Senators Wong and Henderson.

No. 2352-86 "A BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII."

Introduced by: Senators Wong.

No. 2353-86 "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE."

Introduced by: Senators Wong and Henderson.

No. 2354-86 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY

REGIMES."

Introduced by: Senators Wong and Henderson.

No. 2355-86 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senators Wong and Henderson.

No. 2356-86 "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)."

Introduced by: Senators Wong and Henderson.

No. 2357-86 "A BILL FOR AN ACT RELATING TO COMMERCIAL FISHING."

Introduced by: Senators Wong and Henderson.

No. 2358-86 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Senators Wong and Henderson.

No. 2359-86 "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS."

Introduced by: Senators Wong and Henderson.

No. 2360-86 "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS."

Introduced by: Senators Wong and Henderson.

No. 2361-86 "A BILL FOR AN ACT RELATING TO LAND."

Introduced by: Senators Wong and Henderson.

No. 2362-86 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Senators Wong and Henderson.

No. 2363-86 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Wong and Henderson.

No. 2364-86 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Senators Wong and Henderson.

No. 2365-86 "A BILL FOR AN ACT

RELATING TO ENERGY."

Introduced by: Senators Wong and Henderson.

No. 2366-86 "A BILL FOR AN ACT RELATING TO SMALL POWER PRODUCTION AND CO-GENERATION."

Introduced by: Senators Wong and Henderson.

No. 2367-86 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."

Introduced by: Senators Wong and Henderson.

No. 2368-86 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS PROJECTS."

Introduced by: Senators Wong and Henderson.

No. 2369-86 "A BILL FOR AN ACT RELATING TO THE STATE COMPREHENSIVE EMERGENCY MEDICAL SERVICES SYSTEM."

Introduced by: Senators Wong and Henderson.

No. 2370-86 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY."

Introduced by: Senators Wong and Henderson.

No. 2371-86 "A BILL FOR AN ACT RELATING TO THE HYPERBARIC TREATMENT CENTER."

Introduced by: Senators Wong and Henderson.

No. 2372-86 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING."

Introduced by: Senators Wong and Henderson.

No. 2373-86 "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES AND MAKING AN APPROPRIATION THEREFOR."

Introduced by: Senators Wong and Henderson.

No. 2374-86 "A BILL FOR AN ACT RELATING TO JOB TRAINING."

Introduced by: Senators Wong and Henderson.

No. 2375-86 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT

SECURITY."

Introduced by: Senators Wong and Henderson.

No. 2376-86 "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT SECURITY LAW."

Introduced by: Senators Wong and Henderson.

No. 2377-86 "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT SECURITY LAW."

Introduced by: Senators Wong and Henderson.

No. 2378-86 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION."

Introduced by: Senators Wong and Henderson.

No. 2379-86 "A BILL FOR AN ACT RELATING TO AIR TRANSPORTATION."

Introduced by: Senators Wong and Henderson.

No. 2380-86 "A BILL FOR AN ACT RELATING TO UNIFORM AERONAUTICS ACT (MODIFIED)."

Introduced by: Senators Wong and Henderson.

No. 2381-86 "A BILL FOR AN ACT RELATING TO ROADS."

Introduced by: Senators Wong and Henderson.

No. 2382-86 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS."

Introduced by: Senators Wong and Henderson.

No. 2383-86 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Introduced by: Senators Wong and Henderson.

No. 2384-86 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS."

Introduced by: Senators Wong and Henderson.

No. 2385-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Wong and Henderson.

No. 2386-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Wong and Henderson.

No. 2387-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Wong and Henderson.

No. 2388-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Wong and Henderson.

No. 2389-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Wong and Henderson.

No. 2390-86 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Wong and Henderson.

No. 2391-86 "A BILL FOR AN ACT RELATING TO TOBACCO TAX."

Introduced by: Senators Wong and Henderson.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 11-86) informing the Senate that Senate Bill Nos. 1907-86 to 2073-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 12-86) recommending that House Bill No. 1779-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 1779-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 3, 1986.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

Senate Bills	Referred to:
No. 1907-86 and Means	Committee on Ways
No. 1908-86 Agriculture	Committee on
No. 1909-86 Agriculture	Committee on
No. 1910-86 Tourism and Recreation, then to the Committee on Ways and Means	Committee on
No. 1911-86 Labor and Employment	Committee on
No. 1912-86 Consumer Protection and Commerce	Committee on
No. 1913-86 Judiciary, then to the Committee on Ways and Means	Committee on
No. 1914-86 Higher Education, then to the Committee on Ways and Means	Committee on
No. 1915-86 Higher Education, then to the Committee on Ways and Means	Committee on
No. 1916-86 Health, then to the Committee on Ways and Means	Committee on
No. 1917-86 Education, then to the Committee on Ways and Means	Committee on
No. 1918-86 Higher Education, then to the Committee on Ways and Means	Committee on
No. 1919-86 Higher Education, then to the Committee on Ways and Means	Committee on
No. 1920-86 Higher Education, then to the Committee on Ways and Means	Committee on
No. 1921-86 and Means	Committee on Ways
No. 1922-86 Labor and Employment	Committee on
No. 1923-86 Human Services, then to the Committee on Ways and Means	Committee on
No. 1924-86 Higher Education, then to the Committee on Ways and Means	Committee on
No. 1925-86	Committee on

Labor and Employment, then to the Committee on Ways and Means			No. 1945-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1926-86	Committee on Education, then to the Committee on Ways and Means		No. 1946-86	Committee on Health, then to the Committee on Ways and Means
No. 1927-86	Committee on Judiciary		No. 1947-86	Committee on Economic Development
No. 1928-86	Committee on Judiciary		No. 1948-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1929-86	Committee on Judiciary		No. 1949-86	Committee on Labor and Employment, then to the Committee on Ways and Means
No. 1930-86	Committee on Labor and Employment, then to the Committee on Ways and Means		No. 1950-86	Committee on Economic Development
No. 1931-86	Committee on Judiciary		No. 1951-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1932-86	Committee on Labor and Employment		No. 1952-86	Committee on Housing and Community Development
No. 1933-86	Committee on Judiciary, then to the Committee on Ways and Means		No. 1953-86	Committee on Housing and Community Development, then to the Committee on Ways and Means
No. 1934-86	Committee on Transportation		No. 1954-86	Committee on Labor and Employment
No. 1935-86	Committee on Judiciary, then to the Committee on Ways and Means		No. 1955-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means
No. 1936-86	Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means		No. 1956-86	Committee on Education, then to the Committee on Ways and Means
No. 1937-86	Committee on Government Operations		No. 1957-86	Committee on Labor and Employment
No. 1938-86	Committee on Agriculture		No. 1958-86	Committee on Government Operations, then to the Committee on Ways and Means
No. 1939-86	Committee on Agriculture, then to the Committee on Ways and Means		No. 1959-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means
No. 1940-86	Committee on Economic Development, then to the Committee on Ways and Means		No. 1960-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1941-86	Committee on Economic Development, then to the Committee on Ways and Means		No. 1961-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 1942-86	Committee on Energy, then to the Committee on Ways and Means		No. 1962-86	Committee on Human Services
No. 1943-86	Committee on Economic Development, then to the Committee on Ways and Means		No. 1963-86	Committee on Ways and Means
No. 1944-86	Committee on Economic Development, then to the Committee on Ways and Means		No. 1964-86	Committee on Ways

and Means		Transportation, then to the Committee on Ways and Means
No. 1965-86 and Means	Committee on Ways	No. 1984-86 Committee on Economic Development, then to the Committee on Judiciary
No. 1966-86 Consumer Protection and Commerce, then to the Committee on Ways and Means	Committee on	No. 1985-86 Committee on Health, then to the Committee on Ways and Means
No. 1967-86 Transportation	Committee on	No. 1986-86 Committee on Health
No. 1968-86 Housing and Community Development, then to the Committee on Ways and Means	Committee on	No. 1987-86 Committee on Health, then to the Committee on Ways and Means
No. 1969-86 Tourism and Recreation, then to the Committee on Ways and Means	Committee on	No. 1988-86 Committee on Judiciary
No. 1970-86 Consumer Protection and Commerce, then to the Committee on Judiciary	Committee on	No. 1989-86 Committee on Health
No. 1971-86 Judiciary	Committee on	No. 1990-86 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 1972-86 Economic Development, then to the Committee on Ways and Means	Committee on	No. 1991-86 Committee on Health, then to the Committee on Ways and Means
No. 1973-86 Health, then to the Committee on Ways and Means	Committee on	No. 1992-86 Committee on Health, then to the Committee on Ways and Means
No. 1974-86 Higher Education	Committee on	No. 1993-86 Committee on Health, then to the Committee on Ways and Means
No. 1975-86 Higher Education, then to the Committee on Ways and Means	Committee on	No. 1994-86 Committee on Agriculture
No. 1976-86 Health, then to the Committee on Ways and Means	Committee on	No. 1995-86 Committee on Health
No. 1977-86 Health, then to the Committee on Ways and Means	Committee on	No. 1996-86 Committee on Health, then to the Committee on Ways and Means
No. 1978-86 Transportation, then to the Committee on Ways and Means	Committee on	No. 1997-86 Committee on Health, then to the Committee on Ways and Means
No. 1979-86 Health, then to the Committee on Ways and Means	Committee on	No. 1998-86 Committee on Ways and Means
No. 1980-86 Health, then to the Committee on Ways and Means	Committee on	No. 1999-86 Committee on Ways and Means
No. 1981-86 Education, then to the Committee on Ways and Means	Committee on	No. 2000-86 Committee on Government Operations, then to the Committee on Ways and Means
No. 1982-86 Education, then to the Committee on Ways and Means	Committee on	No. 2001-86 Committee on Ways and Means
No. 1983-86	Committee on	No. 2002-86 Committee on Energy, then to the Committee on Ways and Means

No. 2003-86	Committee	on	Government Operations, then to the
Education, then to the Committee on Ways and Means			Committee on Ways and Means
No. 2004-86	Committee	on	No. 2022-86
Government Operations, then to the Committee on Ways and Means			Committee on Agriculture, then to the Committee on Ways and Means
No. 2005-86	Committee	on	No. 2023-86
Education, then to the Committee on Ways and Means			Committee on Economic Development, then to the Committee on Ways and Means
No. 2006-86	Committee	on	No. 2024-86
Education, then to the Committee on Ways and Means			Committee on Judiciary
No. 2007-86	Committee	on	No. 2025-86
Higher Education, then to the Committee on Ways and Means			Committee on Tourism and Recreation
No. 2008-86	Committee	on	No. 2026-86
Energy			Committee on Consumer Protection and Commerce
No. 2009-86	Committee	on	No. 2027-86
Economic Development			Committee on Health, then to the Committee on Ways and Means
No. 2010-86	Committee	on	No. 2028-86
Judiciary			Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
No. 2011-86	Committee	on	No. 2029-86
Government Operations, then to the Committee on Ways and Means			Committee on Health, then to the Committee on Ways and Means
No. 2012-86	Committee	on	No. 2030-86
Government Operations, then to the Committee on Ways and Means			Committee on Health, then to the Committee on Ways and Means
No. 2013-86	Committee	on	No. 2031-86
Economic Development, then to the Committee on Ways and Means			Committee on Judiciary
No. 2014-86	Committee	on	No. 2032-86
Tourism and Recreation, then to the Committee on Ways and Means			Committee on Judiciary
No. 2015-86	Committee	on	No. 2033-86
Economic Development, then to the Committee on Ways and Means			Committee on Judiciary
No. 2016-86	Committee	on	No. 2034-86
Energy, then to the Committee on Ways and Means			Committee on Judiciary
No. 2017-86	Committee	on	No. 2035-86
Government Operations, then to the Committee on Ways and Means			Committee on Judiciary
No. 2018-86	Committee	on	No. 2036-86
Government Operations, then to the Committee on Ways and Means			Committee on Judiciary
No. 2019-86	Committee	on	No. 2037-86
Transportation, then to the Committee on Ways and Means			Committee on Judiciary
No. 2020-86	Committee	on	No. 2038-86
Government Operations, then to the Committee on Ways and Means			Committee on Judiciary
No. 2021-86	Committee	on	No. 2039-86
			Committee on Judiciary
			No. 2040-86
			Committee on Judiciary
			No. 2041-86
			Committee on Labor and Employment, then to the Committee on Ways and Means

No. 2042-86 Judiciary	Committee	on	The Chair then made the following observation:
No. 2043-86 Tourism and Recreation, Committee on Ways and Means	Committee	on to the	"Members of the Senate, the Chair would like to remind you that today is the cutoff day for bill introduction. Please submit your bills to the Clerk by 4:30 p.m.
No. 2044-86 Government Operations, Committee on Ways and Means	Committee	on to the	"Also, I would like to ask all Senators, as much as possible, to remain in the Capitol for signatures on bills to be introduced."
No. 2045-86 Judiciary	Committee	on	ADJOURNMENT
No. 2046-86 Labor and Employment, Committee on Ways and Means	Committee	on to the	At 11:48 o'clock a.m., on motion by Senator Mizuguchi, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, February 3, 1986.
No. 2047-86 Labor and Employment, Committee on Ways and Means	Committee	on to the	

FOURTEENTH DAY

Monday, February 3, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:37 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mrs. Gerry Thompson, Representative, 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 Thirteenth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 96 to 98) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 96, transmitting various reports prepared by the University of Hawaii in response to the following:

S.R. No. 93, (1985) - "Hawaii Natural Energy Institute Study on the Future Impact of Electric Vehicles in Hawaii," was referred to the Committee on Energy;

S.R. No. 162 (1985) - "Hawaii Institute of Tropical Agriculture and Human Resources Report on the Feasibility of Integrating Agriculture, Aquaculture and Resource Recovery in Hawaii," was referred to the Committee on Agriculture;

H.R. No. 195, (1985) - "Study by UH on Relationship Between Teaching and Research," was referred to the Committee on Higher Education;

S.R. No. 46, (1985) - "College of Tropical Agriculture and Human Resources on Postharvest Treatment Facilities for the Papaya Industry and Other Agricultural Crops," was referred to the Committee on Agriculture;

H.B. No. 338, HRS 304-20, Act 198 (1983) - "Annual Report of the Teacher Education Coordinating Committee," was referred jointly to the Committee on Education and the Committee on Higher Education;

S.B. No. 1062, HRS 304-65, Act 152 (1983) - "Annual Report of the Pacific International Center for High Technology Research," was referred to the Committee on Higher Education; and

Committee on Higher Education; and

H.B. No. 1940, Act 283 (1984) - "Annual Report on the University of Hawaii Research and Training Revolving Fund," was referred to the Committee on Higher Education.

Gov. Msg. No. 97, transmitting various reports prepared by the University of Hawaii in response to the following:

Act 300 (1985), Sec. 125 - "Plans for the Center for Asian and Pacific Studies (CAPS)";

Act 300 (1985), Sec. 133 - "Report on the Operation Manong Project";

Act 300 (1985), Sec. 136 - "Status Report on FY 1985-86 Repair and Maintenance Projects for the Manoa Campus";

Act 300 (1985), Sec. 138 - "Report on Current Security Operations and Future Plans to Improve Security at the Manoa Campus";

Act 300 (1985), Sec. 149 - "Status Report on FY 1985-86 Repair and Maintenance Projects for the Community Colleges"; and

Act 300 (1985), Sec. 142 - "Status Report on FY 1985-86 Repair and Maintenance Projects for the Hilo Campus,"

was referred to the Committee on Ways and Means.

Gov. Msg. No. 98,* transmitting various reports prepared by the University of Hawaii in response to the following:

Act 300 (1985), Sec. 5 - "Expenditure Plan for Project Funds Appropriated to the Pacific International Center for High Technology Research," was referred to the Committee on Ways and Means;

S.R. No. 37 (1984) - "Report on the Implementation of a Pilot Program on Non-Credit Courses for Small Business at Honolulu Community College," was referred to the Committee on Higher Education;

H.R. No. 317 (1985) - "Report on High Technology Development Corporation's Recommendation for the Development of a High Technology Park at the UH at Hilo

*By order of the Senate President, the "Report on Transfers of Instructional Positions of FY 1984-1985," prepared by the University of Hawaii, pursuant to Act 300

(1985), Sec. 119, was deleted from Gov. Msg. No. 98, having been previously received on January 29, 1986 as Dept. Com. No. 36 and referred to committee.

Campus," was referred to the Committee on Higher Education;

H.R. No. 103, (1985) - "UH Report on Retrofit of Central Air Conditioning Systems of State Buildings," was referred to the Committee on Government Operations; and

Act 188 (1985) - "Annual Report on University of Hawaii's Special and Revolving Fund Accounts," was referred to the Committee on Higher Education.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 37 from the Office of the Legislative Auditor, transmitting a report, "Sunrise Analysis of a Proposal to Regulate the Practice of Respiratory Care," was read by the Clerk and was referred to the Committee on Consumer Protection and Commerce.

SENATE CONCURRENT RESOLUTION

S.C.R. No. 5, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," was offered by Senators Chang and Cayetano, and was read by the Clerk.

By unanimous consent, S.C.R. No. 5 was referred to the Committee on Judiciary.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 25 to 28) were read by the Clerk and were disposed of as follows:

S.R. No. 25, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE LAND OWNERSHIP PATTERNS OF HAWAII'S RESIDENTIAL CONDOMINIUMS AND COOPERATIVE HOUSING CORPORATIONS," was offered by Senator Young.

By unanimous consent, S.R. No. 25 was referred to the Committee on Housing and Community Development, then to the Committee on Legislative Management.

S.R. No. 26, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO PROVIDE PSYCHOLOGICAL SERVICES TO TEACHERS," was offered by Senators Mizuguchi, Matsuura, Yamasaki, Cayetano, A. Kobayashi, Machida, Fernandes Salling, Kuroda, Solomon, McMurdo and Soares.

By unanimous consent, S.R. No. 26 was referred to the Committee on Education.

S.R. No. 27, entitled: "SENATE RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," was offered by Senators Chang and Cayetano.

By unanimous consent, S.R. No. 27 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

S.R. No. 28, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONSIDER NOELANI ELEMENTARY SCHOOL AS A SITE FOR A CHILD CARE CENTER," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 28 was referred jointly to the Committee on Education and the Committee on Higher Education.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 13-86) informing the Senate that S.B. Nos. 2074-86 to 2527-86 have been printed and have been distributed to the members of the Senate.

On motion by Senator Young, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OF THE DAY

THIRD READING

House Bill No. 1799-86, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, H.B. No. 1799-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused 4, (Cayetano, Kawasaki, Kuroda and Toguchi).

At 11:41 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:42 o'clock a.m.

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced

on Friday, January 31, 1985:

			Judiciary		
Senate Bills	Referred to:		No. 2077-86	Committee	on
No. 2056-86	Committee	on	Judiciary		
Consumer Protection and Commerce			No. 2078-86	Committee	on
No. 2057-86	Committee	on	Judiciary, then to the	Committee on Ways	
Consumer Protection and Commerce			and Means		
No. 2058-86	Committee	on	No. 2079-86	Committee	on
Consumer Protection and Commerce			Judiciary		
No. 2059-86	Committee	on	No. 2080-86	Committee	on
Human Services, then to the	Committee on		Tourism and Recreation, then to the	Committee on Ways and Means	
Ways and Means			Committee on Ways and Means		
No. 2060-86	Committee	on	No. 2081-86	Committee	on
Health			Economic Development, then to the	Committee on Ways and Means	
No. 2061-86	Committee	on	No. 2082-86	Committee	on
Labor and Employment			Labor and Employment, then to the	Committee on Legislative Management	
No. 2062-86	Committee	on	No. 2083-86	Committee	on
Consumer Protection and Commerce			Economic Development, then to the	Committee on Ways and Means	
No. 2063-86	Committee	on	No. 2084-86	Committee	on
Consumer Protection and Commerce			Government Operations, then to the	Committee on Ways and Means	
No. 2064-86	Committee on Ways		No. 2085-86	Committee	on
and Means			Labor and Employment		
No. 2065-86	Committee	on	No. 2086-86	Committee	on
Tourism and Recreation, then to the	Committee on Ways and Means		Education, then to the	Committee on Ways and Means	
Committee on Ways and Means			and Means		
No. 2066-86	Committee	on	No. 2087-86	Committee	on
Education, then to the	Committee on Ways and Means		Judiciary		
and Means			No. 2088-86	Committee	on
No. 2067-86	Committee on Ways		Judiciary		
and Means			No. 2089-86	Committee	on
No. 2068-86	Committee on Ways		Consumer Protection and Commerce, then to the	Committee on Judiciary	
and Means			to the		
No. 2069-86	Committee	on	No. 2090-86	Committee	on
Agriculture			Housing and Community Development, then to the	Committee on Ways and Means	
No. 2070-86	Committee	on	No. 2091-86	Committee	on
Government Operations			Housing and Community Development		
No. 2071-86	Committee	on	No. 2092-86	Committee	on
Judiciary, then to the	Committee on Ways and Means		Housing and Community Development		
and Means			No. 2093-86	Committee	on
No. 2072-86	Committee	on	Consumer Protection and Commerce, then to the	Committee on Ways and Means	
Government Operations, then to the	Committee on Ways and Means		to the		
Committee on Ways and Means			No. 2094-86	Committee	on
No. 2073-86	Committee	on	Transportation, then to the	Committee on Ways and Means	
Economic Development			Ways and Means		
No. 2074-86	Committee	on	No. 2095-86	Committee	on
Consumer Protection and Commerce			Economic Development, then to the	Committee on Ways and Means	
No. 2075-86	Committee	on	Committee on Ways and Means		
Labor and Employment					
No. 2076-86	Committee	on			

No. 2096-86	Committee on Economic Development, then to the Committee on Ways and Means	on the	No. 2116-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means	on the
No. 2097-86	Committee on Ways and Means		No. 2117-86	Committee on Education, then to the Committee on Ways and Means	on
No. 2098-86	Committee on Economic Development, then to the Committee on Ways and Means	on the	No. 2118-86	Committee on Health, then to the Committee on Ways and Means	on
No. 2099-86	Committee on Ways and Means		No. 2119-86	Committee on Health, then to the Committee on Ways and Means	on
No. 2100-86	Committee on Ways and Means		No. 2120-86	Committee on Education, then to the Committee on Ways and Means	on
No. 2101-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means	on the	No. 2121-86	Committee on Education, then to the Committee on Ways and Means	on
No. 2102-86	Committee on Consumer Protection and Commerce	on	No. 2122-86	Committee on Ways and Means	
No. 2103-86	Committee on Judiciary	on	No. 2123-86	Committee on Transportation	on
No. 2104-86	Committee on Judiciary	on	No. 2124-86	Committee on Judiciary	on
No. 2105-86	Committee on Judiciary	on	No. 2125-86	Committee on Judiciary	on
No. 2106-86	Committee on Housing and Community Development, then to the Committee on Ways and Means	on	No. 2126-86	Committee on Human Services	on
No. 2107-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means	on the	No. 2127-86	Committee on Education	on
No. 2108-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means	on the	No. 2128-86	Committee on Judiciary	on
No. 2109-86	Committee on Housing and Community Development, then to the Committee on Ways and Means	on	No. 2129-86	Committee on Education, then to the Committee on Ways and Means	on
No. 2110-86	Committee on Education, then to the Committee on Ways and Means	on	No. 2130-86	Committee on Education	on
No. 2111-86	Committee on Health	on	No. 2131-86	Committee on Consumer Protection and Commerce	on
No. 2112-86	Committee on Consumer Protection and Commerce	on	No. 2132-86	Committee on Judiciary, then to the Committee on Ways and Means	on
No. 2113-86	Committee on Tourism and Recreation, then to the Committee on Ways and Means	on the	No. 2133-86	Committee on Education, then to the Committee on Ways and Means	on
No. 2114-86	Committee on Consumer Protection and Commerce	on	No. 2134-86	Committee on Labor and Employment, then to the Committee on Ways and Means	on
No. 2115-86	Committee on Transportation, then to the Committee on Ways and Means	on	No. 2135-86	Committee on Consumer Protection and Commerce	on

No. 2136-86	Committee	on	Judiciary
Education, then to the	Commerce	on	
and Means			
No. 2137-86	Committee	on	No. 2156-86
Labor and Employment			Committee
			Government Operations, then to the
			Committee on Ways and Means
No. 2138-86	Committee	on	No. 2157-86
Labor and Employment			Committee
			Labor and Employment
No. 2139-86	Committee	on	No. 2158-86
Consumer Protection and Commerce			Committee
			Judiciary
No. 2140-86	Committee	on	No. 2159-86
Economic Development			Committee
			Transportation
No. 2141-86	Committee	on	No. 2160-86
Economic Development, then to the			Committee
Committee on Ways and Means			Health, then to the Committee on Ways and
			Means
No. 2142-86	Committee	on	No. 2161-86
Labor and Employment, then to the			Committee
Committee on Ways and Means			Health
			No. 2162-86
No. 2143-86	Committee	on	Committee
Labor and Employment, then to the			Economic Development
Committee on Ways and Means			
No. 2144-86	Committee	on	No. 2163-86
Agriculture, then to the Committee on Ways			Committee
and Means			Higher Education, then to the Committee on
			Ways and Means
No. 2145-86	Committee	on	No. 2164-86
Economic Development			Committee
			Economic Development, then to the
No. 2146-86	Committee	on	Committee on Ways and Means
Economic Development, then to the			
Committee on Ways and Means			No. 2165-86
			Jointly to the
No. 2147-86	Committee	on	Committee on Consumer Protection and
Economic Development, then to the			Commerce and the Committee on Labor and
Committee on Ways and Means			Employment
			No. 2166-86
No. 2148-86	Committee	on	Committee
Health, then to the Committee on Ways and			Labor and Employment, then to the
Means			Committee on Ways and Means
			No. 2167-86
No. 2149-86	Committee	on	Committee
Education, then to the Committee on Ways			Education, then to the Committee on Ways
and Means			and Means
			No. 2168-86
No. 2150-86	Committee	on	Committee
Economic Development, then to the			Labor and Employment, then to the
Committee on Ways and Means			Committee on Ways and Means
			No. 2169-86
No. 2151-86	Committee	on	Committee
Economic Development, then to the			Labor and Employment
Committee on Ways and Means			
			No. 2170-86
No. 2152-86	Committee	on	Committee
Judiciary			Labor and Employment
No. 2153-86	Committee	on	No. 2171-86
Consumer Protection and Commerce			Committee
			Labor and Employment, then to the
No. 2154-86	Committee	on	Committee on Ways and Means
Transportation			
			No. 2172-86
No. 2155-86	Committee	on	Committee
Transportation, then to the Committee on			Economic Development, then to the
			Committee on Ways and Means
			No. 2173-86
			Committee
			Human Services
			No. 2174-86
			Committee
			Economic Development

No. 2175-86	Committee	on	Committee on Ways and Means
Economic Development, then to the			
Committee on Ways and Means			
No. 2176-86	Committee	on	No. 2195-86
Government Operations, then to the			Committee
Committee on Ways and Means			Consumer Protection and Commerce
No. 2177-86	Committee	on	No. 2196-86
Economic Development, then to the			Committee
Committee on Ways and Means			Judiciary
No. 2178-86	Committee	on	No. 2197-86
Economic Development, then to the			Committee
Committee on Ways and Means			Tourism and Recreation, then to the
No. 2179-86	Committee	on	Committee on Ways and Means
Government Operations			
No. 2180-86	Committee	on	No. 2198-86
Judiciary			Committee
No. 2181-86	Committee	on	Energy
Housing and Community Development			
No. 2182-86	Committee	on	No. 2199-86
Health			Committee
No. 2183-86	Committee	on	Housing and Community Development
Consumer Protection and Commerce			
No. 2184-86	Committee	on	No. 2200-86
Government Operations, then to the			Committee
Committee on Ways and Means			Housing and Community Development
No. 2185-86	Committee	on	No. 2201-86
Economic Development			Committee
No. 2186-86	Committee	on	Housing and Community Development
Government Operations, then to the			
Committee on Ways and Means			No. 2202-86
No. 2187-86	Committee	on	Committee
Tourism and Recreation, then to the			Economic Development, then to the
Committee on Ways and Means			Committee on Ways and Means
No. 2188-86	Committee	on	No. 2203-86
Higher Education, then to the Committee on			Committee
Ways and Means			Economic Development, then to the
No. 2189-86	Committee	on	Committee on Ways and Means
Economic Development			
No. 2190-86	Committee	on	No. 2204-86
Housing and Community Development, then to the Committee on Ways and Means			Committee
No. 2191-86	Committee	on	Consumer Protection and Commerce
Judiciary, then to the Committee on Ways and Means			
No. 2192-86	Committee	on	No. 2205-86
Judiciary			Committee
No. 2193-86	Committee	on	Government Operations
Judiciary, then to the Committee on Ways and Means			
No. 2194-86	Committee	on	No. 2206-86
Tourism and Recreation, then to the			Committee
			Transportation
			No. 2207-86
			Committee
			Higher Education, then to the Committee on
			Ways and Means
			No. 2208-86
			Committee
			Higher Education, then to the Committee on
			Ways and Means
			No. 2209-86
			Committee
			Education, then to the Committee on Ways and Means
			No. 2210-86
			Committee
			Economic Development, then to the
			Committee on Ways and Means
			No. 2211-86
			Committee
			Higher Education, then to the Committee on
			Ways and Means
			No. 2212-86
			Committee
			Consumer Protection and Commerce
			No. 2213-86
			Committee
			Agriculture, then to the Committee on Ways and Means
			No. 2214-86
			Committee
			Human Services, then to the Committee on

Ways and Means

No. 2215-86 Committee on
Transportation, then to the Committee on
Ways and Means

No. 2216-86 Committee on
Transportation, then to the Committee on
Ways and Means

No. 2217-86 Committee on
Tourism and Recreation, then to the
Committee on Ways and Means

No. 2218-86 Committee on
Tourism and Recreation, then to the
Committee on Ways and Means

No. 2219-86 Committee on
Higher Education, then to the Committee on
Ways and Means

No. 2220-86 Committee on
Government Operations, then to the
Committee on Ways and Means

No. 2221-86 Committee on
Judiciary

No. 2222-86 Committee on
Judiciary

No. 2223-86 Committee on
Judiciary

No. 2224-86 Committee on
Judiciary

No. 2225-86 Committee on
Legislative Management, then to the
Committee on Ways and Means

No. 2226-86 Committee on
Judiciary

No. 2227-86 Committee on
Government Operations, then to the
Committee on Ways and Means

No. 2228-86 Committee on
Tourism and Recreation

No. 2229-86 Committee on
Judiciary

No. 2230-86 Committee on
Judiciary

No. 2231-86 Committee on
Judiciary

No. 2232-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2233-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2234-86 Committee on

Judiciary

No. 2235-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2236-86 Committee on
Judiciary

No. 2237-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2238-86 Committee on
Judiciary

No. 2239-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2240-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2241-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2242-86 Committee on
Government Operations

No. 2243-86 Committee on
Government Operations, then to the
Committee on Judiciary

No. 2244-86 Committee on
Judiciary

No. 2245-86 Committee on
Tourism and Recreation

No. 2246-86 Committee on
Judiciary

No. 2247-86 Committee on
Transportation

No. 2248-86 Committee on
Transportation

No. 2249-86 Committee on
Consumer Protection and Commerce

No. 2250-86 Committee on
Judiciary

No. 2251-86 Committee on
Labor and Employment, then to the
Committee on Ways and Means

No. 2252-86 Committee on
Judiciary, then to the Committee on Ways
and Means

No. 2253-86 Committee on
Labor and Employment, then to the
Committee on Ways and Means

No. 2254-86 Committee on
Human Services, then to the Committee on

Ways and Means			No. 2275-86	Committee	on
No. 2255-86	Committee	on	Judiciary, then to the	Committee	on ways and Means
No. 2256-86	Committee	on	No. 2276-86	Committee	on
Judiciary, then to the	Committee	on	Judiciary, then to the	Committee	on Ways and Means
and Means			No. 2277-86	Committee	on
No. 2257-86	Committee	on	Judiciary		
Consumer Protection and Commerce			No. 2278-86	Committee	on
No. 2258-86	Committee	on	Human Services, then to the	Committee	on
Judiciary			Ways and Means		
No. 2259-86	Jointly to the	Committee on	No. 2279-86	Committee	on
Transportation and	the	Committee on	Health, then to the	Committee	on
Judiciary, then to the	the	Committee on	Protection and Commerce		
Committee on Ways and Means			No. 2280-86	Committee	on
No. 2260-86	Committee	on	Judiciary, then to the	Committee	on
Judiciary			and Means		
No. 2261-86	Committee	on	No. 2281-86	Committee	on
Labor and Employment			Judiciary		
No. 2262-86	Committee	on	No. 2282-86	Committee	on
Economic Development			Judiciary		
No. 2263-86	Committee	on	No. 2283-86	Committee	on
Judiciary, then to the	Committee	on	Consumer Protection and Commerce		
and Means			No. 2284-86	Committee	on
No. 2264-86	Committee	on	Judiciary, then to the	Committee	on
Human Services, then to the	Committee	on	and Means		
Judiciary			No. 2285-86	Committee	on
No. 2265-86	Committee	on	Judiciary		
Judiciary			No. 2286-86	Committee	on
No. 2266-86	Committee	on	Judiciary, then to the	Committee	on
Transportation, then to the	Committee	on	and Means		
Judiciary			No. 2287-86	Committee	on
No. 2267-86	Committee	on	Judiciary		
Economic Development			No. 2288-86	Committee	on
No. 2268-86	Committee	on	Judiciary		
Judiciary			No. 2289-86	Committee	on
No. 2269-86	Committee	on	Judiciary		
Consumer Protection and Commerce, then			No. 2290-86	Committee	on
to the Committee on Ways and Means			Judiciary		
No. 2270-86	Committee	on	No. 2291-86	Committee	on
Judiciary			Judiciary		
No. 2271-86	Committee	on	No. 2292-86	Committee	on
Consumer Protection and Commerce			Judiciary		
No. 2272-86	Committee	on	No. 2293-86	Committee	on
Consumer Protection and Commerce, then			Labor and Employment, then to the		
to the Committee on Judiciary			Committee on Economic Development		
No. 2273-86	Committee	on	No. 2294-86	Committee	on
Health			Labor and Employment, then to the		
No. 2274-86	Committee	on	Committee on Ways and Means		
Judiciary, then to the	Committee	on	No. 2295-86	Committee	on
and Means					

Health			Government Operations		
No. 2296-86	Committee	on	No. 2316-86	Committee	on
Government Operations			Judiciary, then to the Committee on Ways and Means		
No. 2297-86	Committee	on	No. 2317-86	Committee	on
Health			Judiciary, then to the Committee on Ways and Means		
No. 2298-86	Committee	on	No. 2318-86	Committee	on
Economic Development, then to the Committee on Ways and Means			Judiciary, then to the Committee on Ways and Means		
No. 2299-86	Committee	on	No. 2319-86	Committee	on
Economic Development, then to the Committee on Ways and Means			Economic Development		
No. 2300-86	Committee	on	No. 2320-86	Committee	on
Consumer Protection and Commerce			Economic Development		
No. 2301-86	Jointly to the	the	No. 2321-86	Committee	on
Committee on Agriculture and the Committee on Economic Development, then to the Committee on Ways and Means			Tourism and Recreation, then to the Committee on Ways and Means		
No. 2302-86	Committee	on	No. 2322-86	Committee	on
Judiciary			Human Services, then to the Committee on Ways and Means		
No. 2303-86	Committee	on	No. 2323-86	Committee	on
Tourism and Recreation, then to the Committee on Ways and Means			Ways and Means		
No. 2304-86	Committee	on	No. 2324-86	Committee	on
Tourism and Recreation, then to the Committee on Ways and Means			Agriculture, then to the Committee on Ways and Means		
No. 2305-86	Committee	on	No. 2325-86	Committee	on
Labor and Employment, then to the Committee on Ways and Means			Transportation, then to the Committee on Ways and Means		
No. 2306-86	Committee	on	No. 2326-86	Committee	on
Government Operations, then to the Committee on Judiciary			Higher Education, then to the Committee on Ways and Means		
No. 2307-86	Committee	on	No. 2327-86	Committee	on
Ways and Means			Higher Education, then to the Committee on Ways and Means		
No. 2308-86	Committee	on	No. 2328-86	Committee	on
Ways and Means			Higher Education, then to the Committee on Ways and Means		
No. 2309-86	Committee	on	No. 2329-86	Committee	on
Government Operations			Higher Education, then to the Committee on Ways and Means		
No. 2310-86	Committee	on	No. 2330-86	Committee	on
Consumer Protection and Commerce			Government Operations, then to the Committee on Ways and Means		
No. 2311-86	Committee	on	No. 2331-86	Committee	on
Economic Development, then to the Committee on Ways and Means			Judiciary		
No. 2312-86	Committee	on	No. 2332-86	Committee	on
Ways and Means			Higher Education, then to the Committee on Ways and Means		
No. 2313-86	Committee	on	No. 2333-86	Committee	on
Ways and Means			Judiciary		
No. 2314-86	Committee	on	No. 2334-86	Committee	on
Government Operations, then to the Committee on Ways and Means			Ways and Means		
No. 2315-86	Committee	on			

Economic Development, then to the Committee on Ways and Means	No. 2356-86	Committee on Consumer Protection and Commerce
No. 2335-86 Committee on Tourism and Recreation, then to the Committee on Ways and Means	No. 2357-86	Committee on Economic Development
No. 2336-86 Committee on Economic Development, then to the Committee on Ways and Means	No. 2358-86	Committee on Economic Development
No. 2337-86 Committee on Consumer Protection and Commerce	No. 2359-86	Committee on Economic Development
No. 2338-86 Committee on Economic Development, then to the Committee on Ways and Means	No. 2360-86	Committee on Economic Development
No. 2339-86 Committee on Judiciary	No. 2361-86	Committee on Economic Development
No. 2340-86 Committee on Consumer Protection and Commerce	No. 2362-86	Committee on Economic Development
No. 2341-86 Committee on Human Services, then to the Committee on Ways and Means	No. 2363-86	Committee on Energy
No. 2342-86 Committee on Government Operations	No. 2364-86	Committee on Energy
No. 2343-86 Committee on Agriculture	No. 2365-86	Committee on Energy
No. 2344-86 Committee on Agriculture	No. 2366-86	Committee on Energy
No. 2345-86 Committee on Consumer Protection and Commerce	No. 2367-86	Committee on Energy
No. 2346-86 Committee on Consumer Protection and Commerce	No. 2368-86	Committee on Labor and Employment
No. 2347-86 Committee on Consumer Protection and Commerce	No. 2369-86	Committee on Health
No. 2348-86 Committee on Consumer Protection and Commerce	No. 2370-86	Committee on Health
No. 2349-86 Committee on Consumer Protection and Commerce	No. 2371-86	Committee on Health
No. 2350-86 Committee on Consumer Protection and Commerce	No. 2372-86	Committee on Judiciary
No. 2351-86 Committee on Consumer Protection and Commerce	No. 2373-86	Committee on Labor and Employment, then to the Committee on Ways and Means
No. 2352-86 Committee on Economic Development	No. 2374-86	Committee on Labor and Employment
No. 2353-86 Committee on Consumer Protection and Commerce	No. 2375-86	Committee on Labor and Employment
No. 2354-86 Committee on Consumer Protection and Commerce	No. 2376-86	Committee on Labor and Employment
No. 2355-86 Committee on Consumer Protection and Commerce	No. 2377-86	Committee on Labor and Employment
	No. 2378-86	Committee on Labor and Employment

No. 2379-86 Transportation	Committee	on	and Means		
No. 2380-86 Transportation	Committee	on		No. 2402-86 Economic Development	Committee on
No. 2381-86 Transportation	Committee	on		No. 2403-86 Transportation	Committee on
No. 2382-86 and Means	Committee on Ways			No. 2404-86 Economic Development	Committee on
No. 2383-86 and Means	Committee on Ways			No. 2405-86 and Means	Committee on Ways
No. 2384-86 and Means	Committee on Ways			No. 2406-86 Labor and Employment	Committee on
No. 2385-86 and Means	Committee on Ways			No. 2407-86	Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Judiciary
No. 2386-86 and Means	Committee on ways			No. 2408-86	Committee on Higher Education, then to the Committee on Ways and Means
No. 2387-86 and Means	Committee on Ways			No. 2409-86	Committee on Higher Education, then to the Committee on Ways and Means
No. 2388-86 and Means	Committee on Ways			No. 2410-86	Committee on Higher Education, then to the Committee on Ways and Means
No. 2389-86 and Means	Committee on Ways			No. 2411-86	Committee on Higher Education, then to the Committee on Ways and Means
No. 2390-86 and Means	Committee on Ways			No. 2412-86	Committee on Health, then to the Committee on Ways and Means
No. 2391-86 and Means	Committee on Ways			No. 2413-86	Committee on Economic Development, then to the Committee on Ways and Means
No. 2392-86 Government Operations	Committee	on		No. 2414-86	Committee on Labor and Employment
No. 2393-86 Judiciary, then to the and Means	Committee on Way			No. 2415-86	Committee on Human Services, then to the Committee on Ways and Means
No. 2394-86 Economic Development	Committee	on		No. 2416-86	Committee on Judiciary, then to the Committee on Ways and Means
No. 2395-86 Legislative Management	Committee	on		No. 2417-86	Committee on Human Services, then to the Committee on Ways and Means
No. 2396-86 Labor and Employment	Committee	on		No. 2418-86	Committee on Education, then to the Committee on Ways and Means
No. 2397-86 Labor and Employment	Committee	on		No. 2419-86	Committee on Transportation, then to the Committee on Ways and Means
No. 2398-86 Labor and Employment	Committee	on		No. 2420-86	Committee on
No. 2399-86 Labor and Employment	Committee	on			
No. 2400-86 Consumer Protection and Commerce, then to the Committee Labor and Employment	Committee on				
No. 2401-86 Judiciary, then to the	Committee on Ways				

Economic Development, then to the Committee on Ways and Means		Health, then to the Committee on Ways and Means	
No. 2421-86	Committee on	No. 2441-86	Committee on
Human Services, then to the Committee on Ways and Means		Judiciary	
No. 2422-86	Committee on	No. 2442-86	Committee on
Higher Education, then to the Committee on Ways and Means		Judiciary	
No. 2423-86	Committee on	No. 2443-86	Committee on
Education, then to the Committee on Ways and Means		Tourism and Recreation, then to the Committee on Ways and Means	
No. 2424-86	Committee on	No. 2444-86	Committee on
Judiciary		Labor and Employment, then to the Committee on Ways and Means	
No. 2425-86	Committee on	No. 2445-86	Committee on
Labor and Employment		Consumer Protection and Commerce, then to the Committee on Ways and Means	
No. 2426-86	Committee on	No. 2446-86	Committee on
Judiciary		Consumer Protection and Commerce, then to the Committee on Ways and Means	
No. 2427-86	Committee on	No. 2447-86	Committee on
Labor and Employment		Economic Development	
No. 2428-86	Committee on	No. 2448-86	Committee on
Health		Labor and Employment	
No. 2429-86	Committee on	No. 2449-86	Jointly to the
Consumer Protection and Commerce		Committee on Transportation and the Committee on Economic Development, then to the Committee on Ways and Means	
No. 2430-86	Committee on	No. 2450-86	Jointly to the
Consumer Protection and Commerce		Committee on Transportation and the Committee on Economic Development, then to the Committee on Ways and Means	
No. 2431-86	Committee on	No. 2451-86	Committee on
Consumer Protection and Commerce, then to the Committee on Ways and Means		Judiciary	
No. 2432-86	Committee on	No. 2452-86	Committee on
Health, then to the Committee on Ways and Means		Judiciary	
No. 2433-86	Committee on	No. 2453-86	Committee on
Health, then to the Committee on Ways and Means		Judiciary	
No. 2434-86	Committee on	No. 2454-86	Committee on
Consumer Protection and Commerce		Judiciary	
No. 2435-86	Committee on	No. 2455-86	Committee on
Health, then to the Committee on Ways and Means		Judiciary	
No. 2436-86	Committee on	No. 2456-86	Committee on
Housing and Community Development		Economic Development, then to the Committee on Judiciary	
No. 2437-86	Committee on Ways and Means, then to the Committee on Judiciary	No. 2457-86	Committee on
No. 2438-86	Committee on Ways and Means, then to the Committee on Judiciary	Judiciary	
No. 2439-86	Committee on	No. 2458-86	Committee on
Government Operations		Judiciary	
No. 2440-86	Committee on	No. 2459-86	Committee on
		Judiciary	
		No. 2460-86	Committee on

Higher Education, then to the Committee on Ways and Means	No. 2479-86	Committee on Human Services, then to the Committee on Ways and Means
No. 2461-86 Judiciary	Committee on	No. 2480-86 Committee on Human Services, then to the Committee on Ways and Means
No. 2462-86 Labor and Employment	Committee on	No. 2481-86 Committee on Consumer Protection and Commerce
No. 2463-86 Education	Committee on	No. 2482-86 Committee on Government Operations
No. 2464-86 Education, then to the Committee on Ways and Means	Committee on	No. 2483-86 Committee on Human Services, then to the Committee on Judiciary
No. 2465-86 Education, then to the Committee on Ways and Means	Committee on	No. 2484-86 Committee on Human Services
No. 2466-86 and Means	Committee on Ways	No. 2485-86 Committee on Human Services, then to the Committee on Government Operations
No. 2467-86 the Committee on Government Operations and the Committee on Education	Jointly to the	No. 2486-86 Committee on Judiciary, then to the Committee on Ways and Means
No. 2468-86 Labor and Employment, then to the Committee on Ways and Means	Committee on	No. 2487-86 Committee on Judiciary, then to the Committee on Ways and Means
No. 2469-86 Education, then to the Committee on Ways and Means	Committee on	No. 2488-86 Committee on Human Service, then to the Committee on Ways and Means
No. 2470-86 Tourism and Recreation, then to the Committee on Ways and Means	Committee on	No. 2489-86 Committee on Human Services, then to the Committee on Ways and Means
No. 2471-86 Energy, then to the Committee on Ways and Means	Committee on	No. 2490-86 Committee on Transportation
No. 2472-86 Labor and Employment, then to the Committee on Ways and Means	Committee on	No. 2491-86 Committee on Human Services, then to the Committee on Ways and Means
No. 2473-86 Judiciary, then to the Committee on Ways and Means	Committee on	No. 2492-86 Committee on Human Services, then to the Committee on Ways and Means
No. 2474-86 Judiciary, then to the Committee on Ways and Means	Committee on	No. 2493-86 Committee on Health, then to the Committee on Ways and Means
No. 2475-86 Higher Education, then to the Committee on Ways and Means	Committee on	No. 2494-86 Committee on Human Services, then to the Committee on Ways and Means
No. 2476-86 Human Services, then to the Committee on Ways and Means	Committee on	No. 2495-86 Committee on Human Services, then to the Committee on Ways and Means
No. 2477-86 Health, then to the Committee on Ways and Means	Committee on	No. 2496-86 Committee on Human Services, then to the Committee on Ways and Means
No. 2478-86 Human Services, then to the Committee on Ways and Means	Committee on	No. 2497-86 Committee on Human Services, then to the Committee on

Ways and Means

No. 2498-86 Committee on Human Services, then to the Committee on Ways and Means

No. 2499-86 Committee on Human Services, then to the Committee on Ways and Means

No. 2500-86 Committee on Human Services, then to the Committee on Ways and Means

No. 2501-86 Committee on Consumer Protection and Commerce

No. 2502-86 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 2503-86 Committee on Health, then to the Committee on Judiciary

No. 2504-86 Committee on Labor and Employment

No. 2505-86 Committee on Labor and Employment

No. 2506-86 Committee on Labor and Employment

No. 2507-86 Committee on Education, then to the Committee on Ways and Means

No. 2508-86 Committee on Transportation, then to the Committee on Ways and Means

No. 2509-86 Committee on Education, then to the Committee on Ways and Means

No. 2510-86 Committee on Government Operations, then to the Committee on Ways and Means

No. 2511-86 Committee on Government Operations, then to the Committee on Ways and Means

No. 2512-86 Committee on Transportation

No. 2513-86 Committee on Judiciary

No. 2514-86 Committee on Economic Development

No. 2515-86 Committee on Judiciary

No. 2516-86 Committee on Higher Education, then to the Committee on Ways and Means

No. 2517-86 Committee on

Government Operations

No. 2518-86 Committee on Consumer Protection and Commerce

No. 2519-86 Committee on Consumer Protection and Commerce

No. 2520-86 Committee on Transportation, then to the Committee on Judiciary

No. 2521-86 Committee on Labor and Employment

No. 2522-86 Committee on Government Operations, then to the Committee on

Ways and Means

No. 2523-86 Committee on Government Operations, then to the Committee on Ways and Means

No. 2524-86 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Labor and Employment

No. 2525-86 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Labor and Employment

No. 2526-86 Jointly to the Committee on Consumer Protection and Commerce and the Committee on Labor and Employment

No. 2527-86 Committee on Labor and Employment, then to the Committee on Ways and Means

RE- REFERRAL OF SENATE BILLS

The President re-referred the following Senate Bills:

S.B. No. 1516-86, introduced on Friday, January 17, 1986, to the Committee on Consumer Protection and Commerce, then to the Committee on Judiciary;

S.B. No. 1550-86, introduced on Tuesday, January 21, 1986, to the Committee on Consumer Protection and Commerce, then to the Committee on Judiciary;

S.B. No. 1960-86, introduced on Thursday, January 30, 1986, to the Committee on Housing and Community Development, then to the Committee on Ways and Means; and

S.B. No. 1961-86, introduced on Thursday, January 30, 1986, to the Committee on Housing and Community Development, then to the Committee on Ways and Means.

The following introductions were then

made to the members of the Senate:

Senator Young made the following introduction:

"Mr. President and members of this body, recently I had the pleasure of visiting the Province of Alberta. The purpose of the trip was to meet with our counterparts in Alberta to explore the possibility of initiating trade and cultural relations with the Province.

"During my visit, I learned there is much Alberta can offer Hawaii and vice-versa. The potential for economic development opportunities is substantial. All that is needed is enthusiasm, cooperation and a desire to expand our economic bases.

"During this visit, a Memorandum of Understanding was signed between Alu Like and CANO Structures, Inc. of Calgary. This represents a first step by Alu Like to apply the innovative housing techniques developed by CANO Structures to the construction of affordable housing for native Hawaiians. More importantly, it serves as the initial endeavor between Alberta and Hawaii in establishing trade relations.

"Today, we are honored by the presence of two representatives from the government of Alberta. They have been sent to further Alberta/Hawaii discussions regarding future

trade missions, and their presence indicates the earnestness with which Alberta is approaching Hawaii as a potential trade partner.

"Mr. President, may I introduce to you and this body, Mr. Robert Hunter, Director of North American International Trade, and Mr. Ken Broadfoot, Assistant Deputy Minister for Economic Development. Accompanying them from Alu Like, Mrs. Winona Rubin, and Mr. Van Horn Diamond".

The honorees rose to be recognized and were presented with leis and the Senate Certificate.

Senator Matsuura introduced Mr. and Mrs. Kumagai of Canada, and his cousin, Mr. Stanley Matsuura of San Francisco.

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.

ADJOURNMENT

At 11:56 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 4, 1986.

FIFTEENTH DAY

Tuesday, February 4, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:40 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Thomas Okano of the Wahiawa Hongwanji Mission, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fourteenth Day.

Senator Soares then introduced to the members of the Senate Michael Kaneko and Ian Swafford, students of Niu Valley Intermediate School, participants of the school's "A Day at the Legislature Program."

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 99 to 113) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 99, transmitting a report prepared by the Department of Health in response to S.R. No. 18 (1985), Epidemiological Study to Determine Why Lana'i and Moloka'i Have Extraordinarily High Rates of Birth Defects, was referred to the Committee on Health.

Gov. Msg. No. 100, transmitting a report prepared by the Department of Health, relating to deinstitutionalization of Waimano Training School and Hospital, pursuant to Sec. 65, 66 and 81 of Act 300, SLH 1985, was referred to the Committee on Health.

Gov. Msg. No. 101, informing the Senate that on February 3, 1986, he signed into law House Bill No. 1779-86 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," was placed on file.

Gov. Msg. No. 102, submitting for consideration and confirmation to the Board of Acupuncture, the nominations of:

Randy Kook Do Chun and Paul W. Condry, terms to expire June 30, 1988; and Benny K.P. Fan, William E. Pickard, D.C., and Yaacov Tzror, terms to expire June 30, 1987,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 103, submitting for consideration and confirmation to the Board of Physical Therapy, the nominations of:

Elroy K. Chong and Ronald Y. Honda, terms to expire June 30, 1988; Dennis M. Crowley, M.D., and Joni S. Kanazawa, terms to expire June 30, 1989; and Mark K. Ono, term to expire June 30, 1987,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 104, submitting for consideration and confirmation to the State Council on Mental Health and Substance Abuse, the nomination of Lyn Kux, term to expire June 30, 1989, was referred to the Committee on Health.

Gov. Msg. No. 105, submitting for consideration and confirmation to the Technical Advisory Committee on Pesticides, the nomination of James K. Ikeda, term to expire June 30, 1987, was referred to the Committee on Health.

Gov. Msg. No. 106, submitting for consideration and confirmation to the Board of Regents, University of Hawaii, the nomination of Herbert M. Richards Jr., term to expire June 30, 1987, was referred to the Committee on Higher Education.

Gov. Msg. No. 107, submitting for consideration and confirmation to the Board of Directors, Aloha Tower Development Corporation, the nomination of Don J. Daley, term to expire June 30, 1987, was referred to the Committee on Housing and Community Development.

Gov. Msg. No. 108, submitting for consideration and confirmation to the Advisory Council for Children and Youth, the nominations of:

Marlene K. Burgess, term to expire June 30, 1989; and Patricia Jenkins, term to expire June 30, 1988,

was referred to the Committee on Human Services.

Gov. Msg. No. 109, submitting for consideration and confirmation to the Criminal Injuries Compensation Commission, the nominations of:

Thomas Blondin, term to expire June 30, 1989; and Nobuki Kamida, term to expire June 30, 1987,

was referred to the Committee on Human Services.

Gov. Msg. No. 110, submitting for consideration and confirmation as Attorney General, the nomination of Corinne K.A. Watanabe, term to expire December 1, 1986, was referred to the Committee on Judiciary.

Gov. Msg. No. 111, submitting for consideration and confirmation to the Criminal Justice Data Interagency Board, the nominations of:

Wayne Carvalho, Max Graham, Robert Graham and Richard M.C. Lum, terms to expire June 30, 1988;
Joseph E. Cardoza, Robert Won Bae Chang, Warren Ferreira and Bob Kita, terms to expire June 30, 1989; and
Norman Okamura, Ph.D., Alfred Suga and Paul Toyozaki, terms to expire June 30, 1987,

was referred to the Committee on Judiciary.

Gov. Msg. No. 112, submitting for consideration and confirmation as Director of Labor and Industrial Relations, the nomination of Robert C. Gilkey, term to expire December 1, 1986, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 113, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of Michael K. Imura, M.D., term to expire June 30, 1989, was referred to the Committee on Transportation.

At this time, Senator Hee rose on a point of personal privilege and remarked as follows:

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

"Mr. President, I'm aware there's going to be some discussion regarding pornography in the Legislature this session. I want to point out that as we have passed the bill deadline, I saw two bills which deal with pornography this year in the Senate at least.

"Recently, much discussion has surrounded the arguments on pornography and the discussion on pornography from the City Prosecutor's Office as well as from the Legislature and if the message was clear, the message from the prosecutor's perspective was, if you don't like the law change the law. Well, there is no question in mind that there will be an attempt this year to deal with this issue which affects all of us and I can tell you that from my own office I've received letters which are well-meaning. There are two in particular which really took the effort from the community to explain their perspectives on

pornography and how pornography should be dealt with and I appreciate those letters as it highlights the anxiety that has been created in the public environment.

"I would like to point out that the bills dealing with pornography is a good faith effort to address the problem. It's a product of much work on behalf of the authors who drafted the bill and let me say that I feel that I can speak for the authors of the bill that if we felt that this bill was not a clear conscientious effort to deal with this problem that this bill would not have been drafted. It's a bill that asks for much dialogue to make it a better bill and it's an effort by the members of the Senate to deal with this problem.

"Thank you, Mr. President."

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:47 o'clock a.m.

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

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

"As has been indicated by the previous speaker, there are bills that will be debated and this is not the place to do it and I do not intend to do so, I'm sure you'll be happy to note, Mr. President. However, there have been characterizations made in the press, including name-calling such as using the words 'creeps' and 'slimy' to designate perfectly legitimate differences of opinion.

"Mr. President, when a legislator whose record is of long-standing in terms of service to this community can be so designated, before a bill has even seen the light of day, that is a commentary on the people who make such accusations rather than on those who are accused.

"I stand today on a point of personal privilege because I feel that it is patently unfair for anyone using the power of his office to characterize other people in such a fashion, especially when it makes it appear that to differ on a point of view is tantamount to committing a criminal act.

"Mr. President, I have had the unpleasant task of speaking with people who are under the impression that simply because we were attempting to defend this document, the Constitution of the State of Hawaii, the basis upon which all of us exist in this body and to which all of us has sworn an oath to uphold, that to merely have a view concerning the privacy and the rights of individuals and citizens of this community which is differentiated from that,

particularly of the City Prosecutor's Office, constitutes an attitude on my part or on the part of any other legislator who is concerned about it is being someone who promotes pornography? Someone who approves of sexual assault on children and gross acts of indecency and obscene behavior and that to have a concern about whether or not public morality and public policy can be balanced is to find one's self accused of wanting to promote that kind of activity? It is totally unfair.

"Anyone who reads the bill that we have put forward, Mr. President, will see that we have actually strengthened the pornography statute. No responsible legislator, no responsible person favors pornography. What is involved as I have indicated is the eternal tension between private morality and public policy.

"In the present instance, I do not think nor do those who have introduced the bill with me think that arresting young clerks or elderly people trying to supplement their incomes addresses the problem in any positive way.

"Mr. President, the present statute with respect to the promotion of pornography involves a discussion of the content and character of the material involved. Even the prosecutor would have to admit, one need only read through some of the literature on pornography in the law to know that sexual activity in and of itself is not obscene. Unfortunately, there are some people who believe that it is. That is their right. They can have that view but the law does not say that. The law says that in order for something to be pornographic or judged obscene it must meet certain tests of the law. This bill does not propose to dispute that, on the contrary, it seeks to get rid of the present ambiguity with respect to content and character so that we can have reasonable dialogue among reasonable people. Not to try to protect criminal action.

"What it does, Mr. President, in short, is incorporate the obscenity law into the

promotion of pornography law, thus, strengthening the law and I fully expect the City Prosecutor's Office to be in the Judiciary chairman's hearing when this bill comes up testifying in favor of this bill. If the Prosecutor's Office does not testify in favor of this bill we will know what the true purpose of all of this alleged concern about pornography is, a political agenda separate and apart from upholding the law.

"We have provided in this bill an opportunity for people not to be arrested and then find out whether they have committed a crime. We have provided an opportunity for due process to take place to enable us to get a finding of probable cause and if someone then disputes it they can take it to court.

"Mr. President, this provides a methodology to protect our citizens and to provide an opportunity for the Prosecutor's Office, on Oahu at least, not to have to act as a censor but to act as an enforcer of law.

"I will not take further opportunity today to comment on its content other than to say that I feel that it is very unfortunate for people to try and stir up people's fears and anxieties and to categorize the content of a bill before it even appears and I think that any judicious person, someone who does not have, as I have indicated, a separate political agenda, will find that this is reasonable; that this strengthens the law; and this answers all the questions with respect to privacy and seeing to it that our citizenry is not harassed.

"Thank you."

Senator Cobb, at this time, introduced to the members of the Senate an assistant to the City Prosecutor, Mr. Rick Reed.

ADJOURNMENT

At 11:55 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 5, 1986.

SIXTEENTH DAY

Wednesday, February 5, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:36 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend John Norris, Executive Director, The Hawaii Council of Churches, after which the Roll was called showing all Senators present with the exception of Senator Abercrombie who was excused.

The President announced that he had read and approved the Journal of the Fifteenth Day.

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

Senator Toguchi introduced Lana Mito, the Student Activities Coordinator at Moanalua High School, and her students from the Executive Council for Student Associations and Leadership Training: John Kirk, Rayna Sakamoto, Janice Higashi and Dan Patterson.

Senator Holt introduced his friend, Karl Lorch, a former graduate of the Kamehameha Schools. He attended the University of Southern California, played football for the Hawaiians and the Washington Redskins, and currently plays in the USFL for the Arizona Wranglers.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 14 and 15) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 114, transmitting a report prepared by the Governor's Agriculture Coordinating Committee in response to S.R. No. 150 (1985) - Requesting Studies to Determine the Appropriate Footage and Feasibility of Providing Buffer Zones between Residential Lots or Hotels and Farming Operations, was referred to the Committee on Agriculture.

Gov. Msg. No. 115, transmitting reports prepared by the Department of Health in response to the following:

H.R. No. 52 (1985) - "Five-Year Hazardous Waste Management Plan"; and

H.R. No. 53 (1985) - "Hazardous Waste Management Among State Agencies in Hawaii,"

was referred to the Committee on Health.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 38 from the Office of the Legislative Auditor, transmitting a report, "Financial Audit of the Department of Labor and Industrial Relations," prepared with Peat, Marwick, Mitchell & Co., was read by the Clerk and was referred to the Committee on Labor and Employment.

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 6, 1986.

SEVENTEENTH DAY

Thursday, February 6, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:37 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Daniel R. Stewart, Lt. Commander, United States Navy, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Sixteenth Day.

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

Senator Chang, on behalf of Senator Cayetano and himself, introduced radio personality and news columnist Mr. Larry Price.

Senator George, at this time, read portions of a Senate Certificate recognizing Kaneohe Marine Corps Air Station (KMCAS): "... in competition with military installations across the nation won two extremely prestigious awards ... they won the U.S. Department of Defense Environmental Quality Award and also won the Secretary of Defense Natural Resources Conservation Award"

Senator George then introduced the following individuals associated with KMCAS: Colonel Robert P. Rogers, Commanding Officer; Colonel Charles Robinson, former Commanding Officer; Lt. Colonel Richard G. Wilmes, Director of the Facilities Department; Mr. Mel Yoshinaga, Deputy Director of the Facilities Department; Navy Lieutenant Randall Hoffman, head of the Facilities Planning Department; Dr. Diane Drigot, Station Environmental Specialist; accompanied by Mrs. Joan Robinson, wife of Colonel Robinson; Captain Bill Clemens, Band Master of the Marine Corps Band, and some of the members of the band who were sitting in the gallery.

Colonel Rogers and Colonel Robinson were presented the Senate Certificate by Senator George and Senators A. Kobayashi and Young presented them with leis.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:46 o'clock a.m. with the Vice President presiding.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 116, transmitting a draft of

a Senate Concurrent Resolution authorizing the Department of Land and Natural Resources to dispose, by way of an easement, certain government submerged land off-shore of Kailua-Kona, Hawaii, for a mooring anchor for a fishing platform (vessel), was read by the Clerk and was referred to the Committee on Economic Development.

STANDING COMMITTEE REPORT

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 14-86) recommending that Senate Resolution No. 23 be adopted.

Senator Solomon then moved that Stand. Com. Rep. No. 14-86 be adopted and S.R. No. 23 be adopted, seconded by Senator Chang.

Senator Abercrombie then rose to inquire:

"Mr. Vice President, is my understanding correct that this is a suggestion to be given to the Board of Regents and that it will be taken under consideration with respect to how this naming might take place and what appropriate circumstances, is that a fair assessment?"

The Chair posed the question to Senator Solomon to which Senator Solomon replied:

"Yes, Mr. Vice President, that is the purpose of the resolution."

The motion was put by the Chair, Stand. Com. Rep. No. 14-86 was adopted and S.R. No. 23, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO NAME THE UNIVERSITY'S MAUNA KEA OBSERVATORY FACILITIES IN MEMORY AND HONOR OF ELLISON SHOJI ONIZUKA," was adopted.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair then made the following re-referral of bills that were introduced on January 31, 1986:

Senate Bill	Referred to:
No. 1937-86	Jointly to the Committee on Government Operations and the Committee on Housing and Community Development
No. 1946-86	Committee on Committee on Economic Development, then to the Committee on Ways and Means

No. 2418-86 Committee on Labor and Employment, then to the Committee on Ways and Means

No. 2467-86 Committee on Education

Senator Wong then rose on a point of personal privilege and remarked:

"Mr. Vice President, I want to take this opportunity to clarify any allegations concerning my support for a state lottery.

"As I understand it, at a House hearing yesterday, Mr. Rick Reed stated that I had a 'self-serving' interest in establishing a lottery here in Hawaii because of my involvement with a company that operates the Guam lottery.

"Mr. Vice President, nothing can be further from the truth. I have always supported a state-operated lottery. I have never been in favor of letting the lottery be operated by any private firm, which is the case in Guam.

"My interest in establishing a state-operated lottery dates back to 1973 when I was in the House of Representatives. The lottery bills that I've introduced over the years are as follows: 1973 - House Bill 1889; 1982 - Senate Bill 2555; 1983 - Senate Bill 100; 1985 - Senate Bill 243 and Senate Bill 495.

"All these bills provide for a state-operated lottery through a duly established lottery commission, the commission being a state agency. Nowhere do these bills provide for contracting out

the operations of the lottery. The only involvement by private companies would be by retail stores that would be selling the tickets.

"My interest in the lottery preceded my association with Syncap. Furthermore, even though I do consulting work for Syncap, I have never been in favor of letting a private company run our state lottery. Under any of the bills I have proposed, neither Syncap or any other company would run our state lottery. There is no self-serving interest, period. I think the record is clear.

"I spoke to Mr. Reed yesterday and explained my legislative record on the lottery. He apologized for his remarks and indicated to me that it was not his intent to say anything malicious about me. I accepted his apology; I'm prepared to believe that his reference to me was due to misinformation on his part.

"However, just in case there is any misinformation or misunderstanding out in the community, I do want to take this opportunity to set the record straight. I am for a state-operated lottery. I am against a privately-operated lottery. Neither I nor any company I am associated with will be involved in the actual running of the lottery, should that become a reality.

"Thank you very much."

ADJOURNMENT

At 11:56 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 7, 1986.

EIGHTEENTH DAY

Friday, February 7, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:35 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Sister Angela Faustina, St. Philomena's Church, after which the Roll was called showing all Senators present with the exception of Senators Chang and Holt who were excused.

The President announced that he had read and approved the Journal of the Seventeenth Day.

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

Senator Cayetano introduced a group of seventy-five fifth and sixth grade students from August Ahrens School, accompanied by their teachers, Ms. Leticia Welch and Mrs. Barbara Tamashiro.

Senator Kuroda introduced the Honorable Bryan Vaughn of New South Wales, Australia, a member of the Legislative Council (of Parliament), and Mr. Max Bamman, a retired Quantas Airlines captain, formerly of Australia.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 39 and 40) were read by the Clerk and were disposed of as follows:

Dept. Com. No. 39 from the Family Court of the First Circuit, transmitting a final report in response to S.R. No. 166 (1985) - Requesting the Convening of the Hawaii Congress on Family Law to Study the Laws Relating to the Family and Family Relationships, was referred to the Committee on Judiciary.

Dept. Com. No. 40 from the Department of Planning and Economic Development, transmitting the "1985 State of Hawaii Data Book; a Statistical Abstract," was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 6 to 9) were read by the Clerk and were disposed of as follows:

S.C.R. No. 6, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF AN AD HOC VETO COMMITTEE TO REVIEW GUBERNATORIAL VETOES," was offered by Senators A. Kobayashi, Matsuura, Machida, Cayetano and Abercrombie.

By unanimous consent, S.C.R. No. 6 was

referred to the Committee on Legislative Management.

S.C.R. No. 7, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESSIONAL ACTION TO EXEMPT MATURED MONEY MARKET CERTIFICATES AS PREFERENTIAL TRANSFERS IN BANKRUPTCY PROCEEDINGS," was offered by Senators A. Kobayashi, Abercrombie, Machida, Chang and Cayetano.

By unanimous consent, S.C.R. No. 7 was referred to the Committee on Judiciary.

S.C.R. No. 8, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON A HAZARDOUS WASTE DISPOSAL SITE FOR HAWAII," was offered by Senators A. Kobayashi, Chang, Machida, Cayetano and Abercrombie.

By unanimous consent, S.C.R. No. 8 was referred to the Committee on Health.

S.C.R. No. 9, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," was offered by Senator Solomon, by request.

By unanimous consent, S.C.R. No. 9 was referred to the Committee on Judiciary.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 29 to 32) were read by the Clerk and were disposed of as follows:

S.R. No. 29, entitled: "SENATE RESOLUTION REQUESTING THE APPOINTMENT OF AN AD HOC VETO COMMITTEE TO REVIEW GUBERNATORIAL VETOES," was offered by Senators A. Kobayashi, Matsuura, Machida, Cayetano, Abercrombie and Chang.

By unanimous consent, S.R. No. 29 was referred to the Committee on Legislative Management.

S.R. No. 30, entitled: "SENATE RESOLUTION REQUESTING CONGRESSIONAL ACTION TO EXEMPT MATURED MONEY MARKET CERTIFICATES AS PREFERENTIAL TRANSFERS IN BANKRUPTCY PROCEEDINGS," was offered by Senators A. Kobayashi, Abercrombie, Machida, Chang and Cayetano.

By unanimous consent, S.R. No. 30 was

referred to the Committee on Judiciary.

S.R. No. 31, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON A HAZARDOUS WASTE DISPOSAL SITE FOR HAWAII," was offered by Senator A. Kobayashi, Chang, Machida, Cayetano and Abercrombie.

By unanimous consent, S.R. No. 31 was referred to the Committee on Health.

S.R. No. 32, entitled: "SENATE RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," was offered by Senator Solomon, by request.

By unanimous consent, S.R. No. 32 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 15-86) recommending that Senate Bill No. 1496-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 1496-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 10, 1986.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 16-86) recommending that Senate Bill No. 1495-86, as amended in S.D. 1, pass Second Reading and be referred to the

Committee on Ways and Means.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 1495-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 17-86) recommending that Senate Bill No. 1595-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 1595-86, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 10, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 18-86) recommending that Senate Bill No. 1965-86, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Ways and Means.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 1965-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading and was recommitted to the Committee on Ways and Means.

ADJOURNMENT

At 11:45 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, February 10, 1986.

NINETEENTH DAY

Monday, February 10, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:38 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Sister Joan Chatfield, Maryknoll Order, after which the Roll was called showing all Senators present with the exception of Senators Machida, McMurdo, Mizuguchi and Solomon who were excused.

The Chair announced that he had read and approved the Journal of the Eighteenth Day.

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

Senator Hee introduced a group of 55 students from Kailua Intermediate School and their teacher Ms. Shirley Abe.

Senator Chang then rose to make the following introduction and remarked:

"Mr. Vice President, most of you are already aware that we have entered a new year under the lunar calendar. In celebration of the occasion we have invited several honored members of the Chinese community to share with us the commemoration of the Year of the Tiger.

"I'd like to introduce, first, in keeping with Chinese tradition and the veneration of our revered family members, the model Chinese father and mother of the year. The Model Chinese Mother of the Year is Eunice Lum Fung and the Model Chinese Father of the Year is Yet Kui Ho. They are escorted by Mr. George Yuen, president of the United Chinese Society.

"Also with us this morning is the person who has been selected as the recipient of the Chinatown Community Service Award by the Chinatown Merchants Association for his active role in the Aloha Week parade and pageant and 'Night in Chinatown' celebration. Various other community groups are recognizing his many years of dedication and leadership and service to the Hawaii community, Mr. Larry Ing. Mr. Ing is escorted by Mr. Frank Seto, president of the Chinatown Merchants Association.

"And finally, Mr. Vice President, the Chinese Chamber of Commerce has once again selected beautiful women of Chinese ancestry in the 37th Annual Narcissus Queen Pageant. These women represent beauty, poise, personality and talent in Hawaii's young Chinese women. They also symbolize the commencement of the Chinese New Year.

"Members of the Senate, I would like to introduce to you at this time the 1986 Narcissus Queen and court. First, Queen Lisa Ontai; First Princess Toni Chun; Second Princess Yvette Yuen; Third Princess Anita Chun; and Fourth Princess Debra Chun. They are escorted by Mr. Walter Chang, general chairman of the 37th Narcissus Festival, and Mr. Eddie Au, vice president of the Chinese Chamber of Commerce.

"As is our custom, we have provided each member of the Senate with a commemorative booklet for the Narcissus Pageant and we have flowers for our honorees this morning, donated by Cookie Suinn, owner of Cookie's World of Flowers. Suffice to say, we are very appreciative of her contribution to our ceremony this morning."

The honorees rose to be recognized and were presented with the respective Senate Certificate by Senator Chang and leis by Senators Aki, Cobb, Fernandes Salling, Kawasaki, A. Kobayashi, B. Kobayashi and Young.

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

The Senate reconvened at 11:51 o'clock a.m.

At this time, the Chair invited the 1986 Narcissus Queen Lisa Ontai to the rostrum and she addressed the members of the Senate as follows:

"I would first like to say to all of you, 'Kung Hee Fat Choy' — Happy New Year! For myself and all the princesses, we'd like to wish all of you a very Happy and Prosperous New Year.

"We feel very honored to be here today. It's been a real treat for us and it's been a real exciting experience, actually, as none of us have done anything like this before. We are all looking forward to a very exciting year.

"We are representing the Chinese community and when we go to China we want to show them a little of the Aloha spirit that we all have here. Thank you."

Senator Yamasaki then introduced Mr. David Aronofsky of Washington, D.C., who is the United States Legal Council for the African Development Bank, and who will be presenting testimony in the Ways and Means Committee on investments in the African Development Bank.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 117 to 119) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 117, transmitting a progress report on the project of recodifying the Hawaii Insurance Code, Chap. 431, HRS, prepared by the Insurance Division, Department of Commerce and Consumer Affairs, pursuant to Sec. 184, Act 300, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 118, transmitting a report, "Proceedings, Governor's Tourism Congress, December 10 and 11, 1984," in response to S.R. No. 50 (1984) and H.R. No. 66 (1984), was referred to the Committee on Tourism and Recreation.

Gov. Msg. No. 119, transmitting the 1985 State Functional Plans Progress Report, in response to the following concurrent resolutions:

H.C.R. No. 37 (1985) - State Agriculture Functional Plan, prepared by the Department of Agriculture;

H.C.R. No. 24 (1984) - State Conservation Lands Functional Plan, prepared by the Department of Land and Natural Resources;

H.C.R. No. 38 (1985) - State Education Functional Plan;

H.C.R. No. 27 (1984) - State Energy Functional Plan, prepared by the Department of Planning and Economic Development;

H.C.R. No. 21 (1984) - State Health Functional Plan, prepared by the Department of Health;

H.C.R. No. 30 (1984) - State Higher Education Functional Plan, prepared by the University of Hawaii;

H.C.R. No. 25 (1984) - State Historic Preservation Functional Plan, prepared by the Department of Land and Natural Resources;

H.C.R. No. 28 (1984) - State Housing Functional Plan, prepared by the Hawaii Housing Authority;

H.C.R. No. 23 (1984) - State Recreation Functional Plan, prepared by the Department of Land and Natural Resources;

H.C.R. No. 26 (1984) - State Tourism Functional Plan, prepared by the Department of Planning and Economic

Development;

H.C.R. No. 29 (1984) - State Transportation Functional Plan, prepared by the Department of Transportation; and

H.C.R. No. 22 (1984) - State Water Resources Development Functional Plan, prepared by the Department of Land and Natural Resources,

was referred to the Committee on Economic Development.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 10 and 11) were read by the Clerk and were disposed of as follows:

S.C.R. No. 10, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE SCHOOL REPAIR AND MAINTENANCE SYSTEM," was offered by Senators Toguchi, Solomon, Abercrombie, Fernandes Salling, Hagino, George, Soares, Kuroda, Kawasaki, Holt, Hee, B. Kobayashi, Matsuura, Henderson, McMurdo, Aki, Young, A. Kobayashi, Chang, Cayetano, Cobb, Mizuguchi, Yamasaki, Machida and Wong.

By unanimous consent, S.C.R. No. 10 was referred to the Committee on Education.

S.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING STATE AGENCIES TO DIVEST STATE MONEYS FROM SOUTH AFRICAN INVESTMENTS," was offered by Senators Wong, Hagino, Machida, Abercrombie, Hee, Cayetano, Cobb, A. Kobayashi, Young, Matsuura and Chang.

By unanimous consent, S.C.R. No. 11 was referred to the Committee on Government Operations.

SENATE RESOLUTION

S.R. No. 33, entitled: "SENATE RESOLUTION ENCOURAGING THE REQUIREMENT OF FOREIGN LANGUAGE STUDY IN THE SCHOOLS," was offered by Senators Wong, Hagino, Machida, Abercrombie, Hee, Soares, Cayetano, A. Kobayashi, Young and Chang, and was read by the Clerk.

By unanimous consent, S.R. No. 33 was referred to the Committee on Education.

ORDER OF THE DAY

THIRD READING

Senate Bill No. 1496-86, S.D. 1:

By unanimous consent, action on S.B. No. 1496-86, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO GEOTHERMAL ENERGY," was deferred until Tuesday, February 11, 1986.

February 11, 1986.

ADJOURNMENT

Senate Bill No. 1595-86:

By unanimous consent, action on S.B. No. 1595-86, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE," was deferred until Tuesday,

At 11:57 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, February 11, 1986.

TWENTIETH DAY

Tuesday, February 11, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:48 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Bishop Ryokan Nakamura of the Jodo Mission of Hawaii, after which the Roll was called showing all Senators present with the exception of Senators Holt, Machida, Mizuguchi and Young who were excused.

The President announced that he had read and approved the Journal of the Nineteenth Day.

The following introduction was made to the members of the Senate:

Senator Chang introduced a seventh and eighth grade social studies class from Central Intermediate School, accompanied by their instructor, Ted Anastopoulos.

HOUSE COMMUNICATION

Hse. Com. No. 5, transmitting House Concurrent Resolution No. 39 which was adopted by the House of Representatives on February 10, 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. 39, relating to the Regular Session of 1986 mandatory recess, was adopted.

STANDING COMMITTEE REPORTS

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 19-86) recommending that Senate Bill No. 1023, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Judiciary.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 1023, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," passed First Reading and was recommitted to the Committee on Judiciary.

Senator Cobb, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 20-86) recommending that Senate Bill No. 1033, as amended in S.D. 1, pass First Reading and be

recommitted to the Committee on Labor and Employment.

On motion by Senator Cobb, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 1033, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed First Reading and was recommitted to the Committee on Labor and Employment.

ORDER OF THE DAY

THIRD READING

MATTERS DEFERRED FROM
MONDAY, FEBRUARY 10, 1986

Senate Bill No. 1496-86, S.D. 1:

By unanimous consent, action on S.B. No. 1496-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY," was deferred until Thursday, February 20, 1986.

Senate Bill No. 1595-86, S.D. 1:

On motion by Senator Matsuura, seconded by Senator Aki and carried, S.B. No. 1595-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Holt, Machida, Mizuguchi and Young).

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o'clock p.m.

At this time, the Chair introduced to the members of the Senate, Mr. Richard Ho, a former state representative, who had returned from the Mainland.

ADJOURNMENT

At 12:05 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., Thursday, February 20, 1986.

TWENTY-FIRST DAY

Thursday, February 20, 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 Rabbi Arnold Magid of Temple Emanu-El, after which the Roll was called showing all Senators present with the exception of Senators Abercrombie and Chang who were excused.

The President announced that he had read and approved the Journal of the Twentieth Day.

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

Senator Cobb, on behalf of Senator Soares and himself, introduced Joy Furukawa and Janice Nakamura, 7th grade students from Niu Valley Intermediate School.

Senator Hagino introduced a group of 13 ladies who are members of the Wheeler Air Force Base Officers' Wives Club.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 120 to 191) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 120, transmitting a report prepared by the Governor's Agriculture Coordinating Committee in response to S.R. No. 41 (1985), requesting a study relating to deregulation of interisland barge service, was referred jointly to the Committee on Agriculture and the Committee on Transportation.

Gov. Msg. No. 121, transmitting the Annual Report of the Governor's Agriculture Coordinating Committee, FY 1984-1985, pursuant to Sec. 164-3, HRS, was referred to the Committee on Agriculture.

Gov. Msg. No. 122, transmitting a report, "Port Hawaii, A Plan to Promote Hawaii's Commercial Harbors," in response to S.R. No. 153 (1985), presented to the Harbors Division, Department of Transportation, in conjunction with the Department of Planning and Economic Development and the Chamber of Commerce of Hawaii, by Reed Kaina Schaller Advertising, Inc., was referred to the Committee on Transportation.

Gov. Msg. No. 123, transmitting the 1984-1985 Annual Report presented by the Hawaii Labor Relations Board (formerly Hawaii Public Employment Relations Board), pursuant to Sec. 89-5, HRS, was

referred to the Committee on Labor and Employment.

Gov. Msg. No. 124, transmitting a report, "Student Housing Development Feasibility Study," prepared by Wilson Okamoto & Associates, Inc., for the University of Hawaii in response to Sec. 141, Act 300 (1985), was referred to the Committee on Ways and Means.

Gov. Msg. No. 125, transmitting the "1986 Report on the Investigations of Manoa Finance Company and Great Hawaiian Financial Corporation," prepared by the Department of the Attorney General, in response to H.R. No. 404 (1985), was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 126, transmitting the Annual Report for Fiscal Year 1984-1985 of the Public Utilities Commission, was referred to the Committee on Economic Development.

Gov. Msg. No. 127, transmitting the "State Plan Policy Council Progress Report on Activities Conducted in Furtherance of the Hawaii State Plan," pursuant to Sec. 226-63, HRS, was referred to the Committee on Economic Development.

Gov. Msg. No. 128, transmitting the "Report to the Real Estate Commission, State of Hawaii, Mandatory Continuing Education for Real Estate Licensees," prepared by the Social Science Research Institute, University of Hawaii at Manoa, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 129, transmitting the Annual Report, 1985, of the Department of Personnel Services, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 130, transmitting the 1985 Annual Report of the Department of Planning and Economic Development, was referred to the Committee on Economic Development.

Gov. Msg. No. 131, submitting for consideration and confirmation to the Advisory Committee on Flowers and Foliage, the nomination of Lelan C. Nishek, term to expire June 30, 1990, was referred to the Committee on Agriculture.

Gov. Msg. No. 132, submitting for consideration and confirmation to the Board of Public Accountancy, the nominations of Walter T.Y. Lau and Manuel R. Sylvester, terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 133, submitting for consideration and confirmation to the Board of Barbers, the nomination of Donald F. Kaye, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 134, submitting for consideration and confirmation to the Boxing Commission, the nomination of Clifford Tamura, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 135, submitting for consideration and confirmation to the Board of Chiropractic Examiners, the nomination of John T. Rathjen, D.C., term to expire June 30, 1990, referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 136, submitting for consideration and confirmation to the Contractors License Board, the nomination of Marvin Sagum, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 137, submitting for consideration and confirmation to the Board of Cosmetology, the nomination of Esther C. Izu, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 138, submitting for consideration and confirmation to the Credit Union Review Board, the nomination of Patrick Petti, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 139, submitting for consideration and confirmation to the Board of Dental Examiners, the nominations of Walter A. Lichota, D.D.S., and Howard K. Miyamoto, D.D.S., terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 140, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nominations of Herbert K. Endo and K. David Malama, terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 141, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of John Lopes, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 142, submitting for consideration and confirmation to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape

Architects, the nomination of Jerry Michael Hiatt, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 143, submitting for consideration and confirmation to the Board of Massage, the nomination of Edson Hoo, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 144, submitting for consideration and confirmation to the Board of Medical Examiners, the nomination of Marion L. Hanlon, M.D., term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 145, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nominations of Clyde Akina and John T. Komeiji, terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 146, submitting for consideration and confirmation to the Board of Examiners in Naturopathy, the nomination of Rodney Chun, N.D., term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 147, submitting for consideration and confirmation to the State Board of Nursing in Naturopathy, the nominations of Adele Mitchell, Dorothy Ann Park, Josephine Duvauchelle and Violet L. Nakamura, terms to expire June 30, 1989, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 148, submitting for consideration and confirmation to the Board of Examiners of Nursing Home Administrators, the nominations of Janet M. Hirata and Clifford E. Miller, Jr., terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 149, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of Dennis Kuwabara, O.D., term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 150, submitting for consideration and confirmation to the Board of Certification for Practicing Psychologists, the nomination of Joal A. Dunston, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 151, submitting for

consideration and confirmation to the Board of Radiologic Technologists, the nomination of Akira Tanaka, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 152, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of Moses Kealoha, term to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 153, submitting for consideration and confirmation to the Land Use Commission, the nominations of Winona Rubin, Lawrence Chun and Frederick P. Whittemore, terms to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 154, submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, County of Hawaii, the nomination of Gerald H. Kang, term to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 155, submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, County of Maui, the nominations of Stanley Y. Oshima and Edwin K. Yokouchi, terms to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 156, submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, County of Kauai, the nominations of Glenn Y. Ikemoto and Herbert H. Honjo, terms to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 157, submitting for consideration and confirmation to the Board of Directors, High Technology Development Corporation, the nominations of Thomas Moore and Kwock Tim Yee, terms to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 158, submitting for consideration and confirmation to the Education Commission of the States, the nomination of Emiko Kudo, term to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 159, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nominations of Antoinette Lee, Rufina Molaka-Lee, Edith Bandmann and Gwendolyn Joseph, terms to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 160, submitting for consideration and confirmation to the Library Advisory Commission, City and County of Honolulu, the nomination of Ethelreda R. Kahalewai, term to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 161, submitting for consideration and confirmation to the Library Advisory Commission, County of Maui, the nomination of Alyce B. Haines, term to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 162, submitting for consideration and confirmation to the Library Advisory Commission, County of Kauai, the nomination of Arlene M. Waiamau, term to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 163, submitting for consideration and confirmation to the Board of Health, the nominations of Roger B. Brault, M.D., and Doris Segal Matsunaga, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 164, submitting for consideration and confirmation to the Honolulu Subarea Health Planning Council, the nominations of Judith A. Naniolo and Francis Okita, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 165, submitting for consideration and confirmation to the Central Oahu Subarea Health Planning Council, the nomination of Alan Yoshida, term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 166, submitting for consideration and confirmation to the Windward Oahu Subarea Health Planning Council, the nomination of Claudette G. Mulder, term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 167, submitting for consideration and confirmation to the Waianae Coast Subarea Health Planning Council, the nomination of Robert K. Mole, term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 168, submitting for consideration and confirmation to the Maui County Subarea Health Planning Council, the nominations of Herbert Nakasone, Judith Mikami, Mamoru Tofukuji, M.D., Bert Ken Akitake, M.D., and Richard Higashi, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 169, submitting for consideration and confirmation to the State Planning Council on Developmental

Disabilities, the nominations of Jo-Alyce Peterson, Ph.D., and Thomas Culbertson, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 170, submitting for consideration and confirmation to the State Emergency Medical Services Advisory Committee, the nominations of Peter Halford, M.D., and Eugene K. Kawaguchi, M.D., terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 171, submitting for consideration and confirmation to the Environmental Council, the nominations of Kenneth Ishizaki, Wallace Miyahira, Bert Y. Kimura, Ph.D., and R. Chris Jansen, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 172, submitting for consideration and confirmation to the Commission on the Handicapped, the nominations of Eloise Wetherall, Paula Purington and Josephine G. Epstein, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 173, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, the nomination of Jean L.J. Lum, Ph.D., term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 174, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Maui County Hospital System, the nomination of Herbert H. Sakakihara, term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 175, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Kauai County Hospital System, the nominations of Ludvina Takahashi and Jose S.L. Valencia, M.D., terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 176, submitting for consideration and confirmation to the Technical Advisory Committee on Pesticides, the nominations of Kazu Hayashida and James Nakatani, terms to expire June 30, 1990 or upon expiration of the board, whichever occurs sooner, was referred to the Committee on Health.

Gov. Msg. No. 177, submitting for consideration and confirmation to the Board of Regents, University of Hawaii, the nomination of Kenneth N. Kato, term to expire June 30, 1990, was referred to the Committee on Higher Education.

Gov. Msg. No. 178, submitting for consideration and confirmation to the Western Interstate Commission for Higher Education (WICHE), the nomination of Charles T. Akama, term to expire June 30, 1990, was referred to the Committee on Higher Education.

Gov. Msg. No. 179, submitting for consideration and confirmation to the Board of Social Services and Housing, the nominations of Beppie Shapiro and Marilyn Jean Wong, terms to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 180, submitting for consideration and confirmation to the Advisory Council for Children and Youth, the nomination of Jerry S. Hashimoto, term to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 181, submitting for consideration and confirmation to the Child Abuse and Neglect Secondary Prevention Advisory Committee, the nominations of Frances D. Riggs, M.D., and Beverly Lee, terms to expire June 30, 1989, was referred to the Committee on Human Services.

Gov. Msg. No. 182, submitting for consideration and confirmation to the Commission on the Status of Women, the nominations of Elsie Hirai, Sharon N. Chiba, Lois J. Evora and Joan L. Husted, terms to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 183, submitting for consideration and confirmation to the Board of Vocational Rehabilitation, the nominations of Laura Y. Chock and Sally Ann Price, terms to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 184, submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, the nomination of John A. Chanin, term to expire June 30, 1990, was referred to the Committee on Judiciary.

Gov. Msg. No. 185, submitting for consideration and confirmation to the Board of Registration, Maui, Molokai, Lanai and Kahoolawe, the nomination of Gertrude K.P. Frantz, term to expire June 30, 1990, was referred to the Committee on Judiciary.

Gov. Msg. No. 186, submitting for consideration and confirmation to the Civil Service Commission, the nomination of Clarence M. Takashima, term to expire June 30, 1990, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 187, submitting for consideration and confirmation to the

Advisory Commission on Employment and Human Resources, the nominations of William Yamada, William F. Murray, Ed.D., and Rowena Blaisdell, terms to expire June 30, 1989, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 188, submitting for consideration and confirmation to the Commission on Transportation, the nominations of A. Duane Black and Jack Richardson, terms to expire June 30, 1990, was referred to the Committee on Transportation.

Gov. Msg. No. 189, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of Keith T. Burley, term to expire June 30, 1990, was referred to the Committee on Transportation.

Gov. Msg. No. 190, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of Arthur T. Kobayashi, O.D., term to expire June 30, 1990, was referred to the Committee on Transportation.

Gov. Msg. No. 191, transmitting a report prepared by the Department of Social Services and Housing in response to H.R. No. 269 (1985), Requesting the Department of Social Services and Housing to Report on the Feasibility of Expanding the Availability of Health Care Plans under Medicaid, was referred to the Committee on Human Services.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 41 to 43) were read by the Clerk and were disposed of as follows:

Dept. Com. No. 41 from the Department of Health, transmitting a report in response to S.R. No. 147 (1984), Relating to the Establishment of a Commission to Review Chapter 326, HRS, Relating to Hansen's Disease and Rules and Regulations of Public Health Policy Appertaining to Hansen's Disease, was referred to the Committee on Health.

Dept. Com. No. 42 from the Office of the Administrative Director of the Courts, transmitting the Legislative Program of the Judiciary, State of Hawaii, for the 1986 Session, was referred to the Committee on Judiciary.

Dept. Com. No. 43 from the Office of the Legislative Auditor, transmitting Report No. 86-13, "Financial Audit of the Department of Hawaiian Home Lands," pursuant to Sec. 23-4, HRS, prepared with Coopers & Lybrand, was referred to the Committee on Economic Development.

HOUSE COMMUNICATION

Hse. Com. No. 6, transmitting House Bill No. 1974-86 which passed Third Reading in the House of Representatives on February 11, 1986, was read by the Clerk and was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1974-86, entitled: "A BILL FOR AN ACT RELATING TO ISSUANCE OF SUMMONS AND CITATION," passed First Reading by title and was referred to the Committee on Agriculture.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 12 to 15) were read by the Clerk and were disposed of as follows:

S.C.R. No. 12, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DEVELOP AND CONDUCT TESTS ON PILOT EDUCATIONAL PROGRAMS RELATED TO ESTABLISHING A PACIFIC/ASIAN FOCUS," was offered by Senators Holt, Machida, Chang, Cayetano, Hagino, A Kobayashi, Toguchi, Matsuura, Soares, Abercrombie, George, Yamasaki and Solomon.

By unanimous consent, S.C.R. No. 12 was referred to the Committee on Higher Education.

S.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING STATE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUPPORT 'MAIN STREET HAWAII'," was offered by Senators Kuroda, Aki, Machida, Hagino, Yamasaki, Cayetano, B. Kobayashi, Toguchi, Matsuura, Cobb, Soares, Henderson, Hee, Fernandes Salling, Young and George.

By unanimous consent, S.C.R. No. 13 was referred jointly to the Committee on Economic Development and the Committee on Tourism and Recreation.

S.C.R. No. 14, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A PLAN TO PERMIT LESSEES OF AGRICULTURAL LANDS TO REMAIN ON SUCH LANDS BY PURCHASE OR LEASE," was offered by Senators Hee and Toguchi.

By unanimous consent, S.C.R. No. 14 was referred jointly to the Committee on Agriculture and the Committee on Economic Development.

S.C.R. No. 15, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING THE FEDERAL HIGHWAY ADMINISTRATION REGION NINE, HAWAII DIVISION IN CONSULTATION WITH THE STATE HISTORIC PRESERVATION OFFICER TO REQUEST A DETERMINATION OF ELIGIBILITY OF THE LULUKU UPLAND AGRICULTURAL SYSTEM COMPLEX FROM THE SECRETARY OF THE INTERIOR FOR LISTING ON THE NATIONAL REGISTER OF HISTORIC PLACES AND REQUESTING THE FEDERAL AGENCY TO SEEK COMMENTS FROM THE ADVISORY COUNCIL ON HISTORIC PRESERVATION IN ACCORDANCE WITH SECTION 106 OF THE NATIONAL HISTORIC PRESERVATION ACT," was offered by Senator Hee.

By unanimous consent, action on S.C.R. No. 15 was deferred until Friday, February 21, 1986.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 34 to 35) were read by the Clerk and were disposed of as follows:

S.R. No. 34, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DEVELOP AND CONDUCT TESTS ON PILOT EDUCATIONAL PROGRAMS RELATED TO ESTABLISHING A PACIFIC/ASIAN FOCUS," was offered by Senators Holt, Machida, Cayetano, Hagino, A. Kobayashi, Toguchi, Matsuura, Soares, Abercrombie, George, Yamasaki, Solomon and Chang.

By unanimous consent, S.R. No. 34 was referred to the Committee on Higher Education.

S.R. No. 35, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE PROGRAM PLANNING AND BUDGETING FORMAT," was offered by Senators Holt, George, Abercrombie, Cayetano and Yamasaki.

By unanimous consent, S.R. No. 35 was referred to the Committee on Ways and Means, then to the Committee on Legislative Management.

S.R. No. 36, entitled: "SENATE RESOLUTION REQUESTING STATE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUPPORT 'MAIN STREET HAWAII'," was offered by Senators Kuroda, Aki, Machida, Hagino, Yamasaki, Cayetano, B. Kobayashi, Toguchi, Matsuura, Cobb, Soares, Henderson, Hee, Fernandes Salling, Young and George.

By unanimous consent, S.R. No. 36 was referred jointly to the Committee on Economic Development and the Committee on Tourism and Recreation, then to the

Committee on Legislative Management.

STANDING COMMITTEE REPORTS

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 21-86) recommending that Senate Bill No. 1522-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1522-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 22-86) recommending that Senate Bill No. 1504-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1504-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 23-86) recommending that Senate Bill No. 1609-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1609-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 24-86) recommending that Senate Bill No. 1548-86, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1548-86, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 25-86) recommending that Senate Bill No. 1842-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1842-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM RIGHTS OF THE TERMINALLY ILL ACT," passed Second Reading and was referred to the Committee on Judiciary.

Senator B. Kobayashi, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 26-86) recommending that Senate Bill No. 1521-86, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the majority of the Committee was adopted and S.B. No. 1521-86, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 27-86) recommending that Senate Bill No. 1617-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1617-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PURCHASE REAL PROPERTY ON WINDWARD OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 28-86) recommending that Senate Bill No. 1910-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1910-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII VETERANS HALL AND PEACE GARDEN AT AIEA BAY STATE RECREATION AREA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 29-86) recommending that Senate Bill No. 1959-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No.

1959-86, entitled: "A BILL FOR AN ACT RELATING TO THE TOURISM TRAINING COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 30-86) recommending that Senate Bill No. 2014-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2014-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DESIGN AND CONSTRUCTION FOR THE KAUNAKAKAI BASEBALL PARK, MOLOKAI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 31-86) recommending that Senate Bill No. 1614-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 1614-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE AND COUNTY PERSONNEL TRAINING AND FOR THE HIRING OF ADDITIONAL PERSONNEL TO EXPEDITE THE PROCESSING OF GEOTHERMAL ENERGY RESOURCE DEVELOPMENT PERMIT APPLICATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 32-86) recommending that Senate Bill No. 1678-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and 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," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 33-86) recommending that Senate Bill No. 994, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Higher Education.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading and was recommitted to the Committee on Higher Education.

ORDER OF THE DAY

THIRD READING

MATTER DEFERRED FROM
TUESDAY, FEBRUARY 11, 1986

Senate Bill No. 1496-86, S.D. 1:

By unanimous consent, S.B. No. 1496-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY," was recommitted to the Committee on Energy.

RE-REFERRAL OF A SENATE BILL

The President re-referred S.B. No. 994 (1985) to the Committee on Higher Education, then to the Committee on Ways and Means.

RE-REFERRAL OF SENATE BILLS

The President made the following re-referral of bills that were introduced:

Senate Bill	Referred to:	Committee on Ways and Means	Committee on Ways and Means
No. 1597-86 and Means	Committee on Ways	No. 1877-86 and Means	Committee on Ways
No. 1620-86 and Means	Committee on Ways	No. 1878-86 and Means	Committee on Ways
No. 1621-86 and Means	Committee on Ways	No. 1882-86 and Means	Committee on Ways
No. 1726-86 and Means	Committee on Ways	No. 1897-86 and Means	Committee on Ways
No. 1791-86 and Means.	Committee on Ways	No. 1898-86 and Means	Committee on Ways
No. 1817-86 and Means	Committee on Ways	No. 1900-86 and Means	Committee on Ways
No. 1850-86 and Means	Committee on Ways	No. 1905-86 and Means	Committee on Ways
No. 1851-86 and Means	Committee on Ways	No. 1916-86 and Means	Committee on Ways
No. 1867-86 and Means	Committee on Ways	No. 1926-86 and Means	Committee on Ways
No. 1870-86 and Means	Committee on Ways	No. 1956-86 and Means	Committee on Ways
No. 1871-86 and Means	Committee on Ways	No. 1970-86	Committee on Consumer Protection and Commerce, then jointly to the Committee on Judiciary and the Committee on Ways and Means
		No. 1973-86 and Means	Committee on Ways
		No. 1976-86 and Means	Committee on Ways
		No. 1977-86 and Means	Committee on Ways
		No. 1979-86 and Means	Committee on Ways
		No. 1980-86 and Means	Committee on Ways
		No. 1981-86 and Means	Committee on Ways
		No. 1982-86 and Means	Committee on Ways
		No. 1983-86 and Means	Committee on Ways
		No. 1985-86 and Means	Committee on Ways
		No. 1991-86 and Means	Committee on Ways
		No. 1992-86 and Means	Committee on Ways
		No. 1993-86 and Means	Committee on Ways

No. 1997-86 and Means	Committee on Ways	No. 2440-86 and Means	Committee on Ways
No. 2019-86 and Means	Committee on Ways	No. 2464-86 and Means	Committee on Ways
No. 2027-86 and Means	Committee on Ways	No. 2493-86 and Means	Committee on Ways
No. 2066-86 and Means	Committee on Ways	No. 2507-86 and Means	Committee on Ways
No. 2086-86 and Means	Committee on Ways	No. 2508-86 and Means	Committee on Ways
No. 2115-86 and Means	Committee on Ways	No. 2509-86 and Means	Committee on Ways
No. 2117-86 and Means	Committee on Ways	At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.	
No. 2119-86 and Means	Committee on Ways	The Senate reconvened at 11:51 o'clock a.m.	
No. 2120-86 and Means	Committee on Ways	At this time, Senator Holt, chairman of the Committee on Higher Education, requested a waiver of the 48-hour Notice of a Public Hearing on S.B. No. 994 (1985), and the President granted the waiver.	
No. 2121-86 and Means	Committee on Ways		
No. 2136-86 and Means	Committee on Ways	The President then made the following announcement:	
No. 2148-86 and Means	Committee on Ways	"Members of the Senate are requested to make themselves available today and tomorrow for signatures on committee reports. Committee chairmen are reminded that if committee reports are completed, please send them down as soon as possible to the Clerk's office."	
No. 2209-86 and Means	Committee on Ways		
No. 2215-86 and Means	Committee on Ways		
No. 2216-86 and Means	Committee on Ways		
No. 2218-86 and Means	Committee on Ways		
No. 2433-86 and Means	Committee on Ways		

ADJOURNMENT

At 11:54 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 21, 1986.

TWENTY-SECOND DAY

Friday, February 21, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:42 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Anthony Bolger of Saints Peter and Paul Church, after which the Roll was called showing all Senators present with the exception of Senator Holt who was excused.

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

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

Senator George introduced 40 sixth grade students from the Le Jardin School, accompanied by their teachers, Beth Deveraux, Mary Moore and Peggy Cabrina.

Senator Matsuura introduced the State Outstanding Young Farmer, Eric Tanoue, accompanied by Alan and Heather Tanoue.

Senator Hee introduced an old and dear friend, Minerva Keawe of Molokai, and said, "She is someone who, when I was in the Department of Education, accompanied me when we went from school to school teaching Hawaiian language."

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 192 to 194) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 192, transmitting the 1985 Annual Report of the Five State Loan Programs prepared by the Department of Planning and Economic Development, pursuant to the following:

Sec. 210-8, HRS - Requires an Annual Report on the Progress Made under Chapter 210, the Hawaii Capital Loan Program;

Sec. 189-26, HRS - Requires an Annual Report on the Progress Made under Chapter 189, Part II, the Large Fishing Vessel Purchase, Construction, Renovation, Maintenance and Repair Loan Program;

Sec. 189-46, HRS - Requires an Annual Report on the Progress Made under Chapter 189, Part IV, the Hawaii Small Fishing Vessel Loan Program;

Sec. 209-5, HRS - Requires an Annual Report from the Rehabilitation Coordinator; and

Chap. 211E, HRS, Hawaii Invention Development Loan Programs (included by DPED as part of their loan annual report),

was referred to the Committee on Economic Development.

Gov. Msg. No. 193, transmitting the 1985 Annual Report of the Aloha Tower Development Corporation, prepared by the Department of Planning and Economic Development, was referred to the Committee on Housing and Community Development.

Gov. Msg. No. 194, transmitting the State Agriculture Functional Plan Technical Reference Document, prepared by the Department of Agriculture, pursuant to H.R. No. 37 (1985), was referred to the Committee on Agriculture.

Gov. Msg. No. 195, transmitting a report prepared by the Department of Planning and Economic Development in response to H.R. No. 232 (1985) and S.R. No. 100 (1985), Requesting the Department of Planning and Economic Development to Undertake a Program of Educational and Promotional Activities on Employee Stock Ownership and Form an Employee Stock Ownership Advisory Committee, was referred to the Committee on Economic Development.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 44 and 45) were read by the Clerk and were disposed of as follows:

Dept. Com. No. 44 from the Office of the Legislative Auditor, transmitting a report, "Evaluation of Job Sharing in the Public Library System" (Report No. 86-11), was referred to the Committee on Education.

Dept. Com. No. 45 from the Department of Planning and Economic Development, transmitting the Summary of Projects to be Funded by the Community Geothermal Technology Program, was referred to the Committee on Energy.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 7 to 12) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 7, returning Senate Bill No. 92, S.D. 1, which passed Third Reading in the House of Representatives on February 20, 1986, in an amended form, was placed on file.

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 Monday, February 24, 1986.

Hse. Com. No. 8, transmitting House Bill No. 1142, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1142, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," passed First Reading by title and was referred to the Committee on Health.

Hse. Com. No. 9, transmitting House Bill No. 1680-86, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1680-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 10, transmitting House Bill No. 1685-86, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1685-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ACQUIRED IMMUNE DEFICIENCY SYNDROME," passed First Reading by title and was referred to the Committee on Health.

Hse. Com. No. 11, transmitting House Bill No. 1686-86, H.D. 1, which passed Third Reading in the House of Representatives on February 20, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1686-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ACQUIRED IMMUNE DEFICIENCY SYNDROME," passed First Reading by title and was referred to the Committee on Health.

Hse. Com. No. 12, transmitting House Bill No. 2022-86, which passed Third Reading in the House of Representatives on February 20, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2022-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed First Reading by title and was referred to the Committee on Housing and Community Development.

SENATE CONCURRENT RESOLUTION

S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LAND FOR PURPOSES OF ESTABLISHING A MOORING ANCHOR FOR A OFF-SHORE FISHING PLATFORM," was offered by Senators Kuroda and Aki, and was read by the Clerk.

By unanimous consent, S.C.R. No. 16 was referred jointly to the Committee on Economic Development and the Committee on Tourism and Recreation.

STANDING COMMITTEE REPORTS

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 34-86) recommending that Senate Bill No. 2346-86, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Consumer Protection and Commerce.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2346-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed First Reading and was recommitted to the Committee on Consumer Protection and Commerce.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 35-86) recommending that Senate Bill No. 2349-86, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Consumer Protection and Commerce.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2349-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS," passed First Reading and was recommitted to the Committee on Consumer Protection and Commerce.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 36-86) recommending that Senate Bill No. 2350-86, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Consumer Protection and Commerce.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2350-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF

GASOLINE," passed First Reading and was recommitted to the Committee on Consumer Protection and Commerce.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 37-86) recommending that Senate Bill No. 1963-86, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Ways and Means.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 1963-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading and was recommitted to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 38-86) recommending that Senate Bill No. 2016-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 2016-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI RENEWABLE RESOURCES RESEARCH FACILITY AT KEALIA, MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 39-86) recommending that Senate Bill No. 2002-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 2002-86, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 40-86) recommending that Senate Bill No. 1942-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 1942-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE UTILITIES SERVING THE GENERAL PUBLIC IN PROVIDING ELECTRIC ENERGY OR GAS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 41-86) recommending that Senate Bill No. 1550-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.B. No. 1550-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 42-86) recommending that Senate Bill No. 1539-86 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.B. No. 1539-86, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARD OFFENSES," passed Second Reading and was referred to the Committee on Judiciary.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 43-86) recommending that Senate Bill No. 2080-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2080-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TOURISM IMPACT STUDY CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 44-86) recommending that Senate Bill No. 1901-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1901-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS AND CONSTRUCTION OF A SWIMMING POOL IN ACCORDANCE WITH THE LAHAINA RECREATION CENTER PHASING PLAN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on

Tourism and Recreation, presented a report (Stand. Com. Rep. No. 45-86) recommending that Senate Bill No. 2065-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2065-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANNING, DESIGN, AND CONSTRUCTION OF A MULTI-USE DANCE AND CULTURAL CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 46-86) recommending that Senate Bill No. 2108-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2108-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPAHA CULTURAL GARDEN PARK," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 47-86) recommending that Senate Bill No. 2187-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2187-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RIFLE RANGES AND A HUNTER SAFETY AREA AT PUUANAHULU, HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 48-86) recommending that Senate Bill No. 1641-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1641-86, entitled: "A BILL FOR AN ACT RELATING TO BREEDING OF ANIMALS IN QUARANTINE," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 49-86) recommending that

Senate Bill No. 1647-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1647-86, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 50-86) recommending that Senate Bill No. 1643-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1643-86, entitled: "A BILL FOR AN ACT RELATING TO THE REPORTING OF ANIMAL DISEASES," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 51-86) recommending that Senate Bill No. 1648-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1648-86, entitled: "A BILL FOR AN ACT RELATING TO COOPERATION WITH FEDERAL AUTHORITIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 52-86) recommending that Senate Bill No. 1649-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1649-86, entitled: "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 53-86) recommending that Senate Bill No. 1625-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded

by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1625-86, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 54-86) recommending that Senate Bill No. 1880-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1880-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPENSES RELATED TO PARTICIPATION OF A HAWAIIAN VOYAGING CANOE IN THE TALL SHIP CELEBRATION OF THE CENTENNIAL RESTORATION OF THE STATUE OF LIBERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 55-86) recommending that Senate Bill No. 2113-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2113-86, entitled: "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 56-86) recommending that Senate Bill No. 2116-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2116-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ACQUISITION OF LAND FOR A PARK AT QUEEN'S BEACH, EAST OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 57-86) recommending that Senate Bill No. 2217-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No.

2217-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESTORATION OF THE PRINCE KUHIO CANOE, 'PRINCESS', ON THE ISLAND OF KAUAI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 58-86) recommending that Senate Bill No. 2304-86, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the majority of the Committee was adopted and S.B. No. 2304-86, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAIKIKI IMPROVEMENTS, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 59-86) recommending that Senate Bill No. 2107-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2107-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO THE FRIENDS OF WAIPAHU CULTURAL GARDEN PARK, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 60-86) recommending that Senate Bill No. 2303-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2303-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 61-86) recommending that Senate Bill No. 2443-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded

by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 2443-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ROYAL HAWAIIAN BAND TO PROMOTE INCREASED TOURISM FROM ASIA TO HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 62-86) recommending that Senate Bill No. 1886-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1886-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TRANSIENT ACCOMODATIONS TAX," passed Second Reading and be referred to the Committee on Ways and Means.

Senator Kuroda, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 63-86) recommending that Senate Bill No. 1885-86, as amended in S.D.1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the majority of the Committee was adopted and S.B. No. 1885-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 64-86) recommending that Senate Bill No. 1884-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1884-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CONVENTION CENTER COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 65-86) recommending that Senate Bill No. 1490-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Matsuura and carried,

the report of the majority of the Committee was adopted and S.B. No. 1490-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," passed Second Reading and was placed on the calendar for Third Reading on Monday February 24, 1986.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 66-86) recommending that Senate Bill No. 1853-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No. 1853-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A PACIFIC/ASIAN INTERPRETER TRAINING PROGRAM AT THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 67-86) recommending that Senate Bill No. 2329-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No. 2329-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 68-86) recommending that Senate Bill No. 2411-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No. 2411-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR UNIVERSITY OF HAWAII CHILD CARE FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 69-86) recommending that Senate Bill No. 2422-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No.

2422-86, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR KENNEDY THEATRE, UNIVERSITY OF HAWAII AT MANOA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 70-86) recommending that Senate Resolution No. 3 be adopted.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.R. No. 3, entitled: "SENATE RESOLUTION REQUESTING THE STATE COMMISSIONERS OF THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION TO WORK WITH THE UNIVERSITY OF HAWAII IN INCREASING THE NUMBER OF OPENINGS FOR NON-RESIDENT WICHE STUDENTS," was adopted.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 71-86) recommending that Senate Resolution No. 16, as amended in S.D. 1, be adopted.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.R. No. 16, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF A SUMMER FOREIGN EDUCATION PROGRAM FOR TEACHERS," was adopted.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 72-86) recommending that Senate Bill No. 1549-86, as amended in S.D.1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1549-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 73-86) recommending that Senate Bill No. 1741-86 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1741-86, entitled: "A BILL FOR AN ACT RELATING TO PREVENTION AND TREATMENT INTERVENTIONS FOR

SEXUAL ASSAULT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 74-86) recommending that Senate Bill No. 1858-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 1858-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 75-86) recommending that Senate Bill No. 2029-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 2029-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUNDWATER PROTECTION PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 76-86) recommending that Senate Bill No. 2030-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 2030-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 77-86) recommending that Senate Bill No. 2118-86, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 2118-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN OFFICE ON HANDICAPPED PERSONS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

REFERRAL OF A
SENATE CONCURRENT RESOLUTION

The President referred S.C.R. No. 15, which was offered on Thursday, February 20, 1986, jointly to the Committee on Tourism and Recreation and the Committee on Transportation.

RE-REFERRAL OF A SENATE BILL

The President re-referred S.B. No. 464 (1985) to the Committee on Ways and Means.

RE-REFERRAL OF SENATE BILLS

The President made the following re-referral of bills that were introduced:

Senate Bill	Referred to:
No. 1719-86 and Means	Committee on Ways
No. 1762-86 and Means	Committee on Ways
No. 2232-86 and Means	Committee on Ways
No. 2233-86 and Means	Committee on Ways
No. 2235-86 and Means	Committee on Ways
No. 2239-86 and Means	Committee on Ways
No. 2252-86 and Means	Committee on Ways
No. 2274-86 and Means	Committee on Ways
No. 2275-86 and Means	Committee on Ways
No. 2280-86 and Means	Committee on Ways
No. 2284-86 and Means	Committee on Ways
No. 2418-86 and Means	Committee on Ways

At 11:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:33 o'clock p.m.

At this time, the Chair requested that the members of the Senate be available to sign appropriate Standing Committee Reports.

RE-REFERRAL OF A SENATE BILL

The President re-referred S.B. No.

1825-86 to the Committee on Human Services, then jointly to the Committee on Judiciary and the Committee on Ways and Means.

At 12:43 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 5:00 o'clock p.m.

AFTERNOON SESSION

The Senate reconvened at 5:28 o'clock p.m.

At 5:29 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:30 o'clock p.m.

RE-REFERRAL OF A SENATE BILL

The President re-referred S.B. No. 2141-86 to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the adoption of standing committee reports received by the Senate Clerk prior to midnight. In consequence thereof, and subsequent to its recessing at 5:31 o'clock p.m., the Senate took the following actions on the following bills, resolutions and standing committee reports:

Stand. Com. Rep. No. 78-86 was adopted and Senate Bill No. 1743-86, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Stand. Com. Rep. No. 79-86 was adopted and Senate Bill No. 1998-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Stand. Com. Rep. No. 80-86 was adopted and Senate Bill No. 1999-86, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Stand. Com. Rep. No. 81-86 was adopted and Senate Bill No. 1685-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 82-86 was adopted and Senate Bill No. 2090-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LAND ACQUISITION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 83-86 was adopted and Senate Bill No. 2106-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO NEIGHBORHOOD HOUSING SERVICES, INC.," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 84-86 was adopted and Senate Bill No. 1968-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 85-86 was adopted and Senate Bill No. 1987-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COUNTIES FOR THE REGULATION OF SEWERAGE AND WASTEWATER TREATMENT SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 86-86 was adopted and Senate Bill No. 1969-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION AND ADVERTISING OF HILO AS A VISITOR DESTINATION AREA," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 87-86 was adopted and Senate Bill No. 1831-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 88-86 was adopted and Senate Bill No. 2471-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 89-86 was adopted and Senate Bill No. 2314-86, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 90-86 was adopted and Senate Bill No. 2243-86, entitled: "A BILL FOR AN ACT RELATING TO

INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 91-86 was adopted and Senate Bill No. 2018-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DRAINAGE IMPROVEMENTS AT WAILUKU, MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 92-86 was adopted and Senate Bill No. 2017-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CONSTRUCTION FOR A LANAI FIRE STATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 93-86 was adopted and Senate Bill No. 1799-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY PENSION BOARDS," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Stand. Com. Rep. No. 94-86 was adopted and Senate Bill No. 1798-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE IMPROVEMENT DISTRICT REVOLVING FUND," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Stand. Com. Rep. No. 95-86 was adopted and Senate Bill No. 1797-86, entitled: "A BILL FOR AN ACT RELATING TO IMPROVEMENT BY ASSESSMENT AND GENERAL PROVISIONS RELATING TO HONOLULU," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 96-86 was adopted and Senate Bill No. 542, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICE DEPARTMENTS," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 97-86 was adopted and Senate Bill No. 1627-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PINEAPPLE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 98-86 was adopted and Senate Bill No. 1624-86, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Stand. Com. Rep. No. 99-86 was adopted and Senate Bill No. 1730-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROMOTE CONSUMER ACCEPTANCE FOR IRRADIATED FRUITS, VEGETABLES, AND OTHER AGRICULTURAL PRODUCTS PRODUCED IN THE STATE OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 100-86 was adopted and Senate Bill No. 1728-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADDITIONAL FUNDS FOR DESIGN AND CONSTRUCTION FOR THE BUILDINGS, LOADING AREA, AND ACCESS ROAD FOR THE KONA MARSHALLING AREA," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 101-86 was adopted and Senate Bill No. 2022-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN AND PLANS FOR AN AGRI-TECH FACILITY AT HAMAKUAPOKO, MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 102-86 was adopted and Senate Bill No. 1060, entitled: "A BILL FOR AN ACT RELATING TO THE LAPSING OF APPROPRIATIONS," passed First Reading and was recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 103-86 was adopted and Senate Bill No. 2023-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MOLOKAI REVOLVING LOAN FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 104-86 was adopted and Senate Bill No. 1902-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 105-86 was adopted and Senate Bill No. 1893-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN BANKS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 106-86 was adopted and Senate Bill No. 1855-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 107-86 was adopted and Senate Bill No. 1509-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES RETIREMENTS SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 108-86 was adopted and Senate Bill No. 1652-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 109-86 was adopted and Senate Bill No. 1949-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JOB TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 110-86 was adopted and Senate Bill No. 2041-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 111-86 was adopted and Senate Bill No. 1033, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 112-86 was adopted and Senate Bill No. 1622-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESEARCH AND DEVELOPMENT OF OCTOPUS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 113-86 was adopted and Senate Bill No. 2047-86, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 114-86 was adopted and Senate Bill No. 2050-86, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES IN THE COMPENSATION PLAN FOR MANAGERIAL WHITE COLLAR POSITIONS AND MAKING APPROPRIATION AND OTHER ADJUSTMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 115-86 was adopted and Senate Bill No. 1684-86, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY

DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 116-86 was adopted and Senate Bill No. 2015-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN AND PLANS FOR AN AQUATIC RESOURCES RESEARCH FACILITY AT KEALIA, MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 117-86 was adopted and Senate Bill No. 2134-86, entitled: "A BILL FOR AN ACT RELATING TO AN APPROPRIATION FOR THE HAWAII WORKERS' COMPENSATION STATE FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 118-86 was adopted and Senate Bill No. 2142-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF COMMUNITY SERVICE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 119-86 was adopted and Senate Bill No. 2083-86, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A FILM PRODUCTION FACILITY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 120-86 was adopted and Senate Bill No. 2166-86, S.D. 1 entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 121-86 was adopted and Senate Bill No. 1874-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 122-86 was adopted and Senate Bill No. 2168-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENSION AND RETIREMENT SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 123-86 was adopted and Senate Bill No. 1868-86, entitled: "A BILL FOR AN ACT RELATING TO THE FILM INDUSTRY ADVISORY COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 124-86 was adopted and Senate Bill No. 2172-86, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A MOTION PICTURE AND TELEVISION REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 125-86 was adopted and Senate Bill No. 2171-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STUDY AND TRAINING FOR MOTION PICTURES AND TELEVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 126-86 was adopted and Senate Bill No. 1613-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A CARGO DISTRIBUTION CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 127-86 was adopted and Senate Bill No. 1744-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 128-86 was adopted and Senate Bill No. 2420-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SURVEY AND DEVELOPMENT PLAN FOR WATER RESOURCES ON THE ISLAND OF KAHOLAWE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 129-86 was adopted and Senate Bill No. 2293-86, entitled: "A BILL FOR AN ACT RELATING TO AN EMPLOYMENT FUNCTIONAL PLAN," passed Second Reading and was referred to the Committee on Economic Development.

Stand. Com. Rep. No. 130-86 was adopted and Senate Bill No. 1946-86, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 131-86 was adopted and Senate Bill No. 2294-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading

and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 132-86 was adopted and Senate Bill No. 2096-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 133-86 was adopted and Senate Bill No. 2468-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 134-86 was adopted and Senate Bill No. 1838-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF MAUNAWILI VALLEY, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 135-86 was adopted and Senate Bill No. 1582-86, entitled: "A BILL FOR AN ACT RELATING TO HANDI-VAN TRANSPORTATION SERVICE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 136-86 was adopted and Senate Bill No. 1895-86, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR MAKING HAWAII INTO A REGIONAL FISHERIES CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 137-86 was adopted and Senate Bill No. 1800-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 138-86 was adopted and Senate Bill No. 1881-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TRANSMISSION AND DISTRIBUTION OF WATER IN THE WAIANAE AND MAKAHA VALLEY AREAS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 139-86 was adopted and Senate Bill No. 1804-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE INSTALLATION OF STATE GOVERNMENT SERVICES AT THE NINE CITY AND COUNTY OF HONOLULU SATELLITE CITY HALLS," passed Second

Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 140-86 was adopted and Senate Bill No. 2465-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LIBRARIES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 141-86 was adopted and Senate Bill No. 1958-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PETTY CASH FUNDS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 142-86 was adopted and Senate Bill No. 2328-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESIDENT OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 143-86 was adopted and Senate Bill No. 2072-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 144-86 was adopted and Senate Bill No. 2332-86, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 145-86 was adopted and Senate Bill No. 2081-86, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS PROCUREMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 146-86 was adopted and Senate Bill No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 147-86 was adopted and Senate Bill No. 2095-86, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 148-86 was adopted and Senate Bill No. 1781-86, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 149-86 was adopted

and Senate Bill No. 1944-86, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE MANUFACTURING ENTERPRISES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 150-86 was adopted and Senate Bill No. 2326-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 151-86 was adopted and Senate Bill No. 2164-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE APPRAISAL OF CERTAIN STATE PROPERTIES BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 152-86 was adopted and Senate Bill No. 2013-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER DEVELOPMENT AND TREATMENT PROJECTS FOR THE COUNTY OF MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 153-86 was adopted and Senate Bill No. 2475-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE AT THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 154-86 was adopted and Senate Bill No. 1749-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CAPITAL COMPANIES TAX CREDIT PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 155-86 was adopted and Senate Bill No. 1494-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY LEASES," passed Second Reading and was referred to the Committee on Housing and Community Development.

Stand. Com. Rep. No. 156-86 was adopted and Senate Bill No. 1941-86, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS BY COUNTIES TO FINANCE PROCESSING ENTERPRISES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 157-86 was adopted and Senate Bill No. 1940-86, entitled: "A BILL FOR AN ACT RELATING TO THE REZONING AND RECLASSIFICATION OF LAND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 158-86 was adopted and Senate Bill No. 1899-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOLOKAI IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 159-86 was adopted and Senate Bill No. 1896-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ALU LIKE, INC. FOR VARIOUS PROJECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 160-86 was adopted and Senate Concurrent Resolution No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL, MANAGEMENT AND PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION," was adopted.

Stand. Com. Rep. No. 161-86 was adopted and Senate Bill No. 1503-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MALPRACTICE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 162-86 was adopted and Senate Bill No. 1584-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 163-86 was adopted and Senate Bill No. 2325-86, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX LAW," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 164-86 was adopted and Senate Bill No. 1565-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY HIGHWAYS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 165-86 was adopted and Senate Bill No. 1864-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINES AND FORFEITURES," passed Second Reading and was referred to the Committee on

Ways and Means.

Stand. Com. Rep. No. 166-86 was adopted and Senate Bill No. 2306-86, entitled: "A BILL FOR AN ACT RELATING TO ANTITRUST REGULATION," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 167-86 was adopted and Senate Bill No. 2237-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CRIMINAL JUSTICE COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 168-86 was adopted and Senate Bill No. 1840-86, entitled: "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 24, 1986.

Stand. Com. Rep. No. 169-86 was adopted and Senate Bill No. 1764-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 170-86 was adopted and Senate Bill No. 1961-86, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 171-86 was adopted and Senate Bill No. 2276-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILY COURT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 172-86 was adopted and Senate Bill No. 2241-86, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 173-86 was adopted and Senate Bill No. 2486-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT-APPOINTED GUARDIANS AD LITEM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 174-86 was adopted and Senate Bill No. 2318-86, entitled: "A BILL FOR AN ACT RELATING TO AN ASBESTOS SURVEY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 175-86 was adopted and Senate Bill No. 2317-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASBESTOS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 176-86 was adopted and Senate Bill No. 2316-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 177-86 was adopted and Senate Bill No. 1623-86, entitled: "A BILL FOR AN ACT RELATING TO BOARDS OF REGISTRATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 178-86 was adopted and Senate Bill No. 1827-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 179-86 was adopted and Senate Bill No. 2132-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA STATE BOND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 180-86 was adopted and Senate Bill No. 1843-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 181-86 was adopted and Senate Bill No. 1933-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 182-86 was adopted and Senate Bill No. 1960-86, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 183-86 was adopted and Senate Bill No. 2193-86, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO

ARTICLE II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR THE INITIATIVE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 184-86 was adopted and Senate Bill No. 499, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFF-TRACK WAGERING," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 185-86 was adopted and Senate Bill No. 2474-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 186-86 was adopted and Senate Bill No. 1651-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 187-86 was adopted and Senate Bill No. 2071-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 188-86 was adopted and Senate Bill No. 2263-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 189-86 was adopted and Senate Bill No. 2156-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 190-86 was adopted and Senate Bill No. 2230-86, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 191-86 was adopted and Senate Bill No. 1606-86, entitled: "A BILL FOR AN ACT RELATING TO JURORS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 192-86 was adopted

and Senate Bill No. 2449-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROMOTION OF HAWAII'S COMMERCIAL HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 193-86 was adopted and Senate Bill No. 1718-86, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 194-86 was adopted and Senate Bill No. 1849-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS FOR DEVELOPMENT OF CHILD ABUSE AND NEGLECT PREVENTION PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 195-86 was adopted and Senate Bill No. 2479-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INCOME TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 196-86 was adopted and Senate Bill No. 2322-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 197-86 was adopted and Senate Bill No. 2431-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 198-86 was adopted and Senate Bill No. 1970-86, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF DENTISTRY," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

Stand. Com. Rep. No. 199-86 was adopted and Senate Bill No. 2485-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTS AND SERVICES OF HANDICAPPED INDIVIDUALS," passed Second Reading and was referred to the Committee on Government Operations.

Stand. Com. Rep. No. 200-86 was adopted and Senate Bill No. 2483-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY," passed Second Reading and was referred to the

Committee on Judiciary.

Stand. Com. Rep. No. 201-86 was adopted and Senate Bill No. 2272-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MALPRACTICE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 202-86 was adopted and Senate Bill No. 2478-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 203-86 was adopted and Senate Bill No. 2480-86, entitled: "A BILL FOR AN ACT RELATING TO THE WELFARE INDEPENDENCE INITIATIVE ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 204-86 was adopted and Senate Bill No. 364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESPIRATORY CARE SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 205-86 was adopted and Senate Bill No. 2341-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 206-86 was adopted and Senate Bill No. 2489-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 207-86 was adopted and Senate Bill No. 2497-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MEDICAID PAYMENTS FOR EARLY PERIODIC SCREENING AND PREVENTIVE CHILD HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 208-86 was adopted and Senate Bill No. 2500-86, entitled: "A BILL FOR AN ACT RELATING TO THE HEARING-IMPAIRED," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 209-86 was adopted and Senate Bill No. 2190-86, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the

Committee on Ways and Means.

Stand. Com. Rep. No. 210-86 was adopted and Senate Bill No. 2213-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO DEVELOP AGRICULTURAL LEADERSHIP IN THE STATE OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 211-86 was adopted and Senate Bill No. 2144-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATEWIDE AGRICULTURAL ACTIVITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 212-86 was adopted and Senate Bill No. 1729-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PRODUCT PROMOTION PROGRAMS FOR ANTHURIUMS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 213-86 was adopted and Senate Bill No. 1626-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOLOKAI CATTLE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 214-86 was adopted and Senate Bill No. 1724-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 215-86 was adopted and Senate Bill No. 2046-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 216-86 was adopted and Senate Bill No. 1542-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 217-86 was adopted and Senate Bill No. 1543-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 218-86 was adopted and Senate Bill No. 2298-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE

PROTECTION OF PELE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 219-86 was adopted and Senate Bill No. 2336-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATE GEOGRAPHER," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 220-86 was adopted and Senate Bill No. 1948-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 221-86 was adopted and Senate Bill No. 1951-86, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 222-86 was adopted and Senate Bill No. 2413-86, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 223-86 was adopted and Senate Bill No. 2175-86, entitled: "A BILL FOR AN ACT RELATING TO STATE LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 224-86 was adopted and Senate Bill No. 1611-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 225-86 was adopted and Senate Bill No. 1603-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A PUBLIC INTERVENOR," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 226-86 was adopted and Senate Bill No. 2202-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE ONWERSHIP," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 227-86 was adopted and Senate Bill No. 2147-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE," passed Second Reading and

was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 228-86 was adopted and Senate Bill No. 1856-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 229-86 was adopted and Senate Bill No. 2155-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 230-86 was adopted and Senate Bill No. 1705-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 231-86 was adopted and Senate Bill No. 2450-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A CENTER FOR INTERNATIONAL BUSINESS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 232-86 was adopted and Senate Bill No. 1166, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 233-86 was adopted and Senate Bill No. 2266-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 234-86 was adopted and Senate Bill No. 1825-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S FACILITIES," passed Second Reading and was referred to jointly to the Committee on Judiciary and the Committee on Ways and Means.

Stand. Com. Rep. No. 235-86 was adopted and Senate Bill No. 801, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY," passed Second Reading and was recommitted to the Committee on Housing and Development.

Stand. Com. Rep. No. 236-86 was adopted and Senate Bill No. 2254-86, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 237-86 was adopted and Senate Bill No. 1803-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY HOUSING POWERS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 238-86 was adopted and Senate Bill No. 2150-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ECONOMIC DEVELOPMENT COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 239-86 was adopted and Senate Bill No. 2311-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 240-86 was adopted and Senate Bill No. 1674-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 241-86 was adopted and Senate Bill No. 1879-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INDUSTRIAL DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 242-86 was adopted and Senate Bill No. 1943-86, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 243-86 was adopted and Senate Bill No. 1773-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 244-86 was adopted and Senate Bill No. 1775-86, S.D. 1,

entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ALTERNATE RETIREMENT PLAN FOR UNIVERSITY OF HAWAII EMPLOYEES APPOINTED PURSUANT TO HAWAII REVISED STATUTES SECTION 304-11," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 245-86 was adopted and Senate Bill No. 1780-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 246-86 was adopted and Senate Bill No. 1783-86, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 247-86 was adopted and Senate Bill No. 1828-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCOUNTS OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 248-86 was adopted and Senate Bill No. 1852-86, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 249-86 was adopted and Senate Bill No. 1779-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONNEL OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 11:30 o'clock a.m., Monday, February 24, 1986.

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.

TWENTY-FOURTH DAY

Tuesday, February 25, 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 the Reverend Jiho Machida of the Soto Mission of Hawaii, after which the Roll was called showing all Senators present.

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

At this time, the President welcomed the visit to the Senate of His Majesty the King of Tonga — King Taufa'ahau Tupou IV — and asked Senator Young to the rostrum to present a lei to His Majesty, on behalf of the Senate.

The Chair then invited His Majesty to address the members of the Senate.

The remarks of His Majesty, King Taufa'ahou Tupou IV, were as follows:

"President of the Senate and members of the Senate of the State of Hawaii, distinguished guests and visitors, I regard it as a great honor to be able to come before you this morning and to be greeted in this Senate chamber and be allowed to say something to you.

"As you know, I come from islands which are approximately on the same latitude south that Hawaii is north of the equator, so we have a parallel geographical situation. And as Hawaii was originally settled by Polynesian people, we also share in this Polynesian heritage.

"Most of you in this Senate chamber are concerned not only with business of the State of Hawaii but also the relationships of the United States to the people in the Pacific Ocean and on the rims of the Pacific Ocean so it's only natural that this should be one of your chief concerns. It is also one of our chief concerns. And you understand there is a Pacific-wide alliance which was formed by Australia and New Zealand and the United States called the ANZUS Alliance.

"If you can imagine this alliance as being a beach umbrella with a heavy base ... it is supposed to cover, defense-wise, the East Coast of the United States not only as far as the West Coast of Australia including New Zealand but as far as the small islands in the Indian Ocean belonging to Australia called Cocos or Keeling. The inhabitants of these islands in the Indian Ocean have longfully chosen to become citizens of Australia. So

that is the extent of the size of the top of the umbrella but the base of this umbrella, if you can imagine the heavy base of our beach umbrella, to be said to be situated in the Central Pacific Islands — Tonga, Samoa and Tahiti.

"So this being the case, the islands of the Central South Pacific are very important, geographically and in other ways, communications-wise and so on in this alliance. And, of course, we ourselves are not members of this alliance but the countries that make it up are all countries which are friends of ours.

"Recently, the united efforts of this alliance have to some extent been weakened by certain political actions taken by one of the members, New Zealand, to which I don't propose to refer, but as the two other members are still very much in favor and are supporting wholeheartedly this alliance.

"I think the importance of the Central Pacific Islands that I referred to before have become increased rather than decreased. We all much welcome the fact that our communications with Hawaii are very much improved. We have direct air links with Hawaii and it is hoped that the future may see perhaps maritime links.

"We are also, of course these islands in Samoa, particularly American Samoa, linked with Hawaii in mass communications — television — because the programs that are shown by the three networks here are flown and replayed in American Samoa and are also watched by Western Samoa.

"Apart from these ties, we have been very appreciative of the fact that many people from both Tonga and Samoa live and work in Hawaii and they are very happy to make whatever contributions they can make to the economy of Hawaii.

"So when I address you this morning, I'm not coming from some distant part of the world but we are, in effect, your very near neighbors. By plane, I understand, by the present aircraft, the DC-8, it only takes about six hours altogether to get to Tonga, and I hope that these types of communication and commerce will increase in the future, which will also increase the warmth of the already existing friendship which we have for the people of Hawaii.

"Thank you very much."

The President thanked His Majesty for his address to the Senate and for the kind words of expression.

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

Senator Hee introduced a group of 14 fifth grade students from the gifted and talented program of Enchanted Lake Elementary School and their teacher, Mrs. Lynn Ota.

Senator Fernandes Salling introduced a group of 12 senior citizens from the Island of Kauai, accompanied by the director of the County of Kauai Elderly Affairs Office, and added that "they are all taking part in the 12th Annual Kauai County Senior Legislative Program. They have been selected from a town of the island and represent about 7500 senior citizens. They are here to advocate and discuss the needs of the elderly of the County of Kauai."

Senator Chang introduced a group of social studies students from Central Intermediate School who are on a tour of the Capitol and to learn more about the legislative process, accompanied by their teacher, Ms. Amy Farias, and chaperons, Ms. Kathy Kamalamalama and Ms. Agnes Wong.

Senator Cobb introduced, on behalf of Senator Soares and himself, Steven Davis and Robert Harvey, 7th grade students from Niu Valley Intermediate School, and said, "They are here to observe the Legislature and its workings and report back to their fellow students."

Senator Machida then introduced Dr. Joshua C. Agsalud, recently appointed Vice President for University Relations, University of Hawaii, and former Director of the state Department of Labor and Industrial Relations, who was honored with a Senate Certificate. Senator Machida read excerpts from the certificate, and also introduced: Mrs. Faye Agsalud, wife of the honoree; Mrs. Gladys Brandt, Chairperson of the Board of Regents, University of Hawaii; and Mr. Robert Gilkey, Acting Director, Department of Labor and Industrial Relations, all of whom accompanied the honoree.

Dr. and Mrs. Agsalud rose to be recognized and were presented the Senate Certificate and leis. Mrs. Brandt and Mr. Gilkey also rose to be recognized.

Senator Holt then added: "Mr. President, in selecting Dr. Agsalud to the post of Vice President for University Relations, the Board of Regents must believe that he is somewhat a miracle man. By that I mean that, as I understand it, it will take a miracle to get some of the U.H. flexibility bills out of the House."

The President, at this time, introduced Dr. Peter Wilcox, a friend of His Majesty

the King of Tonga.

At 12:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 197, transmitting a report, "Overview Study of the Hawaii Motion Picture Industry and the Feasibility of a Studio Facility," prepared by the Cinelectronics Development Corporation for the Department of Planning and Economic Development, pursuant to Sec. 22, Act 300, SLH (1985), was read by the Clerk and was referred to the Committee on Economic Development.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 46 from the Department of Planning and Economic Development, transmitting the following reports on the Governor's Conference on Energy Investments: "Profiting from Energy Savings: "Executive Summary Report" and "Proceedings," was read by the Clerk and was referred to the Committee on Energy.

At 12:09 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 o'clock p.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 14 to 18) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 14, transmitting House Bill No. 1967-86, H.D. 1, which passed Third Reading in the House of Representatives on February 24, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1967-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF MEAT AND MEAT PRODUCTS," passed First Reading by title and was referred to the Committee on Agriculture.

Hse. Com. No. 15, transmitting House Bill No. 1969-86, H.D. 1, which passed Third Reading in the House of Representatives on February 24, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1969-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF POULTRY AND POULTRY PRODUCTS," passed First Reading by title and was referred to the Committee on Agriculture.

Hse. Com. No. 16, transmitting House Bill No. 1973-86, H.D. 1, which passed Third Reading in the House of Representatives on February 24, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1973-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORM OF SUMMONS AND CITATION," passed First Reading by title and was referred to the Committee on Agriculture.

Hse. Com. No. 17, transmitting House Bill No. 1975-86, which passed Third Reading in the House of Representatives on February 24, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1975-86, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATION OF OATH," passed First Reading by title and was referred to the Committee on Agriculture.

Hse. Com. No. 18, transmitting House Bill No. 2014-86, H.D. 1, which passed Third Reading in the House of Representatives on February 24, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2014-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed First Reading by title and was referred to the Committee on Economic Development.

At 12:09 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 o'clock p.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 19 to 28) were read by the Clerk and were disposed of as follows:

S.C.R. No. 19, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE'S DEPARTMENT OF TRANSPORTATION TO EXPLORE PROPOSALS FOR PRIVATE ENTERPRISE TO DEVELOP HONOKOHAU HARBOR," was offered by Senators Henderson, Solomon and Aki.

By unanimous consent, S.C.R. No. 19 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO TURN OVER TO THE COUNTY OF HAWAII, BY AN

EXECUTIVE ORDER, 21 ACRES ON THE KAILUA-END OF THE OLD KONA AIRPORT," was offered by Senators Henderson, Matsuura and Aki.

By unanimous consent, S.C.R. No. 20 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A PROPOSED LOAN GUARANTEE BY THE FARMERS HOME ADMINISTRATION OF THE U.S. DEPARTMENT OF AGRICULTURE FOR THE CONSTRUCTION OF DEEP OCEAN WATER PUMPING FACILITIES, AND OTHER IMPROVEMENTS, BY HAWAIIAN ABALONE FARMS AT THE NATURAL ENERGY LABORATORY OF HAWAII," was offered by Senators Henderson, Matsuura, Solomon and Aki.

By unanimous consent, S.C.R. No. 21 was referred to the Committee on Agriculture.

S.C.R. No. 22, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND THE UNIVERSITY OF HAWAII COLLABORATE ON AN INTENSIVE TECHNICAL PROGRAM OF STUDY FOR STATE AND COUNTY AGENCY PERSONNEL DEALING WITH GEOTHERMAL ENERGY RESOURCE DEVELOPMENT," was offered by Senators Matsuura, Machida, Yamasaki, McMurdo, Abercrombie, Hee, Hagino, B. Kobayashi, Mizuguchi, Cobb, Kuroda, Soares, Cayetano, Henderson, Aki, A. Kobayashi, Toguchi, George, Young, Fernandes Salling, Chang, Kawasaki, Wong, Holt and Solomon.

By unanimous consent, S.C.R. No. 22 was referred to the Committee on Energy.

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 offered by Senators Matsuura, Toguchi, Cayetano, Chang, Solomon, George, Holt, Machida, Fernandes Salling, Soares, Yamasaki, Kawasaki, Abercrombie, B. Kobayashi, Aki, Mizuguchi, Henderson, McMurdo, Hagino, Hee, Cobb, Kuroda, Young and Wong.

By unanimous consent, S.C.R. No. 23 was referred to the Committee on Energy.

S.C.R. No. 24, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INFORMATION ON PETROLEUM AND AUTOMOTIVE OIL

STORAGE AND DISPOSAL TO BE DISSEMINATED," was offered by Senators Matsuura, Hagino, McMurdo, Yamasaki, George, Mizuguchi, Cayetano, Fernandes Salling, Chang, Kawasaki, Wong, Solomon, Henderson, Soares, Hee, B. Kobayashi, Kuroda, Holt, Cobb, Young, Aki, A. Kobayashi, Toguchi and Machida.

By unanimous consent, S.C.R. No. 24 was referred to the Committee on Health.

S.C.R. No. 25, entitled: "SENATE CONCURRENT RESOLUTION URGING PASSAGE OF AMENDMENTS TO THE MAGNUSON FISHERY CONSERVATION AND MANAGEMENT ACT," was offered by Senators Matsuura, A. Kobayashi, Yamasaki, McMurdo, Abercrombie, Hee, Hagino, Mizuguchi, Cayetano, Chang, Solomon, Holt, B. Kobayashi, Wong, Aki, Kuroda, Toguchi, Machida, Soares, Henderson, George, Fernandes Salling, Kawasaki and Young.

By unanimous consent, S.C.R. No. 25 was referred to the Committee on Economic Development.

S.C.R. No. 26, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES EXCHANGE LAND WITH THE HAWAIIAN MEMORIAL PARK CEMETERY ASSOCIATION TO PROVIDE LAND FOR A STATE VETERANS CEMETERY," was offered by Senators Abercrombie, Yamasaki, Cayetano, Hee, A. Kobayashi, Holt and Henderson.

By unanimous consent, S.C.R. No. 26 was referred to the Committee on Human Services.

S.C.R. No. 27, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT FERDINAND MARCOS RESIGN THE PRESIDENCY OF THE PHILIPPINES," was offered by Senators Kawasaki, Abercrombie, Cayetano, Hee, Fernandes Salling, Young, Soares, Matsuura, Aki, A. Kobayashi, McMurdo, Toguchi, Cobb, Solomon, B. Kobayashi, Machida and Hagino.

By unanimous consent, S.C.R. No. 27 was referred to the Committee on Government Operations.

S.C.R. No. 28, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PRESIDENT REAGAN AND THE CONGRESS OF THE UNITED STATES TO ASK FERDINAND MARCOS TO RESIGN AS PRESIDENT OF THE PHILIPPINES AND DENY MR. MARCOS SANCTUARY IN THE UNITED STATES," was offered by Senators Kawasaki, Fernandes Salling, Hee, Abercrombie, Soares, Matsuura, A. Kobayashi, McMurdo, Toguchi, Solomon, B.

Kobayashi and Machida.

By unanimous consent, S.C.R. No. 28 was referred to the Committee on Government Operations.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 41 to 51) were read by the Clerk and were disposed of as follows:

S.R. No. 41, entitled: "SENATE RESOLUTION REQUESTING THE STATE'S DEPARTMENT OF TRANSPORTATION TO EXPLORE PROPOSALS FOR PRIVATE ENTERPRISE TO DEVELOP HONOKOHAU HARBOR," was offered by Senators Henderson, Solomon, and Aki.

By unanimous consent, S.R. No. 41 was referred to the Committee on Tourism and Recreation.

S.R. No. 42, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO TURN OVER TO THE COUNTY OF HAWAII, BY AN EXECUTIVE ORDER, 21 ACRES ON THE KAILUA-END OF THE OLD KONA AIRPORT," was offered by Senators Henderson, Matsuura and Aki.

By unanimous consent, S.R. No. 42 was referred to the Committee on Tourism and Recreation.

S.R. No. 43, entitled: "SENATE RESOLUTION SUPPORTING A PROPOSED LOAN GUARANTEE BY THE FARMERS HOME ADMINISTRATION OF THE U.S. DEPARTMENT OF AGRICULTURE FOR THE CONSTRUCTION OF DEEP OCEAN WATER PUMPING FACILITIES, AND OTHER IMPROVEMENTS, BY HAWAIIAN ABALONE FARMS AT THE NATURAL ENERGY LABORATORY OF HAWAII," was offered by Senators Henderson, Matsuura, Solomon and Aki.

By unanimous consent, S.R. No. 43 was referred to the Committee on Agriculture.

S.R. No. 44, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AND THE UNIVERSITY OF HAWAII COLLABORATE ON AN INTENSIVE TECHNICAL PROGRAM OF STUDY FOR STATE AND COUNTY AGENCY PERSONNEL DEALING WITH GEOTHERMAL ENERGY RESOURCE DEVELOPMENT," was offered by Senators Matsuura, Machida, Yamasaki, McMurdo, Hee, Hagino, Mizuguchi, Cobb, Kuroda, Soares, Cayetano, B. Kobayashi, Henderson, Aki, A. Kobayashi, Toguchi, George, Young, Fernandes Salling, Chang, Kawasaki, Wong, Holt and Solomon.

By unanimous consent, S.R. No. 44 was referred to the Committee on Energy.

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 offered by Senators Matsuura, Toguchi, Cayetano, Chang, Solomon, George, Holt, Machida, Fernandes Salling, Henderson, Yamasaki, Kawasaki, Hagino, Hee, Aki, Mizuguchi, McMurdo, B. Kobayashi, Cobb, Kuroda, Young and Wong.

By unanimous consent, S.R. No. 45 was referred to the Committee on Energy.

S.R. No. 46, entitled: "SENATE RESOLUTION REQUESTING INFORMATION ON PETROLEUM AND AUTOMOTIVE OIL STORAGE AND DISPOSAL TO BE DISSEMINATED," was offered by Senators Matsuura, Hagino, McMurdo, Yamasaki, Hee, Mizuguchi, George, Cayetano, Machida, Holt, Soares, B. Kobayashi, Kuroda, Cobb, Aki, A. Kobayashi, Toguchi, Henderson, Young, Fernandes Salling, Chang, Kawasaki, Wong and Solomon.

By unanimous consent, S.R. No. 46 was referred to the Committee on Health.

S.R. No. 47, entitled: "SENATE RESOLUTION URGING PASSAGE OF AMENDMENTS TO THE MAGNUSON FISHERY CONSERVATION AND MANAGEMENT ACT," was offered by Senators Matsuura, A. Kobayashi, Yamasaki, McMurdo, Hee, Hagino, Mizuguchi, Cayetano, Machida, Kawasaki, Solomon, Holt, B. Kobayashi, Aki, Kuroda, Toguchi, Soares, Henderson, George, Young, Fernandes Salling, Chang and Wong.

By unanimous consent, S.R. No. 47 was referred to the Committee on Economic Development.

S.R. No. 48, entitled: "SENATE RESOLUTION REQUESTING THAT THE TRANSFER OF ALL REPAIR AND MAINTENANCE OF STATE HIGHWAYS FROM THE COUNTIES TO THE STATE BE EXPEDITED," was offered by Senators Matsuura, Solomon, Henderson, Holt, Soares, McMurdo, A. Kobayashi, Fernandes Salling, Aki, Kawasaki, Hee, Abercrombie, Cobb, Cayetano, Toguchi, Young, Chang and Wong.

By unanimous consent, S.R. No. 48 was referred to the Committee on Transportation.

S.R. No. 49, entitled: "SENATE RESOLUTION REQUESTING THAT THE

DEPARTMENT OF LAND AND NATURAL RESOURCES EXCHANGE LAND WITH THE HAWAIIAN MEMORIAL PARK CEMETERY ASSOCIATION TO PROVIDE LAND FOR A STATE VETERANS CEMETERY," was offered by Senators Abercrombie, Yamasaki, Cayetano, Hee, A. Kobayashi, Holt and Henderson.

By unanimous consent, S.R. No. 49 was referred to the Committee on Human Services.

S.R. No. 50, entitled: "SENATE RESOLUTION REQUESTING THAT FERDINAND MARCOS RESIGN THE PRESIDENCY OF THE PHILIPPINES," was offered by Senators Kawasaki, Abercrombie, Cayetano, Hee, Fernandes Salling, Young, Soares, Matsuura, Aki, A. Kobayashi, McMurdo, Toguchi, Cobb, B. Kobayashi, Solomon, Machida and Hagino.

By unanimous consent, S.R. No. 50 was referred to the Committee on Government Operations.

S.R. No. 51, entitled: "SENATE RESOLUTION REQUESTING PRESIDENT REAGAN AND THE CONGRESS OF THE UNITED STATES TO ASK FERDINAND MARCOS TO RESIGN AS PRESIDENT OF THE PHILIPPINES AND DENY MR. MARCOS SANCTUARY IN THE UNITED STATES," was offered by Senators Kawasaki, Fernandes Salling, Hee, Abercrombie, Soares, Matsuura, A. Kobayashi, McMurdo, Toguchi, Solomon, B. Kobayashi and Machida.

By unanimous consent, S.R. No. 51 was referred to the Committee on Government Operations.

STANDING COMMITTEE REPORTS

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 250-86) recommending that Senate Bill No. 2370-86, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Health.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 2370-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," passed First Reading and was recommitted to the Committee on Health.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 251-86) recommending that Senate Bill No. 986, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Health.

On motion by Senator B. Kobayashi,

seconded by Senator Machida and carried, the report of the Committee was adopted and S.B. No. 986, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading and was recommitted to the Committee on Health.

ORDER OF THE DAY

MATTERS DEFERRED FROM MONDAY, FEBRUARY 24, 1986

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

On motion by Senator Aki, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 92, S.D. 1, and S.B. No. 92, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE DEALERS," was placed on the calendar for Final Reading on Wednesday, February 26, 1986.

THIRD READING

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

By unanimous consent, S.B. No. 1490-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," was recommitted to the Committee on Health.

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 Wednesday, February 26, 1986.

At this time, Senator Kawasaki, chairman of the Committee on Government Operations requested a waiver of the 48-hour Notice of a Public Hearing on S.C.R. Nos. 27 and 28 and S.R. Nos. 50 and 51, and the President granted the waiver.

ADJOURNMENT

At 12:14 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., Wednesday, February 26, 1986.

TWENTY-FIFTH DAY

Wednesday, February 26, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:38 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Kiyo Itokazu, Lt. Colonel, United States Army, after which the Roll was called showing all Senators present with the exception of Senators Aki, Chang and Soares who were excused.

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

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

Senator Henderson introduced a group of 23 sixth grade students from Hilo Union School of the Big Island, accompanied by their teachers, Ms. May Yaeger and Mr. Toshiaki Kawasaki, and chaperon, Mrs. Mildred Uchino.

Senator Young introduced Rachel Pasteris and Amy Howsden, students of Ilima Intermediate School in Ewa Beach, participating in their social studies program on the legislative process.

Senator George introduced Andy and Kay Broom, visitors from Seattle, Washington.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 198 and 199) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 198, transmitting the Annual Report, 1985, of the Department of Defense, was referred to the Committee of Government Operations.

Gov. Msg. No. 199, transmitting the "Report to the Governor, 1984-1985," prepared by the Department of Land and Natural Resources, was referred to the Committee on Economic Development.

HOUSE COMMUNICATION

Hse. Com. No. 19, transmitting House Concurrent Resolution No. 8 which was adopted by the House of Representatives on February 25, 1986, was placed on file.

By unanimous consent, H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE STATE OF HAWAII'S COURT-ANNEXED ARBITRATION PROGRAM," was referred to the Committee on Judiciary.

STANDING COMMITTEE REPORTS

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 252-86) recommending that Senate Bill No. 974, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Education.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and S.B. No. 974, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CULTURE AND THE ARTS," passed First Reading and was recommitted to the Committee on Education.

Senator Cayetano, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 253-86) recommending that Senate Bill No. 1097, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Judiciary.

On motion by Senator Cayetano, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.B. No. 1097, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILES," passed Second Reading and was recommitted to the Committee on Judiciary.

ORDER OF THE DAY

MATTERS DEFERRED FROM
TUESDAY, FEBRUARY 25, 1986

THIRD READING

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 Thursday, February 27, 1986.

FINAL READING

Senate Bill No. 92, S.D. 1, H.D. 1:

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 Thursday, February 27, 1986.

RE-REFERRAL OF SENATE BILLS

The President made the following re-referral of Senate bills that were introduced:

Senate Bills	Referred to:
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No. 2110-86
and Means Committee on Ways and Means

No. 2133-86
and Means Committee on Ways

No. 2225-86
and Means Committee on Ways

No. 2423-86 Committee on Ways

ADJOURNMENT

At 11:44 o'clock a.m., on motion by Senator Cobb, seconded by Senator Henderson and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 27, 1986.

TWENTY-SIXTH DAY

Thursday, February 27, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:38 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Roy Brichard, Metropolitan Community Church of Honolulu, after which the Roll was called showing all Senators present.

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

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

Senator Chang, on behalf of Senator Holt and himself, introduced a reading class from Central Intermediate School, accompanied by their teachers, Carolyn Len, Rose Loui, and Amy Takaki.

Senator Aki introduced a group of local residents, which included citizens from his district who work on Kwajalein.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 20 to 82) were read by the Clerk and were disposed of as follows:

Hse Com. Nos. 20 to 82, transmitting the following House Bills which passed Third Reading in the House of Representatives on February 26, 1986, were placed on file and, on motion by Senator Cobb, seconded by Senator Soares and carried, said House Bills passed First Reading by title and were referred to committee as follows:

Hse. Com. No. 20 - H.B. No. 420, entitled: "A BILL FOR AN ACT RELATING TO THE EXPIRATION OF DRIVER'S LICENSE," was referred to the Committee on Transportation;

Hse. Com. No. 21 - H.B. No. 1183, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was referred to the Committee on Consumer Protection and Commerce, then to the Committee on Judiciary;

Hse. Com. No. 22 - H.B. No. 1316, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REFUNDS AND EXCHANGES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 23 - H.B. No. 1689-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DURABLE POWER OF

ATTORNEY FOR HEALTH CARE," was referred to the Committee on Health, then to the Committee on Judiciary;

Hse. Com. No. 24 - H.B. No. 1716-86, entitled: "A BILL FOR AN ACT RELATING TO BALL OR MARBLE MACHINES," was referred to the Committee on Government Operations;

Hse. Com. No. 25 - H.B. No. 1795-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 26 - H.B. No. 1797-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES," was referred to the Committee on Government Operations;

Hse. Com. No. 27 - H.B. No. 1826-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was referred to the Committee on Government Operations;

Hse. Com. No. 28 - H.B. No. 1830-86, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," was referred to the Committee on Transportation;

Hse. Com. No. 29 - H.B. No. 1859-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 30 - H.B. No. 1869-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 31 - H.B. No. 1904-86, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 32 - H.B. No. 1907-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOXING COMMISSION," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 33 - H.B. No. 1971-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RIGHTS OF ENTRY," was referred to the Committee on Agriculture;

Hse. Com. No. 34 - H.B. No. 1972-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROHIBITION OF ENTRY OF ANIMALS WITHOUT INSPECTION," was referred to the Committee on Agriculture;

Hse. Com. No. 35 - H.B. No. 1976-86, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CERTIFICATE," was referred to the Committee on Agriculture;

Hse. Com. No. 36 - H.B. No. 1977-86, entitled: "A BILL FOR AN ACT RELATING TO RULES GOVERNING THE INSPECTION, QUARANTINE, DISINFECTION, OR DESTRUCTION OF ANIMALS," was referred to the Committee on Agriculture;

Hse. Com. No. 37 - H.B. No. 1978-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," was referred to the Committee on Agriculture;

Hse. Com. No. 38 - H.B. No. 1979-86, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF ARRIVAL OF ANIMALS," was referred to the Committee on Agriculture;

Hse. Com. No. 39 - H.B. No. 1980-86, entitled: "A BILL FOR AN ACT RELATING TO BREEDING OF ANIMALS IN QUARANTINE," was referred to the Committee on Agriculture;

Hse. Com. No. 40 - H.B. No. 1981-86, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE OF ANIMALS," was referred to the Committee on Agriculture;

Hse. Com. No. 41 - H.B. No. 1984-86, entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF ANIMALS FERAE NATURAE," was referred to the Committee on Agriculture;

Hse. Com. No. 42 - H.B. No. 1986-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE," was referred to the Committee on Agriculture;

Hse. Com. No. 43 - H.B. No. 1987-86, entitled: "A BILL FOR AN ACT RELATING TO COOPERATION WITH FEDERAL AUTHORITIES," was referred to the Committee on Agriculture;

Hse. Com. No. 44 - H.B. No. 1988-86, entitled: "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS," was referred to the Committee on Agriculture;

Hse. Com. No. 45 - H.B. No. 1989-86,

entitled: "A BILL FOR AN ACT RELATING TO GLANDERS AND FARCY," was referred to the Committee on Agriculture;

Hse. Com. No. 46 - H.B. No. 1995-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," was referred to the Committee on Health;

Hse. Com. No. 47 - H.B. No. 2003-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POISONS," was referred to the Committee on Health;

Hse. Com. No. 48 - H.B. No. 2004-86, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," was referred to the Committee on Health;

Hse. Com. No. 49 - H.B. No. 2005-86, entitled: "A BILL FOR AN ACT RELATING TO APPLICATION PROCEDURES FOR ENVIRONMENTAL PERMITS," was referred to the Committee on Health;

Hse. Com. No. 50 - H.B. No. 2012-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HIGHWAYS," was referred to the Committee on Transportation;

Hse. Com. No. 51 - H.B. No. 2027-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was referred to the Committee on Economic Development;

Hse. Com. No. 52 - H.B. No. 2031-86, entitled: "A BILL FOR AN ACT RELATING TO THE BOXING COMMISSION," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 53 - H.B. No. 2036-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 54 - H.B. No. 2053-86, entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 55 - H.B. No. 2054-86, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 56 - H.B. No. 2104-86, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Health;

Hse. Com. No. 57 - H.B. No. 2113-86, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 58 - H.B. No. 2128-86, entitled: "A BILL FOR AN ACT RELATING TO AIRCRAFT SERVICING VEHICLES," was referred to the Committee on Transportation;

Hse. Com. No. 59 - H.B. No. 2194-86, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 60 - H.B. No. 2281-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," was referred to the Committee on Economic Development;

Hse. Com. No. 61 - H.B. No. 2596-86, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," was referred to the Committee on Transportation;

Hse. Com. No. 62 - H.B. No. 2730-86, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY ENFORCEMENT," was referred to the Committee on Health;

Hse. Com. No. 63 - H.B. No. 1720-86, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES OF PUBLIC UTILITIES," was referred to the Committee on Economic Development;

Hse. Com. No. 64 - H.B. No. 1938-86, entitled: "A BILL FOR AN ACT RELATING TO BANK LOANS AND INVESTMENTS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 65 - H.B. No. 1941-86, entitled: "A BILL FOR AN ACT RELATING TO BANKING," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 66 - H.B. No. 2029-86, entitled: "A BILL FOR AN ACT RELATING TO REGULATORY LICENSING REFORM," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 67 - H.B. No. 2041-86, entitled: "A BILL FOR AN ACT RELATING TO THE PEST CONTROL INDUSTRY," was referred to the

Committee on Consumer Protection and Commerce;

Hse. Com. No. 68 - H.B. No. 2043-86, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 69 - H.B. No. 2044-86, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 70 - H.B. No. 2046-86, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 71 - H.B. No. 2047-86, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 72 - H.B. No. 2048-86, entitled: "A BILL FOR AN ACT RELATING TO LICENSE DENIAL APPEALS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 73 - H.B. No. 2049-86, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 74 - H.B. No. 2050-86, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 75 - H.B. No. 2051-86, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGINISTS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 76 - H.B. No. 2052-86, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 77 - H.B. No. 2112-86, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 78 - H.B. No. 2114-86,

entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 79 - H.B. No. 2115-86, entitled: "A BILL FOR AN ACT RELATING TO NURSING," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 80 - H.B. No. 2116-86, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 81 - H.B. No. 2193-86, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 82 - H.B. No. 2375-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," was referred to the Committee on Consumer Protection and Commerce;

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

The Senate reconvened at 11:45 o'clock a.m.

SENATE CONCURRENT RESOLUTION

S.C.R. No. 29, entitled: "SENATE CONCURRENT RESOLUTION CONGRATULATING CORAZON AQUINO ON RESTORING TRUE DEMOCRACY IN THE PHILIPPINES," was offered by Senators Kawasaki, Cobb, Hee, B. Kobayashi, Cayetano, Solomon, Matsuura, Yamasaki, McMurdo, Kuroda, Young, Chang, Holt, Abercrombie, Fernandes Salling, Soares, A. Kobayashi, Henderson, Toguchi, Aki, Machida, Wong, Mizuguchi, Hagino and George, and was read by the Clerk.

Senator Kawasaki moved that S.C.R. No. 29 be adopted, seconded by Senator Cayetano.

Senator Kawasaki then rose to speak in support of S.C.R. No. 29 and S.R. No. 52 as follows:

"Mr. President, I think it is entirely appropriate that the Senate of the State of Hawaii, by means of this resolution and S.R. No. 52, convey to President Aquino and all the people of the Philippine Islands our deep respect and admiration for this magnificent display of human courage.

"The pages of human history are replete with shining examples of the indomitable,

unquenchable thirst on the part of human hearts to have freedom. And these resolutions, I believe, convey to all the people of the Philippine Islands and to the entire world, the State of Hawaii's deep admiration for the great sacrifices made by literally thousands of people who, in effect, gave their lives so that the people of the Philippine Islands again be given hope to exist as free citizens of the world. I am glad to move for the adoption of this resolution. I urge for the unanimous vote on this resolution".

The motion was put by the Chair and carried, and S.C.R. No. 29 was adopted.

SENATE RESOLUTION

S.R. No. 52, entitled: "SENATE RESOLUTION CONGRATULATING CORAZON AQUINO ON RESTORING TRUE DEMOCRACY IN THE PHILIPPINES," was offered by Senators Kawasaki, Cobb, Hee, B. Kobayashi, Cayetano, Solomon, Matsuura, Yamasaki, McMurdo, Kuroda, Young, Chang, Abercrombie, Holt, Fernandes Salling, Soares, A. Kobayashi, Henderson, Toguchi, Aki, Machida, Wong, Mizuguchi, Hagino and George, and was read by the Clerk.

On motion by Senator Kawasaki, seconded by Senator Cayetano and carried, S.R. No. 52 was adopted.

ORDER OF THE DAY

MATTERS DEFERRED FROM WEDNESDAY, FEBRUARY 26, 1986

THIRD READING

Senate Bill No. 1840-86:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 1840-86, entitled: "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

FINAL READING

Senate Bill No. 92, S.D. 1, H.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 92, S.D. 1, and S.B. No. 92, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE DEALERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1

(Kawasaki).

At 11:48 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.

At this time, Senator Kawasaki rose on a point of personal privilege and stated the following:

"Mr. President, I rise on a point of information -- in this case, providing information.

"Mr. President, as you know, there was scheduled yesterday a public hearing on the resolution requesting the President and the Congress to deny sanctuary to the Marcos family.

"After hours of testimony, very meaningful and profound testimony, the committee at this point is now considering many facets of the serious testimony that was presented. Because people have inquired as to what the disposition of that resolution was and what the decision of the committee was, and recognizing that there were simultaneous committee meetings that required many members of the committee and others invited to that hearing to leave, we are still considering the ultimate outcome of the resolution.

"We are waiting for information that we are seeking and so a decision has not as yet been made. That will come later on. I just wanted to let you know the status of that particular hearing."

The Chair then asked Senator Kawasaki, "That is information for this body, is that correct?"

Senator Kawasaki replied in the affirmative.

At 11:54 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, the Chair made the following remarks:

"Before proceeding with the order of business, I would like to respond with reference to the inquiry made by Senator Kawasaki. For the purpose of the record, I asked Senator Kawasaki to hold the resolution. At the time of the hearing yesterday, the resolution really had been drafted over 48 hours prior to the hearing. And within the span of the previous 48 hours, as you well know, the circumstances in the Philippines had turned most dramatically.

"I had talked to Senator Kawasaki yesterday and asked him to withhold the resolution because the resolution addressed itself to the resignation of President Marcos and also to the sentiment that we should not grant him sanctuary here in Hawaii. At the time of the hearing, I felt personally that the issue was moot because President Marcos had left the Philippines, and secondly, because he had already arrived in Hawaii. Therefore, I asked Senator Kawasaki not to pass the resolution out of his committee. His feeling at the time was that he owed the witnesses the opportunity to express their opinions, pro and con. On the record, that is exactly what took place.

"I don't want it misconstrued that we in the Senate are necessarily siding with the Governor or siding with the President. I think the real truth of the matter is that there's a great deal of divisiveness in the Filipino community. And I thought that the first basic step for us was to hear the people's opinions and try to understand their feelings, and after that try and get the Filipino community together. I think the step was taken yesterday.

"Again, the change of events which would have surprised most of us was that the President of the Philippines offered the first step when she was asked whether President Marcos should be extradited back to the Philippines, and her answer was, no, that she would let things heal. I think that that is what is needed most and want to make that point very clear.

"Evidently, a number of us have been receiving calls from members of the Filipino community expressing great shock and dismay at what we were doing here. I want to make it very, very clear that I made a very personal appeal to Senator Kawasaki to keep that resolution in his committee. And as he has indicated to you, he is still not totally satisfied. He is going to look into the whole question of sanctuary, and I think that's only fair. However, I will continue to try and convince Senator Kawasaki that I think the time has come for healing and in that healing process, of getting the Filipino community united into one effort for the good of the Filipino people. And I think all of us agree with that position.

"If there are any questions from the press or the media or other interested people, please come to my office and perhaps we can sit down and go into a more detailed explanation of what took place."

Senator Cayetano made the following comments in response to the Chair's remarks:

"Mr. President, I think you have managed to show once again what we all know about Senator Kawasaki, that is, depending on the

way the question is asked, he may do the exact opposite. So, Mr. President, you should make sure that you ask the question in the proper way. And I also want to thank you for agreeing to allow me to lead the Senate delegation to the Philippines after the session is over."

At this time, Senator Henderson rose on a point of personal privilege and asserted the following:

"Mr. President, I rise on a point of personal privilege. Mr. President, last night in the Ways and Means Committee, the members were given a memo written by Bruce Honda, State Tax Department attorney, and State Tax Director Herbert Dias. This memo stated, in effect, that a loophole had been created in law which could eliminate some \$400 million from the state's \$650 million a year general excise tax base. This perceived loophole deals with the treatment of non-taxable reimbursements.

"Now, I'm not here to debate the Tax Department's interpretation of Act 303. Suffice it to say that it is but one interpretation. What bothers me are the consequences of this interpretation and the impact it is going to have on other matters that will come before this body this session. For example, we are considering a hotel room tax, the funding of a proposed convention center, and measures to improve our much maligned business climate. The Tax Department's reading of Act 303 and their forecast of its consequences have, in effect, thrown a monkey wrench into all our considerations of the past seven weeks.

"So what can be done about the matter? First of all, there is nothing I know of which would prevent the Tax Department from adopting rules which narrowly define what a reimbursable cost or advance is. Under Chapter 91, the definition of a rule is a statement which implements, interprets, or prescribes law or policy. It would seem that the immediate fix is for the Tax Department to do just that: adopt a rule equitably interpreting what a reimbursable cost or advance is. Furthermore, it is my understanding that the amendment causing all this furor in Act 303 deals with an exemption from general excise tax law. As such, it is subject to strict statutory rules of construction, as are all exemptions of this nature which have been examined by our courts.

"Secondly, thought should be given to retroactively amending Act 303 to eliminate the perceived problem. Perhaps an amendment of this sort would not pass constitutional muster, but is an avenue which should certainly be explored.

"Finally, I thought we had a compromise

solution with the proposed Senate Draft 2 of Senate Bill 1965, offered by the Ways and Means chairman, which would address the majority of the problems covered by Act 303.

"Mr. President, I personally don't agree that the problem will lead to a loss of revenue of \$400 million. Furthermore, I don't believe we should cast aside all the hard work we have put in on the hotel room tax, the convention center, and in a tax reform package to improve our business climate. I urge all of my colleagues to examine the situation in more depth and take measures such as I have outlined previously to eliminate or minimize the perceived problem. It would be a shame and a disservice to the people of this state to permit this development to scuttle all of the work we have done so far this session, without more in-depth investigation of this problem. Thank you."

Senator Yamasaki also rose on a point of personal privilege and made the following statements:

"Mr. President, I also would like to request permission to speak on this subject that has been entertained by Senator Henderson. Mr. President, last evening as I returned to my desk in my office, there was a copy of a letter from the Director of Taxation, Mr. Herbert Dias, and from the Attorney General of the State, Corinne Watanabe, addressed to the Honorable Richard S.H. Wong, Senate President, and the Honorable Mamoru Yamasaki, Chairman, Senate Ways and Means Committee, regarding 'Act 303, S.L.H. 1985 - Situations Where Taxpayers Are Taking Advantage of the Benefits of Act 303.' It states:

'For your consideration and information in regards to S.B. No. 1965, SD2, we relate the following situations where taxpayers are taking advantage of the benefits that may inure under Act 303:

1. The most obvious is the much publicized statement by Mayor Frank Fasi that MTL, Inc., has not paid general excise taxes since July, 1985. Actually, the July taxes were paid but no payments have been made since August.

MTL asserts that it has not realized any gross income for purposes of our general excise tax law because whatever moneys it receives from the City and County of Honolulu constitutes excluded reimbursements. MTL bases its claim on a reading of Act 303 that reimbursements do not constitute gross income. Only additional consideration received constitutes gross income subject to

excise taxation. MTL argues that it annually expends funds for the operation and maintenance of buses for the City; accordingly, amounts it receives from the City merely reimburses them for these costs and expenses.

The potential revenue impact is approximately \$1.5 million per year.'

"The letter further continues as item 2:

'2. In a recently-concluded settlement of a proposed assessment of general excise taxes to Life Care Center of America, an out-of-state hospital management corporation, the attorney and the corporations' CPA urged the nontaxability of the gross receipts derived from a contract to manage a nursing home on the island of Hawaii for Hilo Medical Investors, Ltd. arguing that Act 303 deemed these payments to constitute exempt reimbursements. They reasoned that the management corporation purchased the services from its Oklahoma-based home office, accordingly, it was merely being reimbursed its costs from the County of Hawaii.

The proposed assessment totaled \$66,252.00.

'3. The various shopping center associations have made inquiries whether or not Act 303 would exempt dues and assessments received from their tenant members. The assessments derive from services performed by the association such as public relations, advertising, etc., where the services are purchased from third parties (public relations firms, newspaper and magazine advertisements) and the cost is pro-rated and assessed to the member tenants.

'4. Architectural firms have filed amended returns claiming refunds by virtue of claimed reimbursements that should not be subject to general excise taxation under Act 303. In one case, the architect had initially reported a gross income of an amount in excess of \$1.2 million and paid taxes thereon. He recently filed an amended return by excluding claimed reimbursements of \$400,000. The taxpayer is, therefore, claiming a reduction in his taxable gross income by 33%. The claimed reimbursements involve only amounts paid to other contractors for services required in the performance of architectural services.

'5. A taxpayer doing business as manager and operator of condominium hotels resisted a proposed assessment of \$90,000. The taxpayer claimed the assessment should be in the neighborhood of \$20,000 because the Department's computation included reimbursed expenses that are properly excluded from excise taxation by Act 303. The claimed reimbursements included only amounts the taxpayer had contracted and paid out, such as accounting fees. In this case the claimed reimbursements would have reduced the taxable base by nearly 75%.

'6. Parent corporations which provide centralized management and administrative services to their subsidiaries have urged the value of the services furnished and performed constitute excludable reimbursements. The cost of the services are allocated to the subsidiaries and recovery of these costs reduces the expenses incurred by the parent.

'7. In the recently concluded Annual Meeting of the Hawaii Society of Public Accountants, a number of CPAs approached representatives of the Department of Taxation and related they see unlimited possibilities by which income may be excluded from the general excise tax base under Act 303. This is a frightening revelation because there is no way to detect the nature and amounts of income that may be excluded. If the CPAs are talking about excluding recoveries of all costs that comprise the price base, the general excise tax becomes a meaningless tax. For one thing, the Act will have converted the general excise tax from a gross receipts to a net income tax. If the general excise tax is to remain a viable tax, there will have to be a tremendous increase in the tax rates for all activities to make up for the lost revenue.

'8. In meetings with the audit staff of the Department of Taxation, a CPA has related that he has been advising his clients of the benefits to be derived from Act 303 but that he will not disclose to the Department what he has been telling the clients.'

"So, Mr. President, based on this letter and from the testimony that we have received on, I believe, Senate Bill 1965 on 'gross up,' the Department of Taxation has said that there will be an erosion of our tax base that might approximate \$400 million. And according to the letter there will be

many, many more requests for reimbursements, and if this is so, we are really going to erode our tax base and I believe that there will be an erosion. And therefore, I said to the committee last evening that the chairman is going to propose some changes to the bills that we have before us.

"These changes that I said to the committee that I will be recommending will be: first, to repeal Act 303, Session Laws of Hawaii, 1985; second, restore Chapter 237-20 as it appeared before Act 303, 1985; and third, the effective date will be upon approval and be retroactive to July 1, 1985.

"Also, I made a statement to the committee that in light of this revelation that the chair is going to recommend reconsideration of items that we have approved that concerns affiliated corporations, common paymasters, merchant association, 'gross-up' and reimbursements, except that exemption for prescription drugs will be continued.

"And on the bills that are pending on the convention center, I said that the chair is going to recommend that all sites for convention centers — Fort DeRussy, Fort Armstrong, the golf course, the zoo — all of these recommended sites will be treated equally in determining what site will be the best for the convention center. Also, on the room tax, we had a position of increasing the room tax to 2%, and because hotels will also be involved and I know this because the representatives of the hotel industry came before us to request that the hotels be also included in the 'gross up' because they have a similar situation that the tour people have. Therefore, I believe that the accountants representing the hotels are certainly going to submit their requests for reimbursement. And therefore, I recommended to the committee that we seriously consider increasing the levy of room tax from 2% to 3% and as much as 4%, and to cover all services related to tourism.

"And finally, I said that we may have to seriously consider the administration's proposal to increase our general excise from 4% to 5% so that we will have sufficient funds in the event these corporations are successful in obtaining their reimbursements as they claim. And I believe that this is something that we must seriously consider if it is going to erode our tax base as much as \$400 million. Unless we take some counter-actions the State will be led into bankruptcy. And in view of the federal Gramm-Rudman law that is before us, five years from now in 1991, I think that the state is going to be in a terrible fix. I want to seriously consider — and probably this will be before the committee and before you.

"We want to apprise you of the situation

because this is a serious matter. We cannot erode our tax base as much as \$400 million or more. Therefore, Mr. President, I intend to pursue this subject so that we will be able to protect the integrity of the fiscal situation of the State of Hawaii for the benefit of the people. As you know, we have tried to address, to improve the business climate of the State of Hawaii, and last session's Act 303 was a recommendation from the business sector, from the Chamber of Commerce, from the Tax Foundation, to do something about this situation on 'gross up.'

"We believed that we were honestly making an attempt to improve the business climate. And now, today, we find ourselves eroding the tax base of the State of Hawaii. I think that it is a very serious subject, and I want to apprise this body on the predicament I am in as chairman of the Ways and Means Committee to make sure that there are sufficient funds to carry out the programs of the State of Hawaii and to make sure that the fiscal integrity of the state is preserved. Thank you, Mr. President."

Senator Cayetano then added his comments:

"Mr. President, having heard the chairman's remarks, I feel very concerned. I am not in the Ways and Means Committee, and I would hope that the President would see fit to have a caucus on this matter because the chairman is calling for, I think he said, a counter-move. I don't want us to use nuclear weapons to deal with what may not be a big problem. I think this is a subject which maybe requires the wisdom of all senators and I think we should be briefed accordingly.

Senator Kawasaki then asked the following of the Chair:

"Mr. President, may I request of the chairman of the Ways and Means Committee that he pass out to each member of the Senate here a copy of the lengthy statement he just made for further perusal. And further, may this be an object lesson to all of us that when we make statutory changes to our tax laws, we do it very carefully because often we have done it in a rather cavalier fashion and we find ourselves in a dilemma. As to the changes that brought about this dilemma, a very simple answer is to repeal some of these changes we made."

Senator Soares rose to add his remarks:

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

"I have to react to what happened last night on two points. First is a question to you, Mr. President. The letter that was

read by the committee chairman was dated February 21st addressed to you. The letter was stamped by either your office or his office, February 26th, five days later. I gather a menehune or some angel dropped the letter on my good chairman's desk while he was having dinner last night. I'm wondering what happened between the 21st and the 26th. It was actually last night and my concern last night, and I want to put it on the record today.

"I'm very concerned about it because we violated a Senate rule last night, Senate Rule 19, requiring 48 hours on decision-making hearings or other committee hearings. The bill we're talking about was not before the committee last night. It was not on the agenda; it was not up for discussion. In fairness to the committee chairman, I was concerned and still am concerned that we violated a rule to bring it before the committee, discussed the impact of what is one man's opinion on a bill we had agreed on before. And I raised it last night and I raise it again, we cannot afford to violate our Rules and accept communications from one person, stop the proceedings, and all of a sudden shelve all the rest of the bills to react to a very serious concern. And I agree with him, this is a very serious concern. But the procedure of the Senate was violated, and I'd like to ask you a question, Mr. President. What happened to that letter between the 21st and the 26th?"

The Chair replied that he didn't know but would find out.

Senator Soares continued as follows:

"I appreciate hearing that, because five days went by and all of a sudden in a very heavy hearing, we're dividing ourselves by having a letter come to our attention that was written five days earlier, which could have been brought in the morning or in a recess. And in fairness to the chairman, he tried to explain that, but my feeling is the choice of words should have been set up where he would do something else rather than have that bill before us."

The Chair then answered:

"If I may respond, very simply, I don't know what the communication problem was with that letter. I'll be able to tell you later on. Secondly, it was not a decision-making meeting, and only one which merely reflects what the chairman's concern is on the matter, and ..."

Senator Soares interjected and said, "Mr. President, point of order, we were in a meeting on decision-making last night."

The Chair then asserted as follows:

"Yes, but the letter was not by subject like a bill. It was just an addendum to what was being discussed, as I understand it. And through that discussion, my understanding is there was a great furor over what was being done. My feeling about the whole matter is that, first of all, in response to Senator Cayetano's inquiry, this matter is by no means going to be taken lightly. I am really looking forward to what Ways and Means is going to recommend as a committee, and certainly we will have a caucus on it, as you will also have the opportunity for a caucus. There would be more than sufficient time to discuss the matter, I am sure. I don't usually take sides from the podium but I do feel that this matter is of serious importance. Therefore, I think everyone in the Senate should be involved and we'll see that something will happen in that respect. There will be sufficient time for public notices, public reaction and member input."

Senator Soares then proposed the following:

"Mr. President, I would suggest very strongly then in view of the serious matter of this correspondence to the state of the state that we have a committee of the whole of all of us. It is very important that all senators be privy to what the status of events might be because \$400 million is a lot of bucks."

The Chair responded as follows:

"I would take exception to that except to say the committee will make the recommendation to the full body and then if so desired we can get in with the committee as a whole. That's the way I run the Senate and I await the chairman and the committee's recommendation. Until such time, we will forward whatever information that we are able to gather from the administration to all the members of the Senate so that they be apprised as to what is going on. And as you mentioned, it's a matter of great, major proportion, and I think the underlying consideration in the whole discussion has to be to maintain the fiscal integrity of the state. I think that's what we're all looking forward to doing. We'll get there."

At this time, Senator Abercrombie also rose on a point of personal privilege and remarked as follows:

"Mr. President, I don't want anything to get lost in terms of the perspective here, so I'll speak on personal privilege, if you will grant it to me.

"Mr. President, in all of the discussion here, and I feel for Senator Yamasaki on this because he has been the subject — and by extension, the Ways and Means

Committee and the Legislature — to a virtually unending barrage of criticism concerning what is termed the business climate. What you have here at base is not a failure of the Legislature but the good-faith attempt of the Legislature to respond to this criticism, and what happens? The very people who have been carrying the torch about a bad business climate, and how we have to make it better for business, are the first to turn to corporate greed and try to undermine the good faith and goodwill of the Legislature in passing this bill.

"Everybody knows, including the thieving accountants that are involved in this, and all of the merchants' associations and the hotels, everybody that comes and says that we should sacrifice for them. The same kind of people who came to the Ways and Means Committee yesterday and said, 'no matter what you do in the Legislature, and no matter what you pass in terms of a hotel room tax, we want it all and we want to control it all.' And these are the people who came to us last year and the year before talking about business climate. I hope the people of this state understand. The next time you hear from the Chamber of Commerce and the rest of the people who come here and berate us for what we failed to do, in terms of recognizing their problems, have taken the very first opportunity that they have to try and turn it around and undermine the state, and to take advantage for their own private interests.

"As you listen to Senator Yamasaki recite from the letter written to the President and to him, as chairman of the Ways and Means Committee, look at the individuals and corporations and the business interests that are represented in this gleeful attempt to try and destroy the tax base of the state, if they can get away with it. Everybody knows exactly what the intent of that bill is and they know exactly what they are doing, and I hope we have it in mind the next time you hear all this bleeding from so-called business sector in this state about a bad business climate."

Senator McMurdo then made the following comments:

"Mr. President, I feel that I must rise in defense of the chairman of the Ways and Means Committee. I've been one of the people who has been foremost in watching sunshine laws and acts that might violate it. I was at that meeting last night and I feel that what the good Senator did was absolutely apropos. It was time that this kind of news was out. It was a public meeting. There was no decision-making involved, and it was a great shock to all of

us, including the chairman. I applaud him for his effort in making this come out immediately, as he did last night, instead of waiting for a small meeting of people or something like that. So, I felt that he did not violate the sunshine law, but was within the spirit of it, certainly. Thank you."

Senator Yamasaki then stated as follows:

"Mr. President, in response to the second to the last speaker, I did make reference to Senate Bill 1965, which was not on the agenda, and that was correct that it was proper for me not to make any reference to Senate Bill 1965 because that was not part of the agenda. And therefore, I quickly noticed and I withdrew that reference to Senate Bill 1965, so that was withdrawn from the table, Mr. President. Thank you."

Senator Henderson then responded as follows:

"Mr. President, I don't think we're finding fault with the chairman of Ways and Means. I'd like to make sure that my remarks weren't interpreted that way. I think the problem lies really with the Tax Office in the fact that they have not written rules and regulations, implementing Act 303, and therein lies the problem. And I think therein would lie the solution. Thank you."

The Chair made the following remarks:

"Just as a comment, Senator Henderson, to your remarks, I recall that this bill was supposed to take care of a person who owned a boat, and what we find ourselves with is an aircraft carrier. That's what ... (Senator Henderson added, 'the whole Navy ... '). Right, and it started off as an attempt, really, to help a small businessman who people felt was being treated unfairly. That's the irony of the thing, and like you said, instead of getting a battleship, we got the whole Navy.

"I look forward with all seriousness to the recommendation that will be made by the Ways and Means people, and if a further meeting is required, certainly, the Chair would have no objection of calling a committee of the whole. So I want to assure all the Senators that we will await the recommendation from Ways and Means and act accordingly."

ADJOURNMENT

At 12:35 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., Friday, February 28, 1986.

TWENTY-SEVENTH DAY

Friday, February 28, 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 the Reverend Terrence A.M. Watanabe of the Cathedral of Our Lady of Peace, after which the Roll was called showing all Senators present with the exception of Senator B. Kobayashi who was excused.

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

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

Senator Abercrombie introduced a group of 100 students from Royal and Fern Elementary Schools who were accompanied by Dr. Mary Ellen Neumann of Royal Elementary School and Ms. Georgiana Chu, Mr. Jake Tallada and Ms. Jean Kimoto of Fern Elementary School. Senator Abercrombie then announced that the student chorus and dance team, particularly Hawaiian songs and dance, will be entertaining in the rotunda subsequent to the session today.

Senator George introduced Ms. Elizabeth Long, the first Fulbright scholar degree candidate from the People's Republic of China to study at the University of Hawaii, and read portions of the Senate Certificate honoring her. Ms. Long was escorted by Mr. Paul Hooper, a UH professor of American Studies, who was a Fulbright scholar in studies in Beijing, People's Republic of China, and who was instrumental in her being selected for a Fulbright.

The honoree was presented the Senate Certificate by Senator George and Senator Chang presented her with a lei. Senator A. Kobayashi presented Mr. Hooper a lei.

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

The Senate reconvened at 11:55 o'clock a.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 83 to 124) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 83, transmitting Senate Bill No. 909, S.D. 1, which passed Third Reading in the House of Representatives on February 27, 1986, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 909, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," was deferred until Monday, March 3, 1986.

Hse. Com. Nos. 84 to 124, transmitting the following House Bills which passed Third Reading in the House of Representatives on February 27, 1986, were placed on file and, on motion by Senator Cobb, seconded Senator Soares and carried, said House Bills passed First Reading by title and were referred to committee as follows:

Hse. Com. No. 84 - H.B. No. 1663-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A UNIVERSITY OF HAWAII CHILD CARE CENTER PILOT PROJECT," was referred to the Committee on Higher Education, then to the Committee on Ways and Means;

Hse. Com. No. 85 - H.B. No. 1676-86, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES," was referred to the Committee on Ways and Means;

Hse. Com. No. 86 - H.B. No. 1678-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RESPITE CARE," was referred to the Committee on Human Services, then to the Committee on Ways and Means;

Hse. Com. No. 87 - H.B. No. 1684-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH EDUCATION AND INFORMATION," was referred to the Committee on Health, then to the Committee on Ways and Means;

Hse. Com. No. 88 - H.B. No. 1688-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS," was referred to the Committee on Health, then to the Committee on Judiciary;

Hse. Com. No. 89 - H.B. No. 1690-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROBATE," was referred to the Committee on Judiciary;

Hse. Com. No. 90 - H.B. No. 1691-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," was referred to the Committee on Judiciary, then to the Committee on Ways and Means;

Hse. Com. No. 91 - H.B. No. 1699-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A SMALL BUSINESS

PROCUREMENT ASSISTANCE OFFICE," was referred to the Committee on Economic Development, then to the Committee on Ways and Means;

Hse. Com. No. 92 - H.B. No. 1700-86, H.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A 'SISTER-RELATIONSHIP' SPECIAL EXCHANGE PROGRAM AND MAKING AN APPROPRIATION THEREFORE," was referred to the Committee on Economic Development, then to the Committee on Ways and Means;

Hse. Com. No. 93 - H.B. No. 1707-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN MANAGEMENT," was referred to the Committee on Economic Development, then to the Committee on Ways and Means;

Hse. Com. No. 94 - H.B. No. 1727-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," was referred to the Committee on Transportation;

Hse. Com. No. 95 - H.B. No. 1729-86, entitled: "A BILL FOR AN ACT RELATING TO CIVIL REMEDIES AND DEFENSES AND SPECIAL PROCEEDINGS," was referred to the Committee on Judiciary;

Hse. Com. No. 96 - H.B. No. 1739-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," was referred to the Committee on Transportation;

Hse. Com. No. 97 - H.B. No. 1829-86, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES," was referred to the Committee on Government Operations;

Hse. Com. No. 98 - H.B. No. 1928-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," was referred to the Committee on Ways and Means;

Hse. Com. No. 99 - H.B. No. 1949-86, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 7, OF THE HAWAII CONSTITUTION, TO REQUIRE A PERSON TO RESIGN FROM OFFICE IN ORDER TO CHANGE A POLITICAL PARTY WHILE IN OFFICE," was referred to the Committee on Judiciary, then to the Committee on Ways and Means;

Hse. Com. No. 100 - H.B. No. 1959-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUVENILE JUSTICE INTERAGENCY BOARD," was referred to the Committee on Judiciary;

Hse. Com. No. 101 - H.B. No. 1970-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES," was referred to the Committee on Agriculture;

Hse. Com. No. 102 - H.B. No. 1992-86, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT," was referred to the Committee on Judiciary;

Hse. Com. No. 103 - H.B. No. 1998-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," was referred to the Committee on Transportation;

Hse. Com. No. 104 - H.B. No. 2007-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES AND MENTAL RETARDATION RECORDS," was referred to the Committee on Health;

Hse. Com. No. 105 - H.B. No. 2009-86, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," was referred to the Committee on Labor and Employment;

Hse. Com. No. 106 - H.B. No. 2010-86, entitled: "A BILL FOR AN ACT RELATING TO THE ADVISORY COMMISSION ON EMPLOYMENT AND HUMAN RESOURCES," was referred to the Committee on Labor and Employment;

Hse. Com. No. 107 - H.B. No. 2016-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," was referred to the Committee on Economic Development;

Hse. Com. No. 108 - H.B. No. 2038-86, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 109 - H.B. No. 2055-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PEST CONTROL INDUSTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 110 - H.B. No. 2060-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAT BELTS," was referred to the Committee on Transportation;

Hse. Com. No. 111 - H.B. No. 2103-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was referred to the Committee on Health;

Hse. Com. No. 112 - H.B. No. 2117-86,

entitled: "A BILL FOR AN ACT RELATING TO SALE OF FINE PRINTS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 113 - H.B. No. 2168-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," was referred to the Committee on Economic Development;

Hse. Com. No. 114 - H.B. No. 2173-84, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS," was referred to the Committee on Tourism and Recreation;

Hse. Com. No. 115 - H.B. No. 2217-86, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 116 - H.B. No. 2282-86, entitled: "A BILL FOR AN ACT RELATING TO THE PESTICIDES ADVISORY COMMITTEE," was referred to the Committee on Agriculture;

Hse. Com. No. 117 - H.B. No. 2326-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS AND AMMUNITION," was referred to the Committee on Judiciary;

Hse. Com. No. 118 - H.B. No. 2397-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATIONS OF ACTIONS," was referred to the Committee on Judiciary;

Hse. Com. No. 119 - H.B. No. 2465-86, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION TO VICTIMS OF CRIME," was referred to the Committee on Judiciary;

Hse. Com. No. 120 - H.B. No. 2358-86, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was referred to the Committee on Judiciary;

Hse. Com. No. 121 - H.B. No. 2361-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was referred to the Committee on Judiciary;

Hse. Com. No. 122 - H.B. No. 2526-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY," was referred to the Committee on Judiciary;

Hse. Com. No. 123 - H.B. No. 2582-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was referred to the Committee on Agriculture, then to the Committee on Ways and Means; and

Hse. Com. No. 124 - H.B. No. 2715-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE," was referred to the Committee on Consumer Protection and Commerce.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 254-86) recommending that Senate Bill No. 1625-86 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 254-86 and S.B. No. 1625-86, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL PROGRAM," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 255-86) recommending that Senate Bill No. 1685-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 255-86 and S.B. No. 1685-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 256-86) recommending that Senate Bill No. 1764-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 256-86 and S.B. No. 1764-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 257-86) recommending that Senate Bill No. 2478-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 257-86 and S.B. No. 2478-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 258-86) recommending that Senate Bill No. 1718-86 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 258-86 and S.B. No. 1718-86, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS

THEREFOR," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 259-86) recommending that Senate Bill No. 1651-86, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 259-86 and S.B. No. 1651-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 260-86) recommending that Senate Bill No. 1652-86 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 260-86 and S.B. No. 1652-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 261-86) recommending that Senate Bill No. 2050-86 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 261-86 and S.B. No. 2050-86, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES IN THE COMPENSATION PLAN FOR MANAGERIAL WHITE COLLAR POSITIONS AND MAKING APPROPRIATION AND OTHER ADJUSTMENTS," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 262-86) recommending that Senate Bill No. 1033, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 262-86 and S.B. No. 1033, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 263-86) recommending that Senate Bill No. 2134-86 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 263-86 and S.B. No. 2134-86, entitled: "A BILL FOR AN ACT RELATING TO AN APPROPRIATION FOR THE HAWAII WORKERS' COMPENSATION STATE FUND," was deferred until Monday,

March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 264-86) recommending that Senate Bill No. 2314-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 264-86 and S.B. No. 2314-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT MOTOR VEHICLES," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 265-86) recommending that Senate Bill No. 2468-86, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 265-86 and S.B. No. 2468-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 266-86) recommending that Senate Bill No. 994, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 266-86 and S.B. No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 267-86) recommending that Senate Bill No. 1781-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 267-86 and S.B. No. 1781-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 268-86) recommending that Senate Bill No. 2326-86, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 268-86 and S.B. No. 2326-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 269-86) recommending that Senate Bill No. 2328-86, S.D. 1, pass Third

Reading.

By unanimous consent, action on Stand. Com. Rep. No. 269-86 and S.B. No. 2328-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESIDENT OF THE UNIVERSITY OF HAWAII," was deferred until Monday, March 3, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 270-86) recommending that Senate Bill No. 2332-86 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 270-86 and S.B. No. 2332-86, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was deferred until Monday, March 3, 1986.

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 271-86) recommending that Senate Bill No. 2463-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and S.B. No. 2463-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 3, 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.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The President re-referred the following Senate Bills:

S.B. No. 974, S.D. 1, (1985) jointly to the Committee on Education and the Committee on Government Operations;

S.B. No. 1011 (1985) jointly to the Committee on Human Services and the Committee on Ways and Means; and

S.B. No. 2130-86 to the Committee on Human Services.

At this time, Senator Kawasaki, chairman of the Committee on Government Operations, requested a waiver of the 48-hour Notice of a Public Hearing on S.B. No. 974, S.D. 1, and the President granted the waiver.

Senator Yamasaki, chairman of the Committee on Ways and Means, then requested a waiver of the 48-hour Notice of a Public Hearing on S.B. Nos. 2002-86 and

2308-86, and the President granted the waiver.

Senator Kuroda then rose to inquire:

"Mr. President, will you ask the Vice President when he is going to have the celebration lunch for the testimony received on the newspaper bill?"

The Chair posed the question and Senator Kawasaki responded:

"Mr. President, I rise on a point of personal privilege to respond to Senator Kuroda's remarks.

"First of all, Mr. President, I think the local media's waters have been muddied to a point, vitiated to a point where clarification is needed regarding some terminology.

"I agreed with you yesterday in session that I will hold in abeyance the very controversial (Marcos) resolution and I see that one of the papers quoted you as saying that it was 'shelved.'

"When you want to permanently destroy something, you either destroy it or send it to the refuse collector; but when you shelve something, it always means that there's a possibility of that item being removed from the shelf to be put on the agenda again, so I want that to be clarified.

"This morning, in reference to Senator Kuroda's remark, in the public hearing of the Judiciary Committee a testimony was submitted by the owner of the Honolulu Advertiser ... this is in regard to that bill introduced some time ago, asking to repeal the law that is identical to the federal law that allows the newspapers exemption from the antitrust provisions of the Sherman Act.

"In the interest of everybody here, I think this testimony submitted by Mr. Twigg-Smith demands a response from us. It's addressed to the chairman of the Judiciary Committee to this effect. This is Mr. Twigg-Smith talking and I quote:

'I am currently on the Mainland, but I have asked that my testimony on the bill to repeal the State Newspaper Preservation Act be read to this honorable committee.

'As you know, the act was passed in 1972, with language virtually identical to that in the Federal Newspaper Preservation Act. Since newspapers are in the interstate commerce, the Federal statute supercedes any conflicting State statute. Locally, that has been stated in Attorney General opinions.'

I've stated this time and again. And I continue:

'Our interest in seeking the act almost 14 years ago was primarily in hopes of precluding political harassment.'

"Now, if Mr. Twigg-Smith considers our trying to repeal this act, this move that he supports today, and our trying to, if not repeal this act, then delete that language in that bill that the Justice Department objected to when it was being considered in the Congress of the United States ... that language that says, that the statute would allow newspapers to jointly solicit business, jointly pool profits, jointly (the worst part of it) set prices, which is price-fixing in any language, all of these acts which are disallowed, had it applied to any other industry. If this is political harassment then I think we're justified in having provided the political harassment that bothered these people. And to continue his testimony:

'Unfortunately, the statute has not had that effect. In almost every legislative session, the two daily newspapers have been subject to unwarranted "recriminations." And the act has been used by some legislators as a rationale for seeking punitive "anti-press legislation."

"And again, as I said, if our effort to repeal the state statute considered unnecessary, as they admit today in their testimony, is anti-press legislation then to protect the public interest we will have to persist in this kind of 'anti-press' legislation. In any case, to continue:

'We have reluctantly concluded that the State Newspaper Preservation Act, under prevailing circumstances, serves no useful purpose.'

I've stated this time and again.

'For that reason, about five months ago The Advertiser management conveyed to the Chairman of the Senate Judiciary Committee that it will pose no objection to the repeal of this act.'

And I've said that time and again. And finally, he says:

'I do want to thank the Chairman and individual members of this committee and of preceding Judiciary Committees who have treated us with fairness over the years.'

Signed by Thurston Twigg-Smith.

"I, in turn, want to thank all of the Senators who very forthrightly have supported our attempts to repeal this act, and this is agreed to by the newspapers today. I also want to take this time to personally thank one member of the journalistic profession, Jerry Burris, who

notwithstanding the fact that he works for The Advertiser, covered some of our committee hearings very fairly to point out some of our objections and I think this is journalism in the highest standard. Thank you."

Senator Chang then rose on a point of information and inquired:

"Mr. President, would you ask the Vice President what time the celebration luncheon is being held?"

Senator Kawasaki responded:

"Mr. President, celebration in this case may be a little premature. We still need the votes on the floor of this Senate. And of course, there are some people on the other side who are definitely afraid of getting bad publicity as a consequence of supporting us on this position. This is the reason for many years this proposition to repeal has never passed here, so we don't count our chicks before they're hatch."

Senator Abercrombie then interjected:

"Mr. President, am I to understand by the comments of the Vice President that he's leaving it in your hands?"

The Chair answered:

"You can take by his comment that he's not buying lunch."

Senator Kawasaki responded:

"Mr. President, I trust that this will not be shelved."

The President then made the following observation:

"Members of the Senate, the Chair would just like to take a minute of your time in response to an inquiry yesterday involving a letter that was sent by the tax director and the attorney general and the lapse of time between when the letter was written and when the members of the Senate Ways and Means Committee received it.

"The chronologic order, as I understand it, is that the letter was dated February 21st from the tax director to me and Senator Yamasaki. It was delivered here at the Capitol on February 26th. Subsequent to that, on the evening of February 26th the Ways and Means chairman notified the members of the committee.

"That is in response to the inquiry."

Senator Soares then said:

"Mr. President, I'm glad the response was forthcoming. I was just worried that the

fifth floor of the Capitol was too far and it took five days to get down to the chamber."

ADJOURNMENT

At 12:10 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., Monday, March 3, 1986.

TWENTY-EIGHTH DAY

Monday, March 3, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:45 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mrs. Joan Laing, Representative, 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-Seventh Day.

Senator Chang introduced to the members of the Senate, on behalf of Senator Holt and himself, a group of 7th, 8th and 9th grade students from the English class of Central Intermediate School and their teachers, Ms. Amy Farias, Mr. Peter Oyama and Ms. Alice Okimoto.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 200 to 213) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 200, transmitting a draft of a Senate Concurrent Resolution authorizing the Department of Land and Natural Resources to dispose by way of a lease, together with an easement, certain government submerged lands and lands beneath tidal waters situate at Sand Island, Oahu, Hawaii, for the purpose of enabling the construction of certain offshore improvements, was referred to the Committee on Economic Development.

Gov. Msg. No. 201, submitting for consideration and confirmation to the Consumer Advisory Council, the nominations of:

Pamela S. Kimura, Melvin M. Kaetsu and Kwan H. Kuh, terms to expire June 30, 1987; and
Nathan Paco, term to expire June 30, 1988,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 202, submitting for consideration and confirmation to the CATV Advisory Council, the nominations of Sharon Moriwaki and Elaine G. Evans, terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 203, submitting for consideration and confirmation to the Contractors License Board, the nomination

of Malcolm Koga, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 204, submitting for consideration and confirmation to the Board of Hearing Aid Dealers and Fitters, the nomination of Joso Uyetake, term to expire June 30, 1989, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 205, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nominations of:

Edward B. Beidleman, term to expire June 30, 1988; and
Calvin C. Fujita, term to expire June 30, 1989,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 206, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of Joseph Cravalho, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 207, submitting for consideration and confirmation to the Animal Species Advisory Commission, the nominations of Richard C. Wass, Ph.D., and Kenneth Y. Kaneshiro, Ph.D., terms to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 208, submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, City and County of Honolulu, the nominations Edwin A. Ebisui Jr. and Samuel Koffler, terms to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 209, submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, County of Hawaii, the nomination of Henry Ota, term to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 210, submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, County of Maui, the nomination of J. Leolani Abdul Killion, term to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 211, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Hawaii County Hospital System, the nominations of Sherwood R.H. Greenwell, Jitsuo Kotake and Fred Y. Fujimoto, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 212, submitting for consideration and confirmation to the Defender Council, the nominations of Thomas R. Cole, Esq., Terence T. Yoshioka, Esq., and Donald Fujimoto, terms to expire June 30, 1987, was referred to the Committee on Judiciary.

Gov. Msg. No. 213, submitting for consideration and confirmation to the Labor and Industrial Relations Appeals Board, the nomination of Ronald Y. Kondo, term to expire June 30, 1995, was referred to the Committee on Labor and Employment.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 47 from the Land Evaluation and Site Assessment Commission, c/o Office of the Legislative Reference Bureau, transmitting "A Report on the State of Hawaii Land Evaluation and Site Assessment System," pursuant to Act 273, SLH 1983, and Act 148, SLH 1985, 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. 125 and 126) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 125, transmitting House Bill No. 1672-86, H.D. 1, which passed Third Reading in the House of Representatives on February 28, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1672-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed First Reading by title and was referred to the Committee on Labor and Employment.

Hse. Com. No. 126, transmitting House Bill No. 1993-86, H.D. 1, which passed Third Reading in the House of Representatives on February 28, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1993-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO THE STATE TORT LIABILITY ACT," passed First Reading by title and was referred to the Committee on Judiciary.

SENATE CONCURRENT RESOLUTION

S.C.R. No. 30, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO PREDICT CAPACITY NEEDS FOR HAWAII'S CORRECTIONAL FACILITIES," was offered by Senators George, Soares, A. Kobayashi, Henderson, Abercrombie, Hee, Hagino, Chang, Cayetano, Kawasaki, B. Kobayashi, McMurdo, Aki and Fernandes Salling, and was read by the Clerk.

By unanimous consent, S.C.R. No. 30 was referred to the Committee on Judiciary.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 53 and 54) were read by the Clerk and were disposed of as follows:

S.R. No. 53, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO PREDICT CAPACITY NEEDS FOR HAWAII'S CORRECTIONAL FACILITIES," was offered by Senators George, Soares, A. Kobayashi, Henderson, Abercrombie, Hee, Hagino, Chang, Cayetano, Kawasaki, B. Kobayashi, McMurdo, Aki and Fernandes Salling.

By unanimous consent, S.R. No. 53 was referred to the Committee on Judiciary, then to the Committee on Legislative Management.

S.R. No. 54, entitled: "SENATE RESOLUTION RECOGNIZING MARCH 2 TO 8 AS WOMEN'S HISTORY WEEK," was offered by Senators Young, George, A. Kobayashi, McMurdo, Fernandes Salling and Solomon.

On motion by Senator Young, seconded by Senator George and carried, S.R. No. 54 was adopted.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 272-86) recommending that Senate Bill No. 1496-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 1496-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT," was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 273-86) recommending that Senate Bill No. 1967-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 1967-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 274-86) recommending that Senate Bill No. 2403-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 2403-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 275-86) recommending that Senate Bill No. 1727-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 1727-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 276-86) recommending that Senate Bill No. 1789-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 1789-86, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 277-86) recommending that Senate Bill No. 2512-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 2512-86, entitled: "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING," passed

Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 278-86) recommending that Senate Bill No. 1527-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.B. No. 1527-86, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 279-86) recommending that Senate Bill No. 2519-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2519-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 280-86) recommending that Senate Bill No. 1765-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Young, seconded by Senator Hee and carried, the report of the Committee was adopted and S.B. No. 1765-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 281-86) recommending that Senate Bill No. 1761-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Young, seconded by Senator Hee and carried, the report of the Committee was adopted and S.B. No. 1761-86, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 282-86) recommending that Senate Bill No. 1826-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Young, seconded by Senator Hee and carried, the report of the Committee was adopted and S.B. No. 1826-86, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 283-86) recommending that Senate Bill No. 1750-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.B. No. 1750-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROL OF PETROLEUM PRODUCTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 284-86) recommending that Senate Bill No. 2248-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 2248-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAT BELTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 285-86) recommending that Senate Bill No. 1794-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 1794-86, entitled: "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 286-86) recommending that Senate Bill No. 1060, as amended in S.D. 1, pass Second Reading and be placed on the

calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 1060, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAPSING OF APPROPRIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 287-86) recommending that Senate Bill No. 1684-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 287-86 and S.B. No. 1684-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 288-86) recommending that Senate Bill No. 1855-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 288-86 and S.B. No. 1855-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 289-86) recommending that Senate Bill No. 1958-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 289-86 and S.B. No. 1958-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PETTY CASH FUNDS," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 290-86) recommending that Senate Bill No. 2465-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 290-86 and S.B. No. 2465-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LIBRARIES," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 291-86) recommending that Senate Bill No. 1744-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 291-86 and S.B. No. 1744-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Wednesday, March 5, 1986.

MATTER DEFERRED FROM
FRIDAY, FEBRUARY 28, 1986

Senate Bill No. 909, S.D. 1, H.D. 1 (Hse. Com. No. 83):

By unanimous consent, action on S.B. No. 909, S.D. 1, H.D. 1, was deferred to the end of the calendar.

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

The Senate reconvened at 11:54 o'clock a.m.

ORDER OF THE DAY

THIRD READING

Stand. Com. Rep. No. 254-86 (S.B. No. 1625-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 254-86 was adopted and S.B. No. 1625-86, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 255-86 (S.B. No. 1685-86, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 255-86 and S.B. No. 1685-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Tuesday, March 4, 1986.

Stand. Com. Rep. No. 256-86 (S.B. No. 1764-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 256-86 was adopted and S.B. No. 1764-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 257-86 (S.B. No. 2478-86, S.D. 2):

Senator Yamasaki moved that Stand.

Com. Rep. No. 257-86 be adopted and S.B. No. 2478-86, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Abercrombie's remarks in support of the measure are as follows:

"Mr. President, this bill would afford the Child Protective Services (CPS) workers the ability to make emergency grants for no more than \$250.00.

"This bill emulates the program now in operation in New Jersey that expends approximately one-third of their appropriations on food and another one-third for rent. The rest is expended for electricity, auto repair, diapers, etc.

"This bill will be the most cost effective measure to come out of the Legislature this year. Rather than break up the family, if there is no food or electricity, and bring in the courts, police and the Department of Social Services, it allows the CPS workers to keep the home together and thereby provides that element most important to these children — continuity of care.

"This bill also works in conjunction with Chapter 587, which is the best child protective act in the nation because it sets out what the requirements are for a 'safe home.' Now we are making Chapter 587 even better by, in effect, helping these people get on their feet in a cost effective manner, before we take the kids from the home.

"Also, this bill coincides with the federal requirement that we make every reasonable effort before we break up the home.

"In conclusion, the second most important aspect of this bill, besides the fact that it will feed children who have or are suspected of being abused or neglected, is that it will foster good rapport between the CPS workers and the clients. As it is now, the CPS workers are viewed as police or prosecutors; the relationship is very adversarial, whereby, this bill would make helpers and problem solvers out of our CPS workers who have to serve those most in need."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 257-86 was adopted and S.B. No. 2478-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 258-86 (S.B. No. 1718-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 258-86 was adopted and S.B. No. 1718-86, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. None, none.

Stand. Com. Rep. No. 259-86 (S.B. No. 1651-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 259-86 was adopted and S.B. No. 1651-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 260-86 (S.B. No. 1652-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 260-86 was adopted and S.B. No. 1652-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ATTORNEY GENERAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Cayetano and Kawasaki).

Stand. Com. Rep. No. 261-86 (S.B. No. 2050-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 261-86 was adopted and S.B. No. 2050-86, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES IN THE COMPENSATION PLAN FOR MANAGERIAL WHITE COLLAR POSITIONS AND MAKING APPROPRIATION AND OTHER ADJUSTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 262-86 (S.B. No. 1033, S.D. 3):

Senator Yamasaki moved that Stand. Com. Rep. No. 262-86 be adopted and S.B. No. 1033, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Kawasaki rose to inquire about the measure as follows:

"Mr. President, the committee report states that there has been some overpayment to retirees in their retirement benefits and some of these overpayments are of substantial amounts. The question enters my mind, if we pass this bill, do we set a precedent in that those people who had to return to the state the overpayments in the past, do they have the opportunity to come back and say, 'now we want our overpayment penalties to be returned back to us.'

"There are some legal implications here that bother me. Could that question be answered by anyone regarding this particular bill and the proposition?"

The Chair posed the question to the chairman of the Ways and Means Committee and Senator Yamasaki answered:

"Mr. President, according to the testimony from the Employees' Retirement System, the provision in Senate Bill 1033 is similar to that of the Federal Retirement System which allows that."

Senator Kawasaki continued: "So they overlooked the overpayment completely?"

Senator Yamasaki answered: "Yes, that's right."

Senator Kawasaki further inquired: "What are we talking about when we say 'substantial overpayments' in the past? Do we have some examples of what kind of figures we're talking about?"

Senator Yamasaki answered: "We don't have those figures."

Senator Kawasaki then requested that action on Stand. Com. Rep. No. 262-86 and S.B. No. 1033, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," be deferred until Tuesday, March 4, 1986, and the President, noting that there was no objection, so ordered.

Stand. Com. Rep. No. 263-86 (S.B. No. 2134-86):

By unanimous consent, action on Stand. Com. Rep. No. 263-86 and S.B. No. 2134-86, entitled: "A BILL FOR AN ACT RELATING TO AN APPROPRIATION FOR THE HAWAII WORKERS' COMPENSATION STATE FUND," was deferred until Tuesday, March 4, 1986.

Stand. Com. Rep. No. 264-86 (S.B. No. 2314-86, S.D. 1):

On motion by Senator Yamasaki, seconded

by Senator Mizuguchi and carried, Stand. Com. Rep. No. 264-86 was adopted and S.B. No. 2314-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 265-86 (S.B. No. 2468-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 265-86 was adopted and S.B. No. 2468-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 266-86 (S.B. No. 994, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 266-86 was adopted and S.B. No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 267-86 (S.B. No. 1781-86, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 267-86 and S.B. No. 1781-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 4, 1986.

Stand. Com. Rep. No. 268-86 (S.B. No. 2326-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 268-86 was adopted and S.B. No. 2326-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 269-86 (S.B. No. 2328-86, S.D. 1):

Senator Yamasaki moved that Stand. Com. Rep. No. 269-86 be adopted and S.B. No. 2328-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Kawasaki rose to speak against the measure as follows:

"Mr. President, I am voting 'no' on this bill.

"I think to completely remove the ceiling on the salary of the president of the university, perhaps, will be setting a bad precedent. It seems to me that all this controversy about trying to acquire a person who the president acquiring commission of sorts headed by Mr. George Chaplin ... I think the problem was not as much the salary that was proposed, but I think it's the basic climate, the academic climate that was over there at the University of Hawaii. For example, the faculty union that I think is an impediment toward trying to attract the most competent person to assume the position of president of the university campus.

"These are the kinds of problems that were, I think, impediments to our attracting good people — not so much the salary. As a matter of fact, the person they finally settled for was willing to take the position even at a lesser figure than he today commands. So I don't think it's much a matter of salary, and I think our just removing our ceiling on the president's salary is a bad precedent we're setting.

"Further, in my experience here, I think just giving even the Board of Regents, giving them some autonomy, but in this particular case giving them the kind of freedom that is proposed in this bill is not perhaps the wisest thing to do. They've indulged in some excesses that have troubled us here in the Legislature and this is the reason why on many occasions, many items, particularly with the spending of money, we've brought them in to committee sessions to question them and in many cases overruled what was basically their desires. So, this one item, removing the ceiling on the president's salary when it is, in my judgment, today quite high to attract a capable person. We don't need this particular bill at this time.

"In lieu of that, let us do something to improve the climate of the campus there. For example, we should with more diligence try to ascertain the quality of the Board of Regents that we've been confirming in rather cavalier fashion in the past.

"After the guy gets confirmed as a Board of Regent member, we come to the realization that 'hey, that perhaps wasn't the man that we wanted,' but, nevertheless, we very casually confirmed the guy and so he's a member of the Board of Regents. As a consequence, the quality of the Board of Regents wasn't quite what we or the community expected. So, all of this, in essence, is to say that we don't need at this

moment to pass this bill removing our ceiling from the president's salary."

Senator Cayetano spoke in support of the measure as follows:

"Mr. President, I speak in favor of the bill.

"Mr. President, I see this bill as a breakthrough from a mentality which I think has held back the attraction of well-qualified people to government in the past. As we know, it's only been in recent years that we have even considered paying the university president more than we pay the governor. In the past the governor has been a kind of a benchmark for all department heads and, as a result, about the only thing we have accomplished is, we've not attracted the best people that we should.

"I would hope that from this bill, there will be an impetus, maybe in the next session, to place under similar consideration, the superintendent of education, for example. I think the superintendent certainly commands a great responsibility, certainly as great as the president of the University of Hawaii. However, I would also add that in attracting good men to these positions we also have to leave the Board of Regents and the Board of Education the flexibility to determine what the market commands.

"It's basically the kind of flexibility that these boards need to attract people who are qualified and who can serve and who are now being compensated in the private sector sums which are much greater than we are paying at the present time.

"So I see this as a new day, so to speak, and I would hope also that this Legislature would consider in the future that the different department heads be paid salaries which are commensurate with their responsibilities.

"I see no reason, for example, why all of the department heads should receive the same salary when, if you take a look at their responsibility in terms of their budgets, the number of personnel they have under their departments, and the statutory responsibilities of each department, there is no reason why every department head should receive equal pay.

"Thank you."

Senator Kawasaki then responded:

"Mr. President, in response to the Senator that just spoke, if that being the case, I think perhaps, then, we should remove the ceiling on the governor's pay because no position in the State of Hawaii I think has greater responsibility, and forgetting the

personalities involved. I think there's no position in this state that has a greater spectrum of responsibilities, duties, and judgments to be made intelligently if the people of the state are to benefit. And so, I am not one of those that subscribe to the idea that we should pay either the president of the University of Hawaii a salary greater than the governor of the state or that we should pay, for example, what the HVB Board of Directors just did — raise that position, the director of HVB by \$10,000 — from \$80,000 to \$90,000 — in his first year of tenure there. That salary just happens to be higher than even the governor's salary.

"I think these kinds of carte blanche open-ended kind of law here would give opportunities for these people on their own to adjust salaries, perhaps upwards, that are not quite justified. And so I think this is another one of those cases where I think there is some measure of control required, and we don't say keep salaries frozen to a level that is so low that we do not attract competent people. I think even with a \$90,000 salary for the university president we are able to get good people, as long as we provide them the challenge and the opportunity at the campus with the proper environment for those who want to come here. I do not subscribe to the idea that there are positions in the state that have a greater responsibility than that of the governor of this state."

Senator Abercrombie also spoke in support of the measure as follows:

"Mr. President I rise to speak in favor of this bill.

"Mr. President, as you know and as this body knows, I have the greatest respect for the previous speaker but, as he indicated at one time, we want to be very careful in keeping an open mind that we don't let our brains fall out.

"In this particular instance, I don't think that we want to equate the position of the governor with what is under discussion here which is the presidency of the University of Hawaii.

"We are elected officials; we are public servants. I think that it is well within the purview of public policy to deal with a salary schedule and public officials that may differ significantly from those elements of public service in terms of appointed officials in the context of what we expect from and for our community.

"The presidency of the University of Hawaii as well as the superintendency of the public schools requires a degree of leadership different in kind and content from that which is required of political leadership. It requires someone, certainly,

with political acumen but, by the same token, it requires not only style of leadership but the possession of leadership in terms of scholarship, in terms of research, in terms of motivation, in terms of a product, if you will, for public scrutiny, which at its best is inspirational; at its best, provides more than the sum of its individual academic parts for our community. In that respect, a greater or lesser salary is not so much the question but flexibility in terms of what the salary and the terms and conditions of employment are can be the key.

"There's no reason to think that in the future, if the ambitions of the present university administration are met under President Simone and the staff that he is in the process of selecting or has already selected that we will not be able to attract world-class leaders and develop that leadership within our university system.

"So in this instance, I think, that we also have the constitutional admonition with respect to the internal managerial jurisdiction of the university that adds an element, constitutionally, that quite frankly, Mr. President, is not of the same caliber or makes the same requirement of us as it does with other cabinet appointments or even the governorship, for that matter.

"We have recognized in our Constitution, with respect to the Department of Education and the University of Hawaii, a particular relationship to the people that requires quite a different set of perspectives in relation to authority and responsibility. We have even spelled that out in terms of internal managerial jurisdiction and administration. This bill is an attempt to recognize that in a practical and realistic form.

"Whether or not it is well utilized is a matter, very frankly, again, Mr. President, for us to determine. It is for the Senate of this state, again, constitutionally, to determine whether a governor has made good appointments to the Board of Regents. If we take a pro forma attitude towards the appointments of a governor, we have only ourselves to blame and not any president of the university or, for that matter, the regents. The regents are there because we allowed them to be there.

"We should have questions and the good Senator who just spoke has been certainly not at fault, ever, in letting us know what he thought of the caliber of the regents and perhaps we should have followed his advice more often than we have. So, in this instance, in passing this bill, let it be in the record that the onus is on us as Senators to make sure that the caliber and quality of people that we put in as regents reflects well on us in terms of the kinds of

leadership that they institute at the university through their appointment.

"Thank you."

Senator Cobb then added:

"Mr. President, just one observation. I trust when the chairman of the Transportation Committee was saying the best man for the job, he was speaking generically. Thank you."

Senator Kawasaki then said:

"Mr. President, while the idea of removing the ceiling as a possible method of attracting capable people may be very sensible in terms of the position of proponents of this bill, do we have any proposition contemplated in this session or the following session to, in my judgment, remove the impediment toward attracting the best qualified people up there and that is, doing something about the faculty union they have.

"I have tried to do it in the way of introducing a bill to get rid of that union over there. I don't seem to find much support for this. As a matter of fact, I couldn't even find signatories to that same bill.

"It was stated time and again by Mr. George Chaplin, who happens to be the chairman of the presidential selection committee, a statement made that that is one of the basic impediments toward getting a good man up there. The same statement was made by outgoing President Fujio Matsuda, who after being president there for many years, having to cope with what was a situation with the faculty union there being, in effect, a sanctuary for the deadwood there, we have done nothing about the basic impediment, and yet we think just by removing the salary ceiling that we're going to attract good people.

"I address my question to the proponents of this bill. Are we going to do anything about removing the faculty union there? That, apparently from the standpoint of people who know the higher educational system quite well, this is the basic block to our attracting good people at the campus there to head the institution.

"Could anyone answer that question?"

Senator Cayetano then rose to respond as follows:

"Mr. President, I'm not sure I can answer the question and I'm not certain the viability of the faculty union relates to this particular issue. However, if what we're talking about are impediments to

development of the university, I see this body, Senate and House, as the greatest impediments to the development of our university. I have not come to this conclusion lightly.

"Certainly, for many years, I was guilty as many of you here, in sticking my nose into the university's business.

"I might say that I'm very proud that the Senate has taken the lead in the fight to establish autonomy at the university. My own feeling is that we should have the university file a lawsuit and settle the matter in court. However, we are taking the lead. This bill is part of that campaign. I hope that in the future the Legislature will just keep its business out of the university and let the Board of Regents, the faculty, and the students run their own show up there."

Senator Abercrombie then added:

"Mr. President, for purposes of clarification for the record, again, I understand Senator Kawasaki's concern; however, I think it should be made clear to everyone that the collective bargaining law is a law passed by the Legislature. It was not instituted by the faculty.

"I happened to be at the university when the first collective bargaining discussions took place. A choice was made, as is our right under collective bargaining in this country, and so the faculty union to the degree that it has exercised its powers under the law has done it only in terms of the law and never aside from it. The faculty union has never had an untoward influence in terms of the choice of the university president. In fact, in this particular instance, I think that it has very rightly kept its distance from the whole process.

"I've never heard any member of the Board of Regents indicate that the faculty union attempted to influence their decision in any way. There may be individual opinions about whether or not a faculty should or should not be unionized, but that very clearly, Mr. President, is a matter for the Legislature to decide and not for the faculty when and if the law should change. As long as the law is in place, the faculty not only has the right but the obligation to determine as to what conditions it wants to have prevail in terms of the bargaining that it does with the state.

"The other chief impediment, if we are speaking about impediments, and I would differ slightly with the previous speaker on this, is the capacity of the executive to change the budgets, to withhold funds both at the University of Hawaii and the Department of Education once this

Legislature has hammered out its policies. Mr. President, we have fair and open and full hearings, which I think particularly in the field of higher education and education are among the most manifest opportunities that we have for open discussion and dialogue.

"I don't believe that the press can cite, or Common Cause in terms of citizens' watchdogs, that kind of thing, can cite any hearings that are more open, where more discussion takes place more fully than in the Education Committee and Higher Education Committee. And as a result of those discussions, a budget as well as laws are concluded and the real barrier that exists, and you will find that if you read the criticisms of the accreditation committees that have come, you will find that the real criticism lies not so much with the Legislature, certainly does not lie with the collective bargaining as such with the faculty union, but with the fact that bookkeepers in the executive, subsequent to the passage of the budget without any justification whatsoever other than the assertion by the executive that we need to save money, can move with impunity, arbitrarily, capriciously possibly, into the education budget and the higher education budget and cut, and then force the university or the Department of Education to assume then the responsibility for making those cuts as they are able. That is not always the fair way; they certainly don't have the authority otherwise, and that's what this bill and other bills attempt to do. Give some flexibility to the university; hopefully, give some flexibility in the future to the Department of Education.

"And if we want to do one thing in the years to come to benefit education in this state, we should take away the executive's right to cut the education budget for higher and lower education. If we are in such an emergency in this state that we need to contemplate such a thing, then we should call the Legislature back into session so that a decision can be made with respect to the revenues and the funding for our educational system in the open and in the manner in which the budgets were passed in the first place, after full and free discussion. Thank you."

Senator Kawasaki then added:

"Mr. President, a final comment.

"I am fully aware that it was the Legislature's doing that enacted the collective bargaining statute that created the faculty union. I neglected to say that, much to their credit, there were in excess of one hundred faculty members greatly concerned with the quality of the campus there. The concensus was that they did not want a faculty union, and I must say that it

was to their credit that, while they were affected themselves, they were of the opinion that if they wanted a quality campus there, perhaps we've got to do something about the faculty union. Thank you."

Senator Holt, in support of the measure, remarked:

"Mr. President, speaking in support of the bill just very, very briefly.

"In the next few days this body will be considering legislation related to the university's package of administrative flexibility bills. Included in there, we'll have budget bills where the university can set priorities; disbursement bills where they can run their own payroll system; bidding which we will take up, hopefully, tomorrow; civil service -- to have their own civil service personnel system. It doesn't make sense, in light of all these bills that have been introduced by the administration, for us not to move ahead with this particular bill before us today.

"I believe in our committee report that we moved over from subject matter committee, we strongly stated that this, for your information, is not an administration bill, it was not included in the administration's package, but we felt that this was a bill that we needed to strengthen the university's case for greater flexibility, and this bill addresses a major deficiency, we feel, in the administration package relating to the university.

"Without this bill, we feel that we will not be able to fully address the concerns of the Accreditation Commission and we feel that with this bill we can move ahead and achieve the kind of quality we want at the university.

"I urge everybody to support and vote in favor of this bill. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 269-86 was adopted and S.B. No. 2328-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESIDENT OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hee and Kawasaki).

Stand. Com. Rep. No. 270-86 (S.B. No. 2332-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 270-86 was adopted and S.B. No. 2332-86, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," having been read throughout, passed Third Reading on the following

showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2463-86:

On motion by Senator Toguchi, seconded by Senator Solomon and carried, S.B. No. 2463-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

At 12:23 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:25 o'clock p.m.

The Chair then made the following announcement:

"Members of the Senate, hopefully, by 3:00 o'clock this afternoon we will have most of the reports in for signatures and we'd like to have the Senators remain in the building. If we are sufficiently on our way with signatures at that time, perhaps, there will be no need for a later session. The Chair would like to urge all Senators to be in the building by 2:30 p.m. today."

At 12:26 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 4:00 o'clock p.m. this afternoon.

AFTERNOON SESSION

The Senate reconvened at 5:05 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 292-86) recommending that Senate Bill No. 1933-86, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 292-86 and S.B. No. 1933-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 293-86) recommending that Senate Bill No. 2316-86 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 293-86 and S.B. No. 2316-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND

IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 294-86) recommending that Senate Bill No. 1783-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 294-86 and S.B. No. 1783-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 295-86) recommending that Senate Bill No. 2263-86, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 295-86 and S.B. No. 2263-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 296-86) recommending that Senate Bill No. 1762-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 1762-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 297-86) recommending that Senate Bill No. 686, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 686, S. D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLASS SIZE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on

Ways and Means, presented a report (Stand. Com. Rep. No. 298-86) recommending that Senate Bill No. 2322-86, S.D. 1, amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 298-86 and S.B. No. 2322-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 299-86) recommending that Senate Bill No. 1779-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 299-86 and S.B. No. 1779-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONNEL OF THE UNIVERSITY OF HAWAII," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 300-86) recommending that Senate Bill No. 1852-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 300-86 and S.B. No. 1852-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 301-86) recommending that Senate Bill No. 1828-86, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 301-86 and S.B. No. 1828-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCOUNTS OF THE UNIVERSITY OF HAWAII," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 302-86) recommending that Senate Bill No. 1780-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 302-86 and S.B. No. 1780-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 303-86) recommending that Senate Bill No. 1773-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand.

Com. Rep. No. 303-86 and S.B. No. 1773-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 304-86) recommending that Senate Bill No. 2046-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 304-86 and S.B. No. 2046-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 305-86) recommending that Senate Bill No. 2147-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 305-86 and S.B. No. 2147-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE," was deferred until Wednesday, March 5, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 308-86) recommending that Senate Bill No. 2190-86, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 306-86 and S.B. No. 2190-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," was deferred until Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 307-86) recommending that Senate Bill No. 2206-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 2206-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL FISHING VESSELS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 308-86) recommending that Senate Bill No. 2159-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded

by Senator Toguchi and carried, the report of the Committee was adopted and S.B. No. 2159-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 309-86) recommending that Senate Bill No. 2127-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and S.B. No. 2127-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 310-86) recommending that Senate Bill No. 2467-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and S.B. No. 2467-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 311-86) recommending that Senate Bill No. 200, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF PRIVATE DETECTIVES AND GUARDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 312-86) recommending that Senate Bill No. 225, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No.

225, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 313-86) recommending that Senate Bill No. 1571-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 1571-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING ACT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 314-86) recommending that Senate Bill No. 1576-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 1576-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senator Cobb, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 315-86) recommending that Senate Bill No. 1604-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 1604-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

ORDER OF THE DAY

MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Senate Bill No. 909, S.D. 1, H.D. 1 (Hse. Com. No. 83):

By unanimous consent, action on S.B. No. 909, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," was deferred until Friday,

March 7, 1986.

At 5:06 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 9:00 o'clock p.m.

EVENING SESSION

The Senate reconvened at 10:15 o'clock p.m.

STANDING COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the adoption of standing committee reports received by the Senate Clerk prior to midnight. In consequence thereof, and subsequent to its recessing at 10:16 o'clock p.m., the Senate took the following actions on the following bills and standing committee reports:

Stand. Com. Rep. No. 316-86 was adopted and Senate Bill No. 1912-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 317-86 was adopted and Senate Bill No. 2300-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 318-86 was adopted and Senate Bill No. 1669-86, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 319-86 was adopted and Senate Bill No. 1672-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 320-86 was adopted and Senate Bill No. 2049-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MANAGERIAL WHITE-COLLAR POSITIONS EXCLUDED FROM COLLECTIVE BARGAINING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 321-86 was adopted and Senate Bill No. 2053-86, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO TERMINATIONS, RESIGNATIONS, DISMISSALS, DEMOTIONS, QUILTS, NOTICES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 322-86 was adopted and Senate Bill No. 2170-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 323-86 was adopted and Senate Bill No. 2261-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING ECONOMIC DEVELOPMENT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 324-86 was adopted and Senate Bill No. 2427-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 325-86 was adopted and Senate Bill No. 310, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 326-86 was adopted and Senate Bill No. 1770-86, entitled: "A BILL FOR AN ACT RELATING TO AIRCRAFT SERVICING VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 327-86 was adopted and Senate Bill No. 1056, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM AERONAUTICS ACT (MODIFIED)," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 328-86 was adopted and Senate Bill No. 1673-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HIGHWAYS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 329-86 was adopted

and Senate Bill No. 1875-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION OF APPLICANTS FOR HAWAII DRIVER'S LICENSE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 330-86 was adopted and Senate Bill No. 1629-86, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK OWNERSHIP AND MOVEMENT CERTIFICATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 331-86 was adopted and Senate Bill No. 1644-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 332-86 was adopted and Senate Bill No. 1908-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 333-86 was adopted and Senate Bill No. 1646-86, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 334-86 was adopted and Senate Bill No. 2025-86, entitled: "A BILL FOR AN ACT RELATING TO FISHING IN CERTAIN WATERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 335-86 was adopted and Senate Bill No. 2245-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SPORTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 336-86 was adopted and Senate Bill No. 1659-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 337-86 was adopted and House Bill No. 2022-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and

was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 338-86 was adopted and Senate Bill No. 2091-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 339-86 and Senate Bill No. 2318-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN ASBESTOS SURVEY," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 340-86 and Senate Bill No. 2317-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ASBESTOS," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 341-86 and Senate Bill No. 2095-86, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 342-86 and Senate Bill No. 2072-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 343-86 was adopted and Senate Bill No. 2308-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 344-86 and Senate Bill No. 2002-86, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 345-86 and Senate Bill No. 2471-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 346-86 and Senate Bill No. 2325-86, , entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX LAW," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 347-86 and Senate Bill No. 1800-86, S.D. 2, entitled: "A

BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 348-86 and Senate Bill No. 2474-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 349-86 and Senate Bill No. 1827-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 350-86 was adopted and Senate Bill No. 1778-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 351-86 was adopted and Senate Bill No. 1974-86, entitled: "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 352-86 was adopted and Senate Bill No. 1963-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 353-86 was adopted and Senate Bill No. 2392-86, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ZONING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 354-86 was adopted and Senate Bill No. 2296-86, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 355-86 was adopted and Senate Bill No. 2070-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURES OF PUBLIC MONEYS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 356-86 was adopted and Senate Bill No. 2309-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 357-86 and Senate Bill No. 1423, entitled: "A BILL FOR AN ACT RELATING TO THE VICE DIRECTOR OF CIVIL DEFENSE," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 358-86 was adopted and Senate Bill No. 1520-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DAYLIGHT SAVINGS TIME," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 359-86 was adopted and Senate Bill No. 1561-86, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 360-86 and Senate Bill No. 1490-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 361-86 was adopted and Senate Bill No. 1667-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUBERCULOSIS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 362-86 was adopted and Senate Bill No. 1837-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL USE OF BODIES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 363-86 was adopted and Senate Bill No. 1660-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 364-86 was adopted and Senate Bill No. 2370-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," passed Second Reading and was placed on the calendar for Third

Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 365-86 was adopted and Senate Bill No. 1411, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIRECTOR OF HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 366-86 was adopted and Senate Bill No. 1986-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 367-86 was adopted and Senate Bill No. 2295-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 368-86 was adopted and Senate Bill No. 1657-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 369-86 was adopted and Senate Bill No. 1846-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 370-86 was adopted and Senate Bill No. 2315-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 371-86 was adopted and Senate Bill No. 1681-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DUTIES OF THE DIRECTOR OF PERSONNEL SERVICES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 372-86 was adopted and Senate Bill No. 2051-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPEALS FROM SUSPENSIONS, DISMISSALS, AND DEMOTIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 373-86 was adopted and Senate Bill No. 2052-86, S.D. 1,

entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 374-86 was adopted and Senate Bill No. 2169-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 375-86 was adopted and Senate Bill No. 1510-86, entitled: "A BILL FOR AN ACT RELATING TO BANKING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 376-86 was adopted and Senate Bill No. 1511-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANIES, FREEDOM OF CHOICE OF," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 377-86 was adopted and Senate Bill No. 1514-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 378-86 was adopted and Senate Bill No. 1517-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANIES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 379-86 was adopted and Senate Bill No. 1518-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEBT COLLECTION PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 380-86 was adopted and Senate Bill No. 1528-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 381-86 was adopted and Senate Bill No. 1530-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday,

March 5, 1986.

Stand. Com. Rep. No. 382-86 was adopted and Senate Bill No. 1567-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL OPERATORS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 383-86 was adopted and Senate Bill No. 1699-86, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 384-86 was adopted and Senate Bill No. 2131-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 385-86 was adopted and Senate Bill No. 2346-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 386-86 was adopted and Senate Bill No. 2350-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF GASOLINE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 387-86 was adopted and Senate Bill No. 2481-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 388-86 was adopted and Senate Bill No. 2518-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESMEN," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 389-86 was adopted and Senate Bill No. 1680-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 390-86 was adopted and Senate Bill No. 1682-86, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL LOANS," passed Second

Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 391-86 was adopted and Senate Bill No. 2352-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII," passed First Reading and was placed on the calendar for Second Reading on Tuesday, March 4, 1986, and for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 392-86 was adopted and Senate Bill No. 2185-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASES OF PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 393-86 was adopted and Senate Bill No. 2319-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 394-86 was adopted and Senate Bill No. 2320-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 395-86 was adopted and Senate Bill No. 1795-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 396-86 was adopted and Senate Bill No. 1937-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ZONING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 397-86 and Senate Bill No. 801, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 398-86 was adopted and House Bill No. 107, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE WARRANTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 399-86 was adopted and Senate Bill No. 1551-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 400-86 was adopted and Senate Bill No. 1569-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 401-86 was adopted and Senate Bill No. 1570-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BARBERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 402-86 was adopted and Senate Bill No. 2310-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANY INSOLVENCY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 403-86 was adopted and Senate Bill No. 1578-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 404-86 was adopted and Senate Bill No. 1661-86, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT PREVENTION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 405-86 was adopted and Senate Bill No. 1662-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 406-86 was adopted and Senate Bill No. 1663-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 407-86 was adopted and Senate Bill No. 1716-86, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CARE PAYMENTS," passed Second Reading and was placed on the

calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 408-86 was adopted and Senate Bill No. 1658-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 409-86 was adopted and Senate Bill No. 1763-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 410-86 was adopted and Senate Bill No. 1962-86, entitled: "A BILL FOR AN ACT RELATING TO AND AUTHORIZING AN ADOPTION ASSISTANCE COMPACT AND PROCEDURES FOR INTERSTATE SERVICES PAYMENTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 411-86 was adopted and Senate Bill No. 2126-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 412-86 was adopted and Senate Bill No. 2173-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 413-86 was adopted and Senate Bill No. 2484-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 414-86 was adopted and Senate Bill No. 2130-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AGED," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 415-86 and Senate Bill No. 425, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," were placed on the calendar for consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 416-86 and Senate

Bill No. 1961-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 417-86 and Senate Bill No. 1960-86, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 418-86 and Senate Bill No. 2303-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 419-86 and Senate Bill No. 1959-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TOURISM TRAINING COUNCIL," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 420-86 and Senate Bill No. 1884-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CONVENTION CENTER COMMISSION," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 421-86 and Senate Bill No. 1885-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 422-86 and Senate Bill No. 1886-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TRANSIENT ACCOMMODATIONS TAX," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 423-86 was adopted and Senate Bill No. 1965-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 424-86 and Senate Bill No. 1893-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN BANKS," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 425-86 was adopted

and Senate Bill No. 2312-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 426-86 and Senate Bill No. 1843-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 427-86 and Senate Bill No. 1849-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GRANTS FOR DEVELOPMENT OF CHILD ABUSE AND NEGLECT PREVENTION PROGRAMS," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 428-86 was adopted and Senate Bill No. 81, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MAINTENANCE OF DRAINAGEWAYS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 429-86 was adopted and Senate Bill No. 1573-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSUMER AND SMALL BUSINESS ADVOCATE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 430-86 was adopted and Senate Bill No. 970, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed First Reading and was placed on the calendar for Second Reading on Tuesday, March 4, 1986, and for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 431-86 was adopted and Senate Bill No. 2140-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 432-86 was adopted and Senate Bill No. 2145-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF HAWAII'S UNIQUE NATIVE FLORA AND FAUNA," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 433-86 was adopted and Senate Bill No. 2358-86, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO HAWAIIAN HOME LANDS," passed First Reading and was placed on the calendar for Second Reading on Tuesday, March 4, 1986, and for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 434-86 was adopted and Senate Bill No. 2359-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS," passed First Reading and was placed on the calendar for Second Reading on Tuesday, March 4, 1986, and for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 435-86 was adopted and Senate Bill No. 974, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CULTURE AND THE ARTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 436-86 was adopted and Senate Bill No. 1583-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 437-86 was adopted and Senate Bill No. 1675-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 438-86 was adopted and Senate Bill No. 1748-86, entitled: "A BILL FOR AN ACT RELATING TO GENERAL PROVISIONS OF AQUATIC RESOURCES AND WILDLIFE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 439-86 was adopted and Senate Bill No. 1751-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLAN," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 440-86 was adopted and Senate Bill No. 1771-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 441-86 was adopted and Senate Bill No. 1947-86, S.D. 1,

entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 442-86 was adopted and Senate Bill No. 2394-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 443-86 was adopted and Senate Bill No. 1813-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARM, AMMUNITION AND DANGEROUS WEAPONS: UNIFORM ACT ON STATUS OF CONVICTED PERSONS; TO CRIMINAL PROCEDURE: DEFERRED ACCEPTANCE OF GUILTY PLEA, NOLO CONTENDERE PLEA," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 444-86 was adopted and Senate Bill No. 1832-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS AND AMMUNITION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 445-86 was adopted and Senate Bill No. 2035-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 446-86 and Senate Bill No. 2155-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 447-86 was adopted and Senate Bill No. 1820-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 448-86 was adopted and Senate Bill No. 1792-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 449-86 was adopted and Senate Bill No. 2038-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was placed on the

calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 450-86 was adopted and Senate Bill No. 2268-86, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 451-86 was adopted and Senate Bill No. 2453-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRIVOLOUS SUITS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 452-86 was adopted and Senate Bill No. 1531-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 453-86 was adopted and Senate Bill No. 1575-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 454-86 was adopted and Senate Bill No. 505, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NEWSPAPER ANTITRUST EXEMPTION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 455-86 and Senate Bill No. 2266-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 456-86 was adopted and Senate Bill No. 2515-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 457-86 was adopted and Senate Bill No. 1833-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS AND AMMUNITION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 458-86 was adopted and Senate Bill No. 1988-86, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," passed Second Reading

and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 459-86 was adopted and Senate Bill No. 1793-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 460-86 was adopted and Senate Bill No. 1572-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF MOTOR VEHICLE REPAIRS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 461-86 was adopted and Senate Bill No. 2056-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 462-86 was adopted and Senate Bill No. 2063-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 463-86 was adopted and Senate Bill No. 1506-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSTREAM USES OF WATER," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 464-86 was adopted and Senate Bill No. 1655-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 465-86 was adopted and Senate Bill No. 1679-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 466-86 was adopted

and Senate Bill No. 2404-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 467-86 was adopted and Senate Bill No. 2069-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 468-86 was adopted and Senate Bill No. 1695-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 469-86 and Senate Bill No. 2166-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 470-86 and Senate Bill No. 2485-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTS AND SERVICES OF HANDICAPPED INDIVIDUALS," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 471-86 was adopted and Senate Bill No. 1676-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 472-86 was adopted and Senate Bill No. 1747-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 473-86 was adopted and Senate Bill No. 2073-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 474-86 was adopted and Senate Bill No. 2189-86, entitled: "A BILL FOR AN ACT RELATING TO LEASES OF PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 475-86 was adopted

and Senate Bill No. 2262-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 476-86 was adopted and Senate Bill No. 718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 477-86 was adopted and Senate Bill No. 1574-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 478-86 was adopted and Senate Bill No. 1534-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSING OF PSYCHOLOGISTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 479-86 was adopted and Senate Bill No. 1687-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 480-86 was adopted and Senate Bill No. 1694-86, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE AND COLLECTION SERVICING AGENTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 481-86 was adopted and Senate Bill No. 1693-86, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 482-86 was adopted and Senate Bill No. 1696-86, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS AND PHARMACY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 483-86 was adopted and Senate Bill No. 1697-86, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO MASSAGE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 484-86 was adopted and Senate Bill No. 1702-86, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 485-86 was adopted and Senate Bill No. 1752-86, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 486-86 was adopted and Senate Bill No. 1847-86, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 487-86 was adopted and Senate Bill No. 1891-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 488-86 was adopted and Senate Bill No. 2257-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 489-86 was adopted and Senate Bill No. 8, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 490-86 was adopted and Senate Bill No. 303, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL PARTIES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 491-86 was adopted and Senate Bill No. 899, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CARRYING DEADLY WEAPONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 492-86 was adopted and Senate Bill No. 2057-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL

PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 493-86 was adopted and Senate Bill No. 1023, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 494-86 was adopted and Senate Bill No. 2031-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 495-86 was adopted and Senate Bill No. 1538-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 496-86 was adopted and Senate Bill No. 2033-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 497-86 was adopted and Senate Bill No. 2045-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 498-86 and Senate Bill No. 1831-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 499-86 was adopted and Senate Bill No. 2277-86, S.D. 1,

entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 500-86 was adopted and Senate Bill No. 2290-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANS AND TRUSTEES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 501-86 and Senate Bill No. 1550-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS," were placed on the calendar for further consideration on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 502-86 was adopted and Senate Bill No. 2258-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 503-86 was adopted and Senate Bill No. 2238-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PORNOGRAPHY FOR MINORS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Stand. Com. Rep. No. 504-86 was adopted and Senate Bill No. 2331-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PORNOGRAPHY," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 4, 1986.

TWENTY-NINTH DAY

Tuesday, March 4, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:46 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Martha Hoaglund of the Church of the Crossroads, after which the Roll was called showing all Senators present with the exception of Senator Kuroda who was excused.

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

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

Senator Solomon, on behalf of Senator Machida, Senator Yamasaki and herself, introduced two guests representing SHOPO, Mr. William "Billy" Raback and Mr. Jeff Amaral.

Senator McMurdo introduced her friend, Mrs. Louise Storb of Philadelphia, Pennsylvania.

Senator Cobb introduced two eighth graders from Niu Valley Intermediate School, Dustin Horie and Reid Morrison.

Senator Chang, on behalf of Senator Holt and himself, introduced students from the fifth grade at Maemae Elementary School, his alma mater. The students were accompanied by their teachers, Ms. Karen Moriyama and Ms. Alene Nakasone, and chaperones, Mrs. Tangnanon and Mrs. Shigeta.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 127 to 226) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 127, transmitting House Concurrent Resolution No. 14, H.D. 1, which was adopted by the House of Representatives on March 3, 1986, was placed on file.

By unanimous consent, H.C.R. No. 14, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE NEW OWNERS OF THE HAWAIIAN TUNA PACKERS CANNERY," was referred to the Committee on Economic Development.

Hse. Com. Nos. 128 to 226, transmitting the following House Bills which passed Third Reading in the House of Representatives on March 3, 1986, were placed on file and, on

motion by Senator Cobb, seconded by Senator Soares and carried, said House Bills passed First Reading by title and were referred to committee as follows:

Hse. Com. No. 128 - H.B. No. 1695-86, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 129 - H.B. No. 1905-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 130 - H.B. No. 1906-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIR INDUSTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 131 - H.B. No. 2030-86, entitled: "A BILL FOR AN ACT RELATING TO BOXING," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 132 - H.B. No. 2039-86, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 133 - H.B. No. 2040-86, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT OF ATTORNEYS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 134 - H.B. No. 2118-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPAIRMENTS ACT," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 135 - H.B. No. 2214-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," was referred to the Committee on Judiciary;

Hse. Com. No. 136 - H.B. No. 2215-86, entitled: "A BILL FOR AN ACT RELATING TO CONDITIONAL RELEASE OF PERSONS ACQUITTED AND COMMITTED," was referred to the Committee on Judiciary;

Hse. Com. No. 137 - H.B. No. 2216-86,

entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 138 - H.B. No. 2354-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 139 - H.B. No. 2362-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was referred to the Committee on Judiciary;

Hse. Com. No. 140 - H.B. No. 2363-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was referred to the Committee on Judiciary;

Hse. Com. No. 141 - H.B. No. 2364-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was referred to the Committee on Judiciary;

Hse. Com. No. 142 - H.B. No. 2365-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was referred to the Committee on Judiciary;

Hse. Com. No. 143 - H.B. No. 2368-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was referred to the Committee on Judiciary;

Hse. Com. No. 144 - H.B. No. 2395-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Ways and Means;

Hse. Com. No. 145 - H.B. No. 2479-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," was referred to the Committee on Judiciary;

Hse. Com. No. 146 - H.B. No. 2483-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT JURISDICTION," was referred to the Committee on Judiciary;

Hse. Com. No. 147 - H.B. No. 2493-86, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 148 - H.B. No. 2525-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSURANCE LAW," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 149 - H.B. No. 2561-86, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was referred to the Committee on Judiciary;

Hse. Com. No. 150 - H.B. No. 2586-86, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 151 - H.B. No. 2656-86, entitled: "A BILL FOR AN ACT RELATING TO NAMES," was referred to the Committee on Judiciary;

Hse. Com. No. 152 - H.B. No. 2669-86, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO RECORDS," was referred to the Committee on Judiciary;

Hse. Com. No. 153 - H.B. No. 2693-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF LIQUOR," was referred to the Committee on Government Operations;

Hse. Com. No. 154 - H.B. No. 2695-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII," was referred to the Committee on Economic Development;

Hse. Com. No. 155 - H.B. No. 2756-86, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 156 - H.B. No. 2760-86, entitled: "A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION," was referred to the Committee on Judiciary;

Hse. Com. No. 157 - H.B. No. 2845-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," was referred to the Committee on Judiciary;

Hse. Com. No. 158 - H.B. No. 425, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," was referred to the Committee on Transportation;

Hse. Com. No. 159 - H.B. No. 1322, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," was referred to the Committee on Labor and Employment, then to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 160 - H.B. No. 1388, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," was referred to the Committee on Transportation;

Hse. Com. No. 161 - H.B. No. 1687-86, H.D. 2, entitled: "A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR THE RENTAL ASSISTANCE REVOLVING FUND," was referred to the Committee on Housing and Community Development, then to the Committee on Ways and Means;

Hse. Com. No. 162 - H.B. No. 1692-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORTS," was referred to the Committee on Judiciary, then to the Committee on Ways and Means;

Hse. Com. No. 163 - H.B. No. 1694-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 164 - H.B. No. 1697-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT," was referred to the Committee on Agriculture, then to the Committee on Ways and Means;

Hse. Com. No. 165 - H.B. No. 1708-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A STATEWIDE KAPU SYSTEM," was referred to the Committee on Economic Development;

Hse. Com. No. 166 - H.B. No. 1728-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARD OFFENSES," was referred to the Committee on Consumer Protection and Commerce, then to the Committee on Judiciary;

Hse. Com. No. 167 - H.B. No. 1740-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCES," was referred to the Committee on Judiciary;

Hse. Com. No. 168 - H.B. No. 1768-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," was referred to the Committee on Health, then to the Committee on Judiciary;

Hse. Com. No. 169 - H.B. No. 1769-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," was referred to the Committee on Health, then to the Committee on Judiciary;

Hse. Com. No. 170 - H.B. No. 1770-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," was referred to the Committee on Health, then to the Committee on Judiciary;

Hse. Com. No. 171 - H.B. No. 1771-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," was referred to the Committee on Health, then to the Committee on Judiciary;

Hse. Com. No. 172 - H.B. No. 1773-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORTS," was referred to the Committee on Health, then to the Committee on Judiciary;

Hse. Com. No. 173 - H.B. No. 1815-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was referred to the Committee on Tourism and Recreation, then to the Committee on Ways and Means;

Hse. Com. No. 174 - H.B. No. 1838-86, entitled: "A BILL FOR AN ACT RELATING TO JOB TRAINING," was referred to the Committee on Labor and Employment;

Hse. Com. No. 175 - H.B. No. 1895-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," was referred to the Committee on Transportation;

Hse. Com. No. 176 - H.B. No. 1908-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 177 - H.B. No. 1913-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE AUDITOR," was referred to the Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management;

Hse. Com. No. 178 - H.B. No. 1937-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANIES, FREEDOM OF CHOICE OF," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 179 - H.B. No. 1942-86, entitled: "A BILL FOR AN ACT RELATING TO BANKING," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 180 - H.B. No. 1945-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BARBERING," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 181 - H.B. No. 1950-86, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE FACILITIES," was referred to the Committee on Human Services, then to the Committee on Judiciary;

Hse. Com. No. 182 - H.B. No. 1951-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was referred to the Committee on Health;

Hse. Com. No. 183 - H.B. No. 1996-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Health;

Hse. Com. No. 184 - H.B. No. 1999-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS," was referred to the Committee on Health;

Hse. Com. No. 185 - H.B. No. 2001-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," was referred to the Committee on Human Services;

Hse. Com. No. 186 - H.B. No. 2002-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," was referred to the Committee on Human Services;

Hse. Com. No. 187 - H.B. No. 2015-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS," was referred to the Committee on Economic Development;

Hse. Com. No. 188 - H.B. No. 2017-86, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES," was referred to the Committee on Energy;

Hse. Com. No. 189 - H.B. No. 2024-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was referred to the Committee on Housing and Community Development, then to the Committee on Ways and Means;

Hse. Com. No. 190 - H.B. No. 2028-86, entitled: "A BILL FOR AN ACT RELATING TO BONDING OF SOLAR ENERGY DEVICE DEALERS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 191 - H.B. No. 2062-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 192 - H.B. No. 2069-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY ABUSE OR NEGLECT," was referred to the Committee on Human Services;

Hse. Com. No. 193 - H.B. No. 2074-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 194 - H.B. No. 2102-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was referred to the Committee on Economic Development, then to the Committee on Ways and Means;

Hse. Com. No. 195 - H.B. No. 2105-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was referred to the Committee on Economic Development;

Hse. Com. No. 196 - H.B. No. 2108-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROL OF PETROLEUM PRODUCTS," was referred to the Committee on Energy;

Hse. Com. No. 197 - H.B. No. 2111-86, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 198 - H.B. No. 2123-86, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was referred to the Committee on Housing and Community Development;

Hse. Com. No. 199 - H.B. No. 2138-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," was referred jointly to the Committee on Higher Education and the Committee on Human Services, then to the Committee on Ways and Means;

Hse. Com. No. 200 - H.B. No. 2142-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABELING," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 201 - H.B. No. 2158-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," was referred to the Committee on Judiciary;

Hse. Com. No. 202 - H.B. No. 2170-86, entitled: "A BILL FOR AN ACT RELATING TO BLOOD TEST," was referred to the Committee on Transportation, then to the Committee on Judiciary;

Hse. Com. No. 203 - H.B. No. 2178-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE,

CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," was referred to the Committee on Judiciary;

Hse. Com. No. 204 - H.B. No. 2191-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 205 - H.B. No. 2192-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 206 - H.B. No. 2202-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," was referred to the Committee on Energy;

Hse. Com. No. 207 - H.B. No. 2238-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE LIABILITY INSURANCE," was referred to the Committee on Human Services, then to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 208 - H.B. No. 2285-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," was referred to the Committee on Health;

Hse. Com. No. 209 - H.B. No. 2348-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," was referred to the Committee on Transportation;

Hse. Com. No. 210 - H.B. No. 2373-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFENSE OF INTOXICATION," was referred to the Committee on Judiciary;

Hse. Com. No. 211 - H.B. No. 2374-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSING," was referred to the Committee on Transportation;

Hse. Com. No. 212 - H.B. No. 2425-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 213 - H.B. No. 2444-86, entitled: "A BILL FOR AN ACT RELATING TO SUN SCREENING DEVICES," was referred to the Committee on Transportation;

Hse. Com. No. 214 - H.B. No. 2569-86,

entitled: "A BILL FOR AN ACT RELATING TO 'ALOHA SPIRIT'," was referred to the Committee on Judiciary;

Hse. Com. No. 215 - H.B. No. 2574-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY," was referred to the Committee on Judiciary, then to the Committee on Ways and Means;

Hse. Com. No. 216 - H.B. No. 2589-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH SERVICES," was referred to the Committee on Health, then to the Committee on Ways and Means;

Hse. Com. No. 217 - H.B. No. 2598-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TRANSPORTATION," was referred to the Committee on Transportation;

Hse. Com. No. 218 - H.B. No. 2599-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES," was referred to the Committee on Transportation;

Hse. Com. No. 219 - H.B. No. 2605-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING SAFETY," was referred to the Committee on Transportation;

Hse. Com. No. 220 - H.B. No. 2671-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR," was referred to the Committee on Transportation, then to the Committee on Judiciary;

Hse. Com. No. 221 - H.B. No. 2714-86, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION," was referred to the Committee on Labor and Employment;

Hse. Com. No. 222 - H.B. No. 2725-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," was referred to the Committee on Human Services, then to the Committee on Judiciary;

Hse. Com. No. 223 - H.B. No. 2786-86, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was referred to the Committee on Higher Education;

Hse. Com. No. 224 - H.B. No. 2835-86, H.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO HIGH TECHNOLOGY DISTRICTS," was referred to the Committee on Economic Development;

Hse. Com. No. 225 - H.B. No. 2836-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was referred to the Committee on Health; and

Hse. Com. No. 226 - H.B. No. 1767-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES," was referred to the Committee on Health, then to the Committee on Consumer Protection and Commerce.

SENATE RESOLUTION

S.R. No. 55, entitled: "SENATE RESOLUTION DESIGNATING MARCH 4, 1986 AS 'CHRISTA McAULIFFE NATIONAL TEACHER DAY'," was offered by Senators Toguchi, Hee, Cayetano, Kawasaki, Soares, Cobb, Henderson, Matsuura, Wong, Fernandes Salling, Mizuguchi, Abercrombie, George, Aki, Kuroda, B. Kobayashi, McMurdo, Solomon, Holt, Young, Chang, A. Kobayashi, Hagino, Yamasaki and Machida, and was read by the Clerk.

Senator Toguchi moved that S.R. No. 55 be adopted, seconded by Senator Solomon.

At this time, Senator Toguchi rose to speak in support of S.R. No. 55 as follows:

"Mr. President, this resolution commemorates a sad moment in our history — the loss of seven courageous men and women in the space shuttle Challenger. Among them was Christa McAuliffe, a high school social studies teacher from New Hampshire.

"Mr. President, America deeply feels the tragic loss of all seven crew members, including our own Ellison Onizuka, who we honored recently. But I think it is true that for many of us, Mrs. McAuliffe was also special. Christa, a high school social studies teacher, was the winner of a nationwide competition to be the first private citizen to fly aboard a space shuttle.

"Mr. President, we all can remember a teacher in our lives who inspired us to think of things that were wonderful and new, who motivated and made learning exciting, who pushed us to stretch to the limits of our abilities. Judging from the remarks of her students, Christa was just such a teacher. She had enthusiasm. She could make her lessons come alive. She talked with infectious excitement about the wonders of space.

"Mr. President, one of Mrs. McAuliffe's goals in flying with the shuttle crew was to

elevate the teaching profession in the eyes of the public. During the flight, Mrs. McAuliffe was to have taught science lessons on television over the public broadcasting service to school children across the country.

"After the flight, she was to have stayed with the space agency until September, speaking to students and civic groups around the country about her experiences.

"I feel a great responsibility and excitement this year that I'm representing my profession,' she said. 'I'm hoping that it's going to elevate the teaching profession in the eyes of the public and potential teachers out there.'

"She also said, 'One of the secondary objectives of all this is that students are going to be looking at me and perhaps thinking of going into teaching as a profession.'

"Mr. President, I ask my colleagues to join with me in carrying on her work by adopting this resolution. Let's do it for our teachers. And let's do it for Christa.

"Thank you."

The motion was put by the Chair and carried, and S.R. No. 55 was adopted.

STANDING COMMITTEE REPORTS

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 505-86) recommending that Senate Resolution No. 49 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 505-86 and S.R. No. 49, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES EXCHANGE LAND WITH THE HAWAIIAN MEMORIAL PARK CEMETERY ASSOCIATION TO PROVIDE LAND FOR A STATE VETERANS CEMETERY," was deferred until Wednesday, March 5, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 506-86) recommending that Senate Concurrent Resolution No. 26 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 506-86 and S.C.R. No. 26, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES EXCHANGE LAND WITH THE HAWAIIAN MEMORIAL PARK CEMETERY ASSOCIATION TO PROVIDE LAND FOR A STATE VETERANS CEMETERY," was deferred until Wednesday, March 5, 1986.

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

The Senate reconvened at 11:57 o'clock a.m.

ORDER OF THE DAY

MATTERS DEFERRED FROM MONDAY, MARCH 3, 1986

THIRD READING

Stand. Com. Rep. No. 255-86 (S.B. No. 1685-86, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 255-86 was adopted and S.B. No. 1685-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, None. Excused, 2 (Kawasaki and Kuroda).

Stand. Com. Rep. No. 262-86 (S.B. No. 1033, S.D. 3):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 262-86 was adopted and S.B. No. 1033, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, None. Excused, 2 (Kawasaki and Kuroda).

Stand. Com. Rep. No. 263-86 (S.B. No. 2134-86):

By unanimous consent, action on Stand. Com. Rep. No. 263-86 and S.B. No. 2134-86, entitled: "A BILL FOR AN ACT RELATING TO AN APPROPRIATION FOR THE HAWAII WORKER'S COMPENSATION STATE FUND," was deferred until Wednesday, March 5, 1986.

Stand. Com. Rep. No. 267-86 (S.B. No. 1781-86, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 267-86 was adopted and S.B. No. 1781-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF

HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, None. Excused, 2 (Kawasaki and Kuroda).

SECOND READING

Senate Bill No. 2352-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, Senate Bill No. 2352-86, S.D. 1, entitled "A BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senate Bill No. 970, S.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, Senate Bill No. 970, S.D. 1, entitled "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senate Bill No. 2358-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, Senate Bill No. 2358-86, S.D. 1, entitled "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

Senate Bill No. 2359-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, Senate Bill No. 2359-86, S.D. 1, entitled "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 5, 1986.

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

ADJOURNMENT

At 12:06 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., Wednesday, March 5, 1986.

THIRTIETH DAY

Wednesday, March 5, 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 Chaplain Herman Keizler Jr., Lt. Colonel, United States Army, after which the Roll was called showing all Senators present.

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

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

Senator Matsuura, on behalf of Senators Solomon and Henderson and himself, introduced a group of students from the Big Island, representing Waiakea, Hilo, Pahoa, Kau and Laupahoehoe High Schools in the Legislative Experience Program.

Senator Chang, on behalf of Senators Holt, Abercrombie and A. Kobayashi and himself, introduced a group of students from McKinley and Roosevelt High Schools and their teacher, Leah Ellis, and chaperone, Lei Furtado.

Senator Young, on behalf of Senators Fernandes Salling, George, A. Kobayashi, McMurdo and Solomon and herself, introduced: Agnes Conrad, President of the Foundation for Hawaii Women's History, Inc.; Ruth Lieban, Vice President of the Foundation for Hawaii Women's History, Inc.; Lois Ivora, Chairperson of the State Commission on the Status of Women; and Rosey Chang, Commissioner of the Commission on the Status of Women, and read portions of the Senate Certificate honoring them.

The honorees were presented the Senate Certificate by Senator Young and Senators Kawasaki, B. Kobayashi, Mizuguchi and Yamasaki presented them with leis.

Senator Henderson then introduced Dr. and Mrs. Hyunuk Kim of Seoul, Korea, who were accompanied by Mr. Dewey Kim, former Chancellor of Community Colleges, University of Hawaii, and remarked as follows:

"Mr. President, we have with us today Dr. Hyunuk Kim.

"Dr. Kim is serving his second term as a member of the Korean National Assembly. During the election a year ago, he received one of the highest votes in Korea among the congressmen, something like in excess of 80 percent.

"Dr. Kim is formerly Professor of Political Science at Tangguk University in Seoul. He earned his Ph.D. from the University of Vienna.

"He and his wife have taught at Southern Oregon College and are presently returning to Korea after addressing the Washington State Legislature.

"Mrs. Hye Sun Kim is a Professor of Music at Dongduck University in Seoul."

Dr. and Mrs. Kim rose to be recognized and were presented with leis by Senators George and Henderson

The Chair, at this time, invited Dr. Kim to the rostrum to address the members of the Senate.

Dr. Hyunuk Kim remarked as follows:

"Senate President Richard Wong, distinguished members of the Hawaii State Senate and ladies and gentlemen, it is my great honor to be here today.

"For the past 40 years our countries have pursued common values and ideas on the basis of mutual trust and friendship. Our cooperation has cut across all aspects of bilateral relationships, including diplomacy, security and economics. You have shed your blood on our shores in our defense and we have shed ours for you in Vietnam.

"In brief, our current national priorities are: first, our highest, simply stated, is the prevention of war and maintenance of peace on the Korean peninsula; second, we are committed to securing peace and reunification of our 'Korea for peace' dialogue; finally, we are pursuing a parliamentary democracy that is the development of a free democratic society that shares the goal of our people.

"Our government is promoting autonomy and openness in the pursuit of the ideas of democracy such as respecting free expression of political opinions. We are looking towards significant democratization and political maturity through the peaceful transfer of power in 1988. We are right now establishing a constitutional revision committee to include participation by all parties in the pursuit of that outcome.

"Since 1980, our import liberalization program has done much to develop and internationalize our economy. Between 1980 and 1985 our import liberalization ratio rose steadily from 68 percent to 88 percent. By 1988 that ratio will top 95 percent, so we will have virtually open

access. In this light, we are the first largest grain importer from the United States. Despite a quarter century of remarkable growth, our economy is still in its infancy. We still face an array of economic and social constraints that others do not. Despite our progress, our per capita GNP is a mere \$2,000. This is but one-seventh of yours; one-fifth of Japan's and even \$1,000 below Taiwan's. Moreover, our vital national security needs are an enormous burden. Six percent of our GNP or one-third of our national budget goes to national defense. Said another way, while we are only one-fifteenth in total and one-fifth in per capita GNP to Japan, our defense burden is six times that of Japan's.

"Ladies and gentlemen, in conclusion, I wish to encourage you to view our relationship, not in terms of numbers but in the context of our past and present mutual beneficial relations, as a forum. In this regard, I appeal to you to stand against protectionist legislative proposals and continue mutual support in all matters as well as the very future of our political, social and economic development that depends upon your willingness to have patience and allow our liberalization policies to take effect. As you know, your own international security, economy, and political interest in Asia depend upon this as well.

"Please be assured that we Koreans have noticed that each of your senators and congressmen from Hawaii recently opposed the Jenkins Trade Bill which would have had most serious, adverse effects upon us.

"Mr. President, ladies and gentlemen, may I once again express my deepest Aloha to you for providing me this opportunity, during one of your most hectic legislative days, to share some of my country's concerns with you.

"Thank you and Mahalo!"

The Chair thanked Dr. Kim and said, "As one of our partners in the Pacific region, we welcome you to Hawaii."

At 11:55 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.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 214 and 215) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 214, transmitting the 1986 Preliminary Report on Completed Lawsuits Involving the State of Hawaii, Its Agencies

and Employees, 1980-1986, prepared by the Department of the Attorney General, was referred to the Committee on Judiciary.

Gov. Msg. No. 215, transmitting a report prepared by the Department of Transportation in response to H.R. No. 298 (1985), Requesting the Director of Transportation to Investigate the Problems Relating to the Use of Shorewaters and Beaches of the North Shore of Kauai and to Develop a Management Plan to Ensure the Orderly Use Thereof, was referred to the Committee on Tourism and Recreation.

HOUSE COMMUNICATIONS

Hse. Com. Nos. 227 to 258, transmitting the following House Bills which passed Third Reading in the House of Representatives on March 4, 1986, were placed on file and, on motion by Senator Cobb, seconded by Senator Soares and carried, said House Bills passed First Reading by title and were referred to committee as follows:

Hse. Com. No. 227 - H.B. No. 1291, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 228 - H.B. No. 1754-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PRODUCT PROMOTION PROGRAMS FOR ANTHURIUMS," was referred to the Committee on Agriculture, then to the Committee on Ways and Means;

Hse. Com. No. 229 - H.B. No. 1763-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL LOANS," was referred to the Committee on Economic Development;

Hse. Com. No. 230 - H.B. No. 1823-86, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR," was referred to the Committee on Human Services, then to the Committee on Ways and Means;

Hse. Com. No. 231 - H.B. No. 1855-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BRANDING," was referred to the Committee on Agriculture;

Hse. Com. No. 232 - H.B. No. 1856-86, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," was referred to the Committee on Ways and Means;

Hse. Com. No. 233 - H.B. No. 1982-86,

entitled: "A BILL FOR AN ACT RELATING TO THE REPORTING OF ANIMAL DISEASES," was referred to the Committee on Agriculture;

Hse. Com. No. 234 - H.B. No. 1983-86, entitled: "A BILL FOR AN ACT RELATING TO FEES," was referred to the Committee on Agriculture;

Hse. Com. No. 235 - H.B. No. 1954-86, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO CHANGE THE LEGISLATIVE SESSION RECESS REQUIREMENT," was referred to the Committee on Judiciary;

Hse. Com. No. 236 - H.B. No. 1964-86, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL PROGRAM," was referred to the Committee on Agriculture, then to the Committee on Ways and Means;

Hse. Com. No. 237 - H.B. No. 1966-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PINEAPPLE," was referred to the Committee on Agriculture, then to the Committee on Ways and Means;

Hse. Com. No. 238 - H.B. No. 2000-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT PREVENTION," was referred to the Committee on Human Services;

Hse. Com. No. 239 - H.B. No. 2056-86, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CARE PAYMENTS," was referred to the Committee on Human Services;

Hse. Com. No. 240 - H.B. No. 2121-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," was referred to the Committee on Human Services;

Hse. Com. No. 241 - H.B. No. 2124-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," was referred to the Committee on Judiciary;

Hse. Com. No. 242 - H.B. No. 2125-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," was referred to the Committee on Judiciary;

Hse. Com. No. 243 - H.B. No. 2166-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES," was referred to the Committee on Education;

Hse. Com. No. 244 - H.B. No. 2126-86,

entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," was referred to the Committee on Judiciary;

Hse. Com. No. 245 - H.B. No. 2204-86, entitled: "A BILL FOR AN ACT RELATING TO HAWAII CRIMINAL JUSTICE DATA CENTER: CIVIL IDENTIFICATION," was referred to the Committee on Judiciary, then to the Committee on Ways and Means;

Hse. Com. No. 246 - H.B. No. 2262-86, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 247 - H.B. No. 2273-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS," was referred to the Committee on Agriculture, then to the Committee on Ways and Means;

Hse. Com. No. 248 - H.B. No. 2299-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RIGHT TO FARM ACT," was referred to the Committee on Agriculture;

Hse. Com. No. 249 - H.B. No. 2345-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AND AUTHORIZING AN ADOPTION ASSISTANCE COMPACT AND PROCEDURES FOR INTERSTATE SERVICES PAYMENTS," was referred to the Committee on Human Services;

Hse. Com. No. 250 - H.B. No. 2424-86, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE," was referred to the Committee on Consumer Protection and Commerce;

Hse. Com. No. 251 - H.B. No. 2427-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," was referred to the Committee on Labor and Employment;

Hse. Com. No. 252 - H.B. No. 2436-86, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," was referred to the Committee on Health;

Hse. Com. No. 253 - H.B. No. 2516-86, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," was referred to the Committee on Judiciary;

Hse. Com. No. 254 - H.B. No. 2619-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE QUEEN KAPIOLANI 100TH ANNIVERSARY COMMEMORATIVE PROMOTIONAL TOUR," was referred to the Committee on Tourism and Recreation, then to the

Committee on Ways and Means;

Hse. Com. No. 255 - H.B. No. 2106-86, entitled: "A BILL FOR AN ACT RELATING TO GENERAL PROVISIONS OF AQUATIC RESOURCES AND WILDLIFE," was referred to the Committee on Economic Development;

Hse. Com. No. 256 - H.B. No. 2681-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE LITTER CONTROL OFFICE," was referred to the Committee on Health, then to the Committee on Ways and Means;

Hse. Com. No. 257 - H.B. No. 2700-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," was referred to the Committee on Economic Development; and

Hse. Com. No. 258 - H.B. No. 2726-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO DEVELOP AGRICULTURE LEADERSHIP PROGRAMS," was referred to the Committee on Agriculture, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 31 and 32) were read by the Clerk and were disposed of as follows:

S.C.R. No. 31, entitled: "SENATE CONCURRENT RESOLUTION URGING THE USE OF TOILETS THAT CONSUME LESS WATER," was offered by Senators Matsuura, Aki, George, A. Kobayashi, Henderson, Soares, Hagino, Yamasaki, B. Kobayashi, McMurdo, Solomon, Machida, Toguchi, Hee, Abercrombie, Young, Mizuguchi, Chang, Kawasaki, Cayetano, Holt, Cobb, Fernandes Salling and Kuroda.

By unanimous consent, S.C.R. No. 31 was referred to the Committee on Economic Development.

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 offered by Senators Matsuura, Hagino, Soares, Aki, George, A. Kobayashi, Henderson, Yamasaki, B. Kobayashi, McMurdo, Solomon, Machida, Toguchi, Hee, Abercrombie, Young, Chang, Cayetano, Cobb, Fernandes Salling and Kuroda.

By unanimous consent, S.C.R. No. 32 was referred to the Committee on Economic Development.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 56 to 60) were read by the Clerk and were disposed of as follows:

S.R. No. 56, entitled: "SENATE RESOLUTION REQUESTING THAT ALL AIRCRAFT CEASE LOW-FLYING PATTERNS OVER POPULATED AREAS," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 56 was referred to the Committee on Transportation.

S.R. No. 57, entitled: "SENATE RESOLUTION REQUESTING THAT THE WAIKIKI SHELL BE EXEMPT FROM NOISE POLLUTION RESTRICTIONS," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 57 was referred to the Committee on Health.

S.R. No. 58, entitled: "SENATE RESOLUTION REQUESTING THAT THE ALA WAI SMALL BOAT HARBOR HELIPAD BE CLOSED," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 58 was referred to the Committee on Tourism and Recreation.

S.R. No. 59, entitled: "SENATE RESOLUTION URGING THE USE OF TOILETS THAT CONSUME LESS WATER," was offered by Senators Matsuura, Aki, George, A. Kobayashi, Henderson, Soares, Hagino, Yamasaki, B. Kobayashi, McMurdo, Solomon, Machida, Toguchi, Hee, Abercrombie, Young, Mizuguchi, Chang, Kawasaki, Cayetano, Holt, Cobb, Fernandes Salling and Kuroda.

By unanimous consent, S.R. No. 59 was referred to the Committee on Economic Development.

S.R. No. 60, entitled: "SENATE RESOLUTION REQUESTING THAT FISH DEALERS REFRAIN FROM PURCHASING OR HANDLING AHI THAT WEIGHS LESS THAN THREE POUNDS," was offered by Senators Matsuura, Hagino, Soares, Aki, George, A. Kobayashi, Henderson, Yamasaki, B. Kobayashi, McMurdo, Solomon, Machida, Toguchi, Hee, Cayetano, Holt, Abercrombie, Young, Chang, Cobb, Fernandes Salling and Kuroda.

By unanimous consent, S.R. No. 60 was referred to the Committee on Economic Development.

ORDER OF THE DAY

THIRD READING

Stand. Com. Rep. No. 263-86 (S.B. No. 2134-86):

By unanimous consent, action on Stand. Com. Rep. No. 263-86 and S.B. No. 2134-86 was deferred to the afternoon calendar.

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:02 o'clock p.m.

MATTERS DEFERRED FROM
TUESDAY, MARCH 4, 1986

Senate Resolution No. 49:

At this time, Senator Abercrombie requested a ruling of the Chair as follows:

"Mr. President, before I move for the adoption of the resolutions, I would like a conflict ruling from you. I'm an officer of a nonprofit foundation, the principal supporter of which is Hawaiian Memorial Park, and they are involved in this possibility of land exchange."

The Chair ruled that Senator Abercrombie was not in conflict.

Senator Abercrombie then moved that S.R. No. 49 be adopted, seconded by Senator Soares.

Senator Kawasaki rose to express a concern about the resolution and remarked:

"Mr. President, my concern about this resolution is that it practically mandates the Department of Land and Natural Resources to enter into an exchange. I would prefer that the resolution somehow read that they consider a possible exchange. A mandate to exchange, in fact, and a request to look into the possibilities and advantages of entering into an exchange are two different things, and I just wondered whether we would not be tying the hands of the Department of Land and Natural Resources by the language of this bill."

The Chair posed the concern to the chairman of the Committee on Human Services and Senator Abercrombie responded:

"Mr. President, in response, that's a good point.

"I know we have a long day today and I didn't want to get into a lengthy discussion.

"Mr. President, this resolution comes as a result of a lengthy and extensive hearing held not only in my committee, but by the State Veterans Advisory Council all over the state, at their own expense. The Department of Social Services and Housing and others all testified in favor of it.

"The problem is a simple but profound

one. The National Cemetery at Punchbowl will soon be full and the only alternative at the present time in terms of burials will be for people from Hawaii to be buried in Riverside, California. That's the closest place that they could go.

"All that this resolution will do will encourage a discussion of whether or not a land exchange will take place at no cost to the state. If the negotiations were successful, all well and good; if they're not successful, then we will in fact look for something else, possibly having to pay for it.

"If this land exchange is successful, the talks are successful, and that's all they are, is talks, there's no requirement for anybody to do anything other than to see whether the state would conclude it's in its interest to do it. At that point, there would be a requirement at the Legislature, then decide whether we want to go ahead and do it because we would have to go into partnership with the Federal Government to maintain such a cemetery for veterans.

"From a public policy point of view, I think it would be a good idea to have such a facility available here in Hawaii. Whether or not the negotiations in this particular resolution are successful or not, very frankly, is up to the two entities involved. So this is the considered judgment after lengthy public hearings on all islands and in the Legislature that at least an attempt be made for a land exchange at no cost to the state."

Senator Kawasaki then continued:

"One final point of inquiry. I understand, according to the language of this resolution, that the state owns an adjacent parcel of 89.5 acres adjacent to this piece that the Hawaiian Memorial Park owns, is that correct? And is it possible for us to build a cemetery on the state's land without going into an exchange?"

Senator Abercrombie answered:

"That's the point. If a land exchange takes place, it would be possible. That's exactly what we're trying to get them to do. I suppose, the state could try and do it on its own. They already own 203 acres on the other side of Hawaiian Memorial Park so the point would be to make it adjacent because then you would not have to go to the expense of developing a separate entrance, etc. It would be literally adjacent to the present cemetery. That is why it seems to make sense and I think that's why the State Veterans Council decided on the site.

"Very frankly, Mr. President, this kind of discussion is premature because we don't know whether the state wants to go ahead

with it or not, or whether the exchange is even possible. So, if we pass the resolution, which as I said did have the positive testimony of DSSH which has the responsibility at this stage, then we can see whether or not it works out. If it doesn't, then we'll have to make some other arrangement.

"We could come to a policy, of course, where we decide not to do it, at which point the veterans who wish to be buried as veterans will have to go to the Mainland. So, whatever way it works out, it has to be dealt with one way or another. This seemed to the Veterans Council as the least costly alternative to be pursued first."

Senator Kawasaki continued:

"Mr. President, I am satisfied with the explanation by Senator Abercrombie just as long as we know that this resolution requests the Department of Land and Natural Resources to enter into a discussion about a possible exchange and it's not a mandate, outright."

The motion was then put by the Chair and carried, and S.R. No. 49, entitled: "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES EXCHANGE LAND WITH THE HAWAIIAN MEMORIAL PARK CEMETERY ASSOCIATION TO PROVIDE LAND FOR A STATE VETERANS CEMETERY," was adopted.

Senate Concurrent Resolution No. 26:

On motion by Senator Abercrombie, seconded by Senator Soares and carried, S.C.R. No. 26, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES EXCHANGE LAND WITH THE HAWAIIAN MEMORIAL PARK CEMETERY ASSOCIATION TO PROVIDE LAND FOR A STATE VETERANS CEMETERY," was adopted.

THIRD READING

Stand. Com. Rep. No. 272-86 (S.B. No. 1496, S.D. 2):

On motion by Senator Matsuura, seconded by Senator Aki and carried, Stand. Com. Rep. No. 272-86 was adopted and S.B. No. 1496, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (McMurdo). Excused, 1 (Kuroda).

Senate Bill No. 1967-86, S.D. 1:

By unanimous consent, S.B. No. 1967-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," was recommitted to the Committee on Transportation.

Senate Bill No. 2403-86, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 2403-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1727-86:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 1727-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1789-86:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 1789-86, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 2512-86:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 2512-86, entitled: "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1527-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1527-86, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 2519-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2519-86, S.D. 1, 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, 24. Noes, none. Excused, 1 (Kuroda).

Senate Bill No. 1765-86, S.D. 1:

By unanimous consent, S.B. No. 1765-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was recommitted to the Committee on Housing and Community Development.

Senate Bill No. 1761-86:

On motion by Senator Young, seconded by Senator Hee and carried, S.B. No. 1761-86, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1826-86:

On motion by Senator Young, seconded by Senator Hee and carried, S.B. No. 1826-86, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1750-86, S.D. 1:

By unanimous consent, S.B. No. 1750-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROL OF PETROLEUM PRODUCTS," was recommitted to the Committee on Energy.

Senate Bill No. 2248-86, S.D. 1:

By unanimous consent, S.B. No. 2248-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEATBELTS," was recommitted to the Committee on Transportation.

Senate Bill No. 1794-86:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 1794-86, entitled: "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1060, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 1060, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAPSING OF APPROPRIATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 297-86 (S.B. No. 1684-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 297-86 was adopted and S.B. No. 1684-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 288-86 (S.B. No. 1855-86, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 288-86 be adopted and S.B. No. 1855-86, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Kawasaki rose to speak against the measure as follows:

"Mr. President, I have some reservations about the passage of this bill providing for special purpose non-taxable revenue bonds for this enterprise.

"We've had the occasion to visit the site to see the project. It's a very viable project with great potential; however, I just wonder whether there is a requirement to provide the benefits of non-taxable revenue bonds for the amount of \$3 million in view of the fact that this company, while it's about four or five years old, the initial flotation of stock that insiders picked up practically at no cost to themselves, and to others who knew about the project at its inception, who picked up the stock at 25 cents a share is today over the counter market about a dollar and a half. So the insiders and people who were early in the acquisition of common stocks of this company are at a rather profitable situation if they decide to sell their shares.

"There is a total, I think, of approximately \$13 million to \$14 million of shares floated right now in the market and I just wonder if these people wanted to raise capital to enlarge the operation, which is a sensible thing to do considering the potential, perhaps they should finance it from their own internal cash-flow or perhaps sell some of the shares that the directors and the insiders own rather than to ask the state to sacrifice the revenues that would be derived from the interest payment on the income to these people who would buy these bonds, \$3 million worth. So I just wonder if we are justified at this point, notwithstanding our desire to help growing enterprises, whether we should be passing this bill.

"I have a very strong reservation about their inability on their own, to finance this operation. This, incidentally, is a Mainland company of quite some size and I don't know that this company needs this kind of help from the state right now which would deny our own state tax office as well as the Internal Revenue, income from the interest payments to bond holders that they could get so I have some reservations about this bill. I would have to vote 'no' on this."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 288-86 was adopted and S.B. No. 1855-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Kawasaki). Excused, 1 (Kuroda).

Stand. Com. Rep. No. 289-86 (S.B. No. 1958-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 289-86 was adopted and S.B. No. 1958-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PETTY CASH FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 290-86 (S.B. No. 2465-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 290-86 was adopted and S.B. No. 2465-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LIBRARIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 291-86 (S.B. No. 1744-86, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 291-86 and S.B. No. 1744-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 292-86 (S.B. No. 1933-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 292-86 was adopted and S.B. No. 1933-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEYS' FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 293-86 (S.B. No. 2316-86):

By unanimous consent, Stand. Com. Rep. No. 293-86 and S.B. No. 2316-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 294-86 (S.B. No. 1783-86, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 294-86 and S.B. No. 1783-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 295-86 (S.B. No. 2263-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 295-86 was adopted and S.B. No. 2263-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1762-86, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 1762-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 686, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 686, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLASS SIZE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Kawasaki). Excused, 1 (Kuroda).

Stand. Com. Rep. No. 298-86 (S.B. No. 2322-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 298-86 was adopted and S.B. No. 2322-86, S.D. 2, 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, 24. Noes, none. Excused, 1 (Kuroda).

At 12:19 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:20 o'clock p.m.

Stand. Com. Rep. No. 299-86 (S.B. No. 1779-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 299-86 and S.B. No. 1779-86, S.D. 2, was deferred to the afternoon calendar.

Stand. Com. Rep. No. 300-86 (S.B. No. 1852-86, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 300-86 and S.B. No. 1852-86, S.D. 1, was deferred to the afternoon calendar.

Stand. Com. Rep. No. 301-86 (S.B. No. 1828-86, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 301-86 and S.B. No. 1828-86, S.D. 1, was deferred to the afternoon

calendar.

Stand. Com. Rep. No. 302-86 (S.B. No. 1780-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 302-86 and S.B. No. 1780-86, S.D. 2, was deferred to the afternoon calendar.

Stand. Com. Rep. No. 303-86 (S.B. No. 1773-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 303-86 and S.B. No. 1773-86, S.D. 2, was deferred to the afternoon calendar.

Stand. Com. Rep. No. 304-86 (S.B. No. 2046-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 304-86 was adopted and S.B. No. 2046-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 305-86 (S.B. No. 2147-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 305-86 was adopted and S.B. No. 2147-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 306-86 (S.B. No. 2190-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 306-86 was adopted and S.B. No. 2190-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

At 12:23 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o'clock p.m.

At 12:28 o'clock p.m., on motion by

Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 4:00 o'clock p.m.

AFTERNOON SESSION

The Senate reconvened at 4:43 o'clock p.m.

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

Senator Yamasaki, on behalf of Senators Machida and Solomon and himself, introduced Mr. George Ito, "an active Maui community leader."

Senator Abercrombie then introduced Dr. Albert Simone, President of the University of Hawaii, and Dr. Anthony Marsella, Acting Vice President for Academic Affairs, who were accompanied by other members of the University administration.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 216 to 218) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 216, transmitting the Department of Agriculture Annual Report for FY 1985, was referred to the Committee on Agriculture.

Gov. Msg. No. 217, transmitting the following reports prepared by the State Law Enforcement Planning Agency, Department of the Attorney General, for the Juvenile Justice Interagency Board, pursuant to Chap. 571D, HRS:

Juvenile Justice Information System Study, Supplementary Report II, Legal Issues; and

Juvenile Justice Information System Study, Supplementary Report II, Social History Data,

was referred to the Committee on Judiciary.

Gov. Msg. No. 218, transmitting a report, "Hawaii's Income and Expenditure Accounts: 1958-1983," prepared by the Department of Planning and Economic Development in cooperation with the Research Corporation of the University of Hawaii, pursuant to Act 301, SLH 1983, was referred to the Committee on Ways and Means.

MATTERS DEFERRED FROM THE MORNING CALENDAR

THIRD READING

Stand. Com. Rep. No. 263-86 (S.B. No. 2134-86):

By unanimous consent, action on Stand. Com. Rep. No. 263-86 and S.B. No. 2134-86 was deferred to the end of the calendar.

Stand. Com. Rep. No. 299-86 (S.B. No. 1779-86, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 299-86 be adopted and S.B. No. 1779-86, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Holt, at this time, rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in support of this bill and the next several bills which relate to the University of Hawaii, more specifically, Senate Bill 1828, Senate Bill 1780 and Senate Bill 1974. Merely in the interest of time, I'd like to make my statement right now and will be open for questions on the bills as they arise.

"Very briefly, Mr. President, I'd like to point out to the members of this body that Senate Bills 1779, 1828 and 1780 are measures which have been introduced for our consideration at the request of the administration. These bills, Mr. President, represent the basis of the University's 'flexibility legislation.'

"These bills, Mr. President, will allow the University to assume direct responsibility and accountability for such areas as: the personnel administration of the University's civil service employees, the management and control of the University's payroll, disbursing and internal accounting functions, and thirdly, the authority to determine its own priorities in the preparation and execution of the budget.

"Your Committees on Higher Education and Ways and Means to which these bills have been referred are in agreement that in their present form they are consistent with the intent of the executive and the understanding of the University as reflected in the executive's memorandum to the President of the University, dated September 24, 1985. For the record, Mr. President, I would like to point out that this was the only basis for actions taken on these bills by your committees.

"Also for the record, Mr. President, I feel that it will be appropriate for the Senate Journal to reflect the guiding principles behind these bills as expressed by the executive and confirmed by the University.

"With your permission, Mr. President, I would like to read the pertinent parts of the executive's memorandum of September 24, 1985, and the testimony of the University president as presented at the public hearing on February 7, 1986.

"Governor Ariyoshi in his memorandum stated: 'The transference of a number of administrative responsibilities to the University of Hawaii is especially timely in light of recent planning initiatives and accomplishments at the state and university level. With the formulation of the Hawaii Higher Education Plan and the University of Hawaii's Strategic Plan, the University has moved to a stage of development warranting increased responsibility for its internal management. It is particularly important that the planning initiative set forth in the State Plan and the Strategic Plan move forward in an administrative environment that can facilitate change and vitality. The adoption of the State Functional Plan for Higher Education and the University's Strategic Plan are significant milestones, and it is now time to take the next bold step — creating the administrative environment to carry out our goals and objectives.'

"Now from the University's testimony on February 7th, President Simone stated: 'A shifting of a number of administrative responsibilities to the University is especially timely in light of recent planning initiatives and accomplishments at the state and university level. With the formulation of the State of Hawaii Higher Education Plan, the University of Hawaii's Strategic Plan, the University has moved to a stage of development warranting increased responsibility for its internal management. It is particularly important that the planning initiative set forth in the State Plan and the Strategic Plan move forward in an administrative environment that can facilitate change and vitality.'

"As you can see, Mr. President, the executive and the University both speak of a new 'administrative environment' for the University. It is my belief, Mr. President, that the bills before us will accomplish this — nothing more, nothing less. These bills will promote administrative efficiency and to some extent reduce what has been called the 'inappropriate intrusion of our state departments into the internal affairs of the University.'

"I think this is important to remember, Mr. President, because there are some of us here in both houses of the Legislature who truly and sincerely believe that these bills will fully and completely address such concerns as expressed by the Legislative Auditor in 1981 and again by the Western Association of Schools and Colleges Accreditation Team in 1985.

"I think it is also important to remember, Mr. President, that these so-called 'flexibility bills' do not attempt to address the constitutional status of the University as recommended in the 1985 Accreditation Team's report and by members of this Legislature on numerous occasions, most

recently by Senator Cayetano during discussion on the U.H. president's salary bill.

"For this reason, Mr. President, your Committee on Higher Education has attempted to fill this void with S.B. No. 1974, which we will consider later, relating to the jurisdiction of the Board of Regents. It is my belief, Mr. President, that the addition of S.B. No. 1974 to the University's 'flexibility bills,' will result in a more comprehensive package of legislation which truly meets the requirements of the University for today and in the future.

"In urging my colleagues to vote in favor of the 'flexibility bills,' and in view of the fact that members of the University administration are present in the gallery, I believe that it would be appropriate for me at this time to speak briefly about 'expectations.' More specifically, Mr. President, I am referring to the expectations of those of us who will vote in favor of these bills. I think it would be sufficient, Mr. President, to convey our expectations to the executive, the University administration and the Board of Regents with several key words:

Accountability,
Cooperation,
Public trust,
Responsibility,
Integrity, and
Quality.

"Let there be no doubt, Mr. President, that the Senate, in passing these measures, gave full and free consideration to all of the concerns of the University. Also, Mr. President, when the votes are counted and, hopefully, these measures are approved, let the Journal reflect that the Senate has taken this action to support the University in carrying out its duties and responsibilities to the people of this state and the larger community.

"I urge everyone to vote for these bills. Thank you."

Senator Kawasaki then inquired:

"Mr. President, while I am voting for three of these bills, I would like to direct a point of inquiry to the chairman of the Higher Education Committee."

The Chair asked if the chairman of the Higher Education Committee would yield to question, and Senator Holt having answered in the affirmative, Senator Kawasaki asked:

"Mr. President, I believe that these bills are apparently designed to bring about the administrative flexibility that everybody espouses. It just seems to me, perhaps, that it behooves the administration to also have introduced a bill asking for the repeal of

that law, that statute that created collective bargaining over at the University of Hawaii campus, simply because, as I recall, one of the messages that the outgoing president of the University of Hawaii, outgoing President Matsuda, had was a statement to the effect that he considered the faculty union, and what it stood for in the way of what I call a sanctuary for the deadwood at the campus there, to be one of the impediments.

"I recall the chairman of the presidential selection committee, my good friend George Chaplin of the Advertiser, also stating that one of the problems with trying to obtain a first-class institution at the University campus was the fact of the faculty union there; that in the leading colleges, including some of the Ivy League colleges, one of the reasons for having the quality that's identifiable with those institutions was the fact that they did not have a faculty union, at least not the kind of faculty union that generally stood in the way of advancements for a good quality higher education system.

"When that kind of action is really forthcoming from the administration, then I believe that we have honestly and sincerely tried to remove all impediments toward creating a first-class institution there. Short of that, I say that the faculty union there is still going to cause the new president and the administration some problems."

Senator Holt responded:

"In response, very briefly, the Accreditation Team did address collective bargaining in their review of the University. They did find that the relationship has been stormy in the past. There have been impasse in faculty negotiations five separate times.

"They did make a recommendation that the administration and the faculty union, quoting from the accreditation report, '... must endeavor to reduce the tension that presently exists between them through a deliberate program of meetings, discussions and clarification of mutual goals and limitations imposed by those external to the university.'

"I think the message has been received by the University administration. We're hopeful that they are working on this as addressed by the concerns of the Accreditation Team and Senator Kawasaki. Thank you."

Senator Kawasaki continued:

"Thank you very much.

"I just want to restate and compliment again that segment of the faculty there that

had the concern; that did consider the future of the University and had the courage of their convictions to come out and say ... some one hundred or so of the faculty members ... that stated that perhaps the removal of the faculty union there would be a great step forward to bring about quality at the campus there. I do compliment those faculty members who had the courage to state that."

Senator Abercrombie spoke in support of the measure and stated:

"Mr. President, speaking in favor of the passage of the bill and, by extension, the other bills.

"I feel it necessary to comment once again and refer my good friend Senator Kawasaki to the remarks made the other day which I will not repeat this evening, other than to say I walked the picket line with the faculty members who did go out on strike on every island in this state, and that I was happy to be there with them for the purpose that they were there. I was not happy they had to go out and strike to try and make their point.

"I would indicate also for the record that I expect Mr. George Chaplin who is the head of that committee, no doubt in the days before he was an editor was a member of a union himself, the newspaper guild. And I never have recalled Mr. Chaplin indicating that the newspaper would be better off or improve its quality by getting rid of the union. I always thought that had to do with the caliber of the personnel.

"I would also indicate that I think the difficulties occurred with collective bargaining before under another administration, and as the chairman has pointed out, we have a new administration. He has issued by way of his remarks here this afternoon, both a call to that administration and setting a table of expectations, and I think that we should, before we get to the question of collective bargaining, allow the present representatives of the faculty and the new administrative setup at the University to work with one another within the confines and context of the academic community, and if all goes as is hoped, especially with the passage of these bills, perhaps the question of collective bargaining will become a moot point, something that will remain in limbo as we look forward to the progress that the administration and the faculty will make together in the new era to come. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 299-86 was adopted and S.B. No. 1779-96, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONNEL OF THE UNIVERSITY OF

HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 300-86 (S.B. No. 1852-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 300-86 was adopted and S.B. No. 1852-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 301-86 (S.B. No. 1828-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 301-86 was adopted and S.B. No. 1828-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCOUNTS OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 302-86 (S.B. No. 1780-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 302-86 was adopted and S.B. No. 1780-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Kawasaki). Excused, 1 (Kuroda).

Stand. Com. Rep. No. 303-86 (S.B. No. 1773-86, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 303-86 be adopted and S.B. No. 1773-86, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Abercrombie spoke in support of the bill and remarked:

"Mr. President, just a brief word on the revolving fund. I think that it is very, very important that this bill pass. This is a culmination of many years of effort and inasmuch as this will be my last year in the

Senate of the State of Hawaii, I am very, very gratified to see a bill like this moving along.

"I think that there are rewards both for the University in terms of its faculty members and for the community and the state as a whole with the passage of this kind of bill will be such that we can look back in years to come and realize that this was one of the most important steps ever taken in the history of our state Legislature in advancing the cause of higher education and for the benefit of all of our people."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 303-86 was adopted and S.B. No. 1773-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

At 5:10 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:13 o'clock p.m.

THIRD READING

Senate Bill No. 2206-86, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 2206-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL FISHING VESSELS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

Senate Bill No. 2159-86, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 2159-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

Senate Bill No. 2127-86, S.D. 1:

On motion by Senator Toguchi, seconded by Senator Solomon and carried, S.B. No. 2127-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2467-86, S.D. 1:

By unanimous consent, S.B. No. 2467-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED," was recommitted to the Committee on Education.

Senate Bill No. 200, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 200, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF PRIVATE DETECTIVES AND GUARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 225, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 225, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1571-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1571-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1576-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1576-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1604-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1604-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1912-86, S.D. 1:

On motion by Senator Cobb, seconded by

Senator B. Kobayashi and carried, S.B. No. 1912-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2300-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2300-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1669-86:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 1669-86, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1672-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 1672-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2049-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2049-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MANAGERIAL WHITE-COLLAR POSITIONS EXCLUDED FROM COLLECTIVE BARGAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2053-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2053-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TERMINATIONS, RESIGNATIONS, DISMISSALS, DEMOTIONS, QUILTS, NOTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2170-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2170-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2261-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2261-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

Senate Bill No. 2427-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2427-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

By unanimous consent, action on S.B. No. 310, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 1770-86:

By unanimous consent, S.B. No. 1770-86, entitled: "A BILL FOR AN ACT RELATING TO AIRCRAFT SERVICING VEHICLES," was recommitted to the Committee on Transportation.

Senate Bill No. 1056, S.D. 2:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 1056, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM AERONAUTICS ACT (MODIFIED)," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1673-86

By unanimous consent, S.B. No. 1673-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HIGHWAYS," was recommitted to the Committee on Transportation.

Senate Bill No. 1875-86, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, S.B. No. 1875-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION OF APPLICANTS FOR HAWAII DRIVER'S LICENSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1629-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1629-86, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK OWNERSHIP AND MOVEMENT CERTIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1644-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1644-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1908-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1908-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1646-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 1646-86, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2025-86:

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, S.B. No.

2025-86, entitled: "A BILL FOR AN ACT RELATING TO FISHING IN CERTAIN WATERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2245-86, S.D. 1:

By unanimous consent, action on S.B. No. 2245-86, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 1659-86, S.D. 1:

By unanimous consent, S.B. No. 1659-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," was recommitted to the Committee on Transportation.

House Bill No. 2022-86:

On motion by Senator Young, seconded by Senator Hee and carried, H.B. No. 2022-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2091-86, S.D. 1:

On motion by Senator Young, seconded by Senator Hee and carried, S.B. No. 2091-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (George).

Stand. Com. Rep. No. 339-86 (S.B. No. 2318-86, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 339-86 and S.B. No. 2318-86, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 340-86 (S.B. No. 2317-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 340-86 and S.B. No. 2317-86, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 341-86 (S.B. No. 2095-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 341-86 was adopted and S.B. No. 2095-86, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES,"

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 342-86 (S.B. No. 2072-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 342-86 was adopted and S.B. No. 2072-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2308-86, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 2308-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 344-86 (S.B. No. 2002-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 344-86 was adopted and S.B. No. 2002-86, 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, 22. Noes, 3 (Cayetano, George and A. Kobayashi).

Stand. Com. Rep. No. 345-86 (S.B. No. 2471-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 345-86 was adopted and S.B. No. 2471-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 346-86 (S.B. No. 2325-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 346-86 was adopted and S.B. No. 2325-86, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 347-86 (S.B. No. 1800-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 347-86 and S.B. No. 1800-86, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 348-86 (S.B. No. 2474-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 348-86 was adopted and S.B. No. 2474-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 349-86 (S.B. No. 1827-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 349-86 was adopted and S.B. No. 1827-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1778-86, S.D. 1:

On motion by Senator Holt, seconded by Senator Chang and carried, S.B. No. 1778-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1974-86:

On motion by Senator Holt, seconded by Senator Chang and carried, S.B. No. 1974-86, entitled: "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1963-86, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 1963-86, S.D. 1, 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. 2392-86:

By unanimous consent, S.B. No. 2392-86, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ZONING," was recommitted to the Committee on Government Operations.

Senate Bill No. 2296-86:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 2296-86, 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, 25. Noes, none.

Senate Bill No. 2070-86, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 2070-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURES OF PUBLIC MONEYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2309-86, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 2309-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 357-86 (S.B. No. 1423):

By unanimous consent, Stand. Com. Rep. No. 357-86 and S.B. No. 1423, entitled: "A BILL FOR AN ACT RELATING TO THE VICE DIRECTOR OF CIVIL DEFENSE," were recommitted to the Committee on Government Operations.

Senate Bill No. 1520-86, S.D. 1:

By unanimous consent, S.B. No. 1520-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DAYLIGHT SAVINGS TIME," was recommitted to the Committee on Government Operations.

Senate Bill No. 1561-86:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 1561-86, entitled: "A BILL FOR

AN ACT RELATING TO COUNTY LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 360-86 (S.B. No. 1490-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 360-86 and S.B. No. 1490-86, S.D. 2, was deferred to the end of the calendar.

Senate Bill No. 1667-86, S.D. 1:

By unanimous consent, S.B. No. 1667-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUBERCULOSIS," was recommitted to the Committee on Health.

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

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

Ayes, 25. Noes, none.

Senate Bill No. 1660-86, S.D. 1:

By unanimous consent, S.B. No. 1660-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS," was recommitted to the Committee on Health.

Senate Bill No. 2370-86, S.D. 2:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, S.B. No. 2370-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1411, S.D. 1:

By unanimous consent, action on S.B. No. 1411, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 1986-86, S.D. 1:

By unanimous consent, S.B. No. 1986-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Health.

Senate Bill No. 2295-86, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried,

S.B. No. 2295-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 5:25 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:26 o'clock p.m.

Senate Bill No. 1657-86, S.D. 1:

By unanimous consent, S.B. No. 1657-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Health.

Senate Bill No. 1846-86, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, S.B. No. 1846-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2315-86, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 2315-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1681-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 1681-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DUTIES OF THE DIRECTOR OF PERSONNEL SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Cobb).

Senate Bill No. 2051-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2051-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPEALS FROM SUSPENSIONS, DISMISSALS, AND DEMOTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2052-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2052-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2169-86, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, S.B. No. 2169-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1510-86:

By unanimous consent, S.B. No. 1510-86, entitled: "A BILL FOR AN ACT RELATING TO BANKING," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1511-86, S.D. 1:

By unanimous consent, S.B. No. 1511-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANIES, FREEDOM OF CHOICE OF," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1514-86, S.D. 1:

By unanimous consent, action on S.B. No. 1514-86, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 1517-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1517-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1518-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1518-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEBT COLLECTION PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1528-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1528-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1530-86, S.D. 1:

By unanimous consent, S.B. No. 1530-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1567-86, S.D. 1:

By unanimous consent, S.B. No. 1567-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL OPERATORS," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1699-86:

By unanimous consent, S.B. No. 1699-86, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 2131-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2131-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2346-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2346-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2350-86, S.D. 2:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2350-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF GASOLINE," having been read throughout, passed Third Reading on the following

showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Fernandes Salling).

Senate Bill No. 2481-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2481-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2518-86, S.D. 1:

By unanimous consent, action on S.B. No. 2518-86, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 1680-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 1680-86, S.D. 1, 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, 23. Noes, 2 (Abercrombie and Hee).

Senate Bill No. 1682-86:

By unanimous consent, S.B. No. 1682-86, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL LOANS," was recommitted to the Committee on Economic Development.

Senate Bill No. 2352-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2352-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2185-86, S.D. 1:

By unanimous consent, S.B. No. 2185-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASES OF PUBLIC LANDS," was recommitted to the Committee on Economic Development.

Senate Bill No. 2319-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2319-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2320-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2320-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1795-86, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, S.B. No. 1795-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1937-86, S.D. 1:

By unanimous consent, S.B. No. 1937-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ZONING," was recommitted jointly to the Committee on Government Operations and the Committee on Housing and Community Development.

Stand. Com. Rep. No. 397-86 (S.B. No. 801, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 397-86 and S.B. No. 801, S.D. 2, was deferred to the end of the calendar.

House Bill No. 107, H.D. 2:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, H.B. No. 107, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE WARRANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1551-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1551-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1569-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No.

1569-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1570-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1570-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BARBERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2310-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2310-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANY INSOLVENCY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1578-86, S.D. 1:

By unanimous consent, action on S.B. No. 1578-86, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 1661-86:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 1661-86, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT PREVENTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1662-86, S.D. 1:

By unanimous consent, S.B. No. 1662-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," was recommitted to the Committee on Human Services.

Senate Bill No. 1663-86, S.D. 1:

By unanimous consent, S.B. No. 1663-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," was recommitted to the Committee on Human Services.

Senate Bill No. 1716-86:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 1716-86, entitled: "A BILL FOR

AN ACT RELATING TO MEDICAL CARE PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1658-86, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 1658-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1763-86:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 1763-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1962-86:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 1962-86, entitled: "A BILL FOR AN ACT RELATING TO AND AUTHORIZING AN ADOPTION ASSISTANCE COMPACT AND PROCEDURES FOR INTERSTATE SERVICES PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2126-86, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 2126-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2173-86, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 2173-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (George).

Senate Bill No. 2484-86:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 2484-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2130-86, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, S.B. No. 2130-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AGED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 415-86 (S.B. No. 425, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 415-86 was adopted and S.B. No. 425, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 416-86 (S.B. No. 1961-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 416-86 was adopted and S.B. No. 1961-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 417-86 (S.B. No. 1960-86):

By unanimous consent, action on Stand. Com. Rep. No. 417-86 and S.B. No. 1960-86 was deferred to the end of the calendar.

Stand. Com. Rep. No. 418-86 (S.B. No. 2303-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 418-86 and S.B. No. 2303-86, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 419-86 (S.B. No. 1959-86, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 419-86 and S.B. No. 1959-86, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 420-86 (S.B. No. 1884-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 420-86 and S.B. No. 1884-86, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 421-86 (S.B. No. 1885-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 421-86 and S.B. No. 1885-86, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 422-86 (S.B. No. 1886-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 422-86 and S.B. No. 1886-86, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 423-86 (S.B. No. 1965-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 423-86 and S.B. No. 1965-86, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 424-86 (S.B. No. 1893-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 424-86 and S.B. No. 1893-86, S.D. 2, was deferred to the end of the calendar.

Senate Bill No. 2312-86, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 2312-86, S.D. 1, 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.

Stand. Com. Rep. No. 426-86 (S.B. No. 1843-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 426-86 was adopted and S.B. No. 1843-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 5:36 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:40 o'clock p.m.

Stand. Com. Rep. No. 427-86 (S.B. No. 1849-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 427-86 was adopted and S.B. No. 1849-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GRANTS FOR DEVELOPMENT OF CHILD ABUSE AND NEGLECT PREVENTION PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 81, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 81, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MAINTENANCE OF DRAINAGEWAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1573-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 1573-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSUMER AND SMALL BUSINESS ADVOCATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 970, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 970, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2140-86, S.D. 1:

By unanimous consent, action on S.B. No. 2140-86, S.D. 1, was deferred to the end of the calendar.

Senate Bill No. 2145-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2145-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTION OF

HAWAII'S UNIQUE NATIVE FLORA AND FAUNA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2358-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2358-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2359-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2359-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 5:42 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:49 o'clock p.m.

Senate Bill No. 974, S.D. 2:

By unanimous consent, action on S.B. No. 974, S.D. 2, was deferred to the end of the calendar.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 263-86 (S.B. No. 2134-86):

Senator Yamasaki moved that Stand. Com. Rep. No. 263-86 be adopted and S.B. No. 2134-86, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Henderson rose to speak against the measure as follows:

"Mr. President, I would like to speak against this bill.

"Mr. President, I think that what we're doing here is to fund the state fund for workers' compensation and I surely don't believe that we're going to solve our workers' compensation problems by setting up an independent state fund.

"Our problem in workers' comp is one of frequency. When you look at the national

statistics, there's no question that Hawaii's frequency of total disability cases is extremely high ... for example, our permanent total disability figures for 100,000 workers, is about 142 accidents per 100,000 workers. The national average is 7.2. When you look at the benefits that we pay out to our Hawaii permanently totally disabled workers, the average per case is about \$58,000; nationally, it's about \$210,000. So what we see here in Hawaii, Mr. President, is a case where we have just an unbelievable frequency of workers' comp cases and relatively low benefits, and I think those are the issues we have to address.

"First, address those issues — the frequency question and the benefit question — before we get involved in a state fund.

"Thank you very much."

Senator Cobb also spoke against the measure and said:

"Mr. President, I'm going to vote against this measure for entirely different reasons. It is primarily because this does not contain a separate bill establishing how long the state fund will be in existence, whether or not it will have any drop-dead or specific life time, how it will be governed, or anything else. And I've been hearing around these hallowed halls that we're going to be putting off action on the total question of a state fund until next year until such time an interim report has been completed or additional information is gathered.

"When I see this, appropriating now \$1.00 to the fund, I begin to question then, what happened to the whole idea of waiting until next year before we take action on this, because I think if we're going to appropriate money for a fund we should also be providing the mechanism, the parameters in any limits on the bill, the very act itself, along with the money, rather than just giving money and in effect putting it in as a budget measure.

"Thank you."

Senator Kawasaki spoke in support of the measure as follows:

"Mr. President, I've got to admit that I don't really know the details of the fund and its operation but, basically, I understand from a lay perspective that one of the reasons why workers' comp cost is so great to the business, small business sector particularly, is that the rate of retention, that is to say what the insurance companies retain after they pay out their claims that they have to pay, after they pay for their administrative costs, what is retained is a little unconscionable. They're saying that the profit that they're trying to realize for themselves ... what is known as retention,

part of it is known as retention ... is too great. That is the reason for the premiums being so costly and almost prohibitive for the small businessman to exist. And this is the reason why if we can operate an almost nonprofit proposition with a state fund, keeping reasonable retention, then as a result we can bring down the premium cost to small businessmen who are burdened today with the high cost of maintaining business insurance. And this is the reason for the need of a state fund because private enterprise won't do it. The retention figure is too high. They get a little too greedy, in my judgment.

"That is the reason for this need to create a state fund. Much as I hate to see the government get into these kinds of operation, this comes as a necessity because the insurance industry simply will not bring down the premium rates at a level that small businessmen can afford. So I speak in favor of this bill."

Senator Abercrombie also spoke in support of the measure and remarked:

"Mr. President, speaking in favor briefly, I would remind the members that we have passed here today Senate Bill 2481-86, the Standing Committee Report is 387, relating to insurance. The original version that I put forward required the Insurance Commissioner to calculate investment income and the accuracy of loss reserves. That has not been retained in the bill that went over and the reason of course that I voted for it was that I want to see this bill kept alive, and if we are able to deal with this that concern that Senator Kawasaki has raised can be dealt with and we can perhaps handle some of these questions. In the meantime, I think this should go forward.

"If people are seriously interested in finding out exactly what the insurance companies are doing, I suggest that we go back to the language contained originally in my bill and that we calculate and require, as a matter of fact, the Insurance Commissioner to calculate the investment and the accuracy of the loss reserves, and then these questions can be answered."

Senator Yamasaki also spoke in support of the bill and said:

"Mr. President, speaking in favor of the bill. As you know, Act 296 was passed by the last session of the Legislature and signed into law. An interim committee was also appointed by both the President of the Senate and the Speaker of the House to see how we can implement Act 296. As a result we have had testimony received from the actuary for the program, and we should have a report of the actuary and also to see how much would be needed to fund the program, the workers' compensation state fund.

"Pending receipt of the recommendation, this bill merely appropriates \$1.00 to see what the figures might be to insert in the bill to establish a state fund so we can implement the provisions of Act 296.

"Therefore, I urge members of this body to vote for this bill."

Senator Soares spoke against and remarked:

"Mr. President, I rise to speak against this bill and briefly for a couple of reasons.

"The record of the state getting involved with funds such as this has not been very good at all, looking at the Kohala Task Force situation and also the Thrift Guarantee. We've batted zero on these, and I'm afraid that the cost to put this commission together and to set up the whole system is quite astronomical.

"Based on those comments, I'm going to be voting 'no.'"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 263-86 was adopted and S.B. No. 2134-86, entitled: "A BILL FOR AN ACT RELATING TO AN APPROPRIATION FOR THE HAWAII WORKERS' COMPENSATION STATE FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Cobb, George, Henderson, McMurdo and Soares).

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

Senator Cayetano moved that Senate Bill No. 310, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Toguchi.

Senator Abercrombie then asked for a ruling of conflict of interest of the Chair: "Mr. President, as you know, my checker cab is a reconstructed vehicle and I wonder if I may be allowed to vote on this bill."

The Chair ruled that Senator Abercrombie was not in conflict.

Senator Soares then asked if the chairman of the Transportation Committee would yield to a question and the President having posed the question and Senator Cayetano answering in the affirmative, Senator Soares asked:

"Mr. President, I'd like to have the committee chairman answer the question as to why the population of less than 500,000 is in this bill?"

Senator Cayetano then responded:

"I will attempt to do so, Mr. President. I'm afraid my explanation may be a bit lengthy, so if you will bear with me, Senator Soares.

"As you know, the state law covering reconstructed vehicles was passed in 1977. At that time I was the chairman of the Transportation Committee in the House and my recollection of the reason for the passing of the bill was because one of the plantations had a problem with one of their reconstructed commercial vehicles which was reconstructed on Oahu and transferred to Maui or one of the neighbor islands, and the problem being that the counties all had different ordinances covering reconstructed vehicles, and they could not use this vehicle which had been reconstructed on Oahu and conformed to the ordinance of the City and County of Honolulu but could not be used on Maui. So we passed the law which covered all reconstructed vehicles and was intended to deal with that particular problem.

"However, in resolving one problem and promoting uniformity throughout the state for the purpose of reconstructed commercial vehicles, brought under the umbrella of that law was the private or hot rod type of reconstructed vehicles.

"What has happened since, Mr. President, is that there has been a tremendous amount of controversy among the individuals who engage in this kind of activity. Mr. President, you are certainly of the age when you remember the model 1932 Channeled Fords and cars like that. Hot rodding was a big event in your day, began to wane in mine, but still it is an established and traditional American activity, perhaps unique to the United States.

"What has also happened, Mr. President, is that the people on Maui and their reconstructed or hot rod association there has approximately 700 members ... a number which was not lost by Senator Abercrombie and myself ... was opposed to the rules which apparently had been adopted by the state Department of Transportation and which were going to be applied statewide. Therefore, the neighbor islanders wanted the exemption and, if they were exempted, the county ordinances of Maui, Kauai and the Big Island would apply then to reconstructed vehicles. The people on Oahu, however, were in favor of the proposed regulations which were approved by the state Department of Transportation and therefore opted to stay under the umbrella of the state law.

"Consequently, we amended the bill to exempt from the definition of reconstructed vehicles those vehicles which are to be used for charitable and recreational purposes. We did not want to discourage people from

building cars from scratch, for example, and the proposed regulations which are going to be adopted by the state DOT impose all kinds of requirements, for example, regarding the certification of welds and all kinds of engineering requirements which, if enforced, will probably result in no vehicle ever being reconstructed in the State of Hawaii.

"The Committee, wanting to avoid passing a law which would promote conformity in this society, decided to amend the law to provide for some flexibility and to allow the neighbor island counties to regulate the reconstructed vehicles which are used for charitable and recreational purposes in their own way. That is the reason for the bill."

The motion was put by the Chair and carried and S.B. No. 310, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Cobb, George and A. Kobayashi).

Senate Bill No. 2245-86, S.D., 1:

By unanimous consent, action on S.B. No. 2245-86, S.D. 1, was deferred to the evening calendar.

Stand. Com. Rep. No. 339-86 (S.B. No. 2318-86, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 339-86 was adopted and S.B. No. 2318-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN ASBESTOS SURVEY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (George, Henderson, A. Kobayashi, Matsuura and Soares).

Stand. Com. Rep. No. 340-86 (S.B. No. 2317-86, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 340-86 be adopted and S.B. No. 2317-86, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Soares rose to ask:

"Mr. President, I'd like to ask the chairman of Ways and Means a question on this bill, please."

The Chair asked if the chairman would yield to a question and Senator Yamasaki answered: "No."

Senator Soares continued:

"Mr. President, I heard him loud and clear; he said, 'no.'"

"I ask the question because, Mr. President, I'm speaking against the bill and I'm sure he must remember I asked the question in committee, so I won't do it again."

"The bill calls for funds for litigation expenses in the committee report. However, the bill itself, in reading the bill, Mr. President, on page 2 of the bill, it calls for salaries for attorneys and support personnel, rental of office space, purchase of office equipment, fees of expert witnesses, consultants, travel expenses, special deputies, consultant expenses, court reporting services, everything, except the kitchen sink. And it does not just deal primarily with court litigation travel expenses and staffing and everything else and in fact the account in which these suits will be dealt with, I understand, is also bankrupt. And so the amount of money we're calling for here is being far expended for things much more than just court litigation expenses, so my concern is the cost of this bill and I'm going to be voting 'no.'"

Senator Fernandes Salling spoke in support of the measure and remarked:

"Mr. President, I rise to speak in favor of this bill with these reservations which I would like to share with this body."

"When we heard this matter in committee, the committee chairman and the members agreed that we did need to get an evaluation of the possibility of our collection from the other asbestos companies to see how our chances of success will be in collecting from these companies. So we're not really just going after John Mansfield which is in bankruptcy, but we are trying to collect from some other companies."

"However, I think that what we need to watch for is the fact that this is just the first year's request, as was asked by the Attorney General — this \$325,000 to set up a litigation fund. They do expect to come in next year to ask for additional monies and this first year's request is indeed money to be used to hire attorneys, to in fact train them to deal with this kind of asbestos case and to pay for office expenses."

"Testimony was given that as far as expenses to do with the litigation itself, other states are looking at figures in the range of up to a million dollars. And so, I think, this is what we need to keep in mind when we look and request from the AG's office, a really good evaluation of what our chances are in succeeding in collecting from some of these companies that we're going to

try and locate as being liable for the asbestos that they have in our buildings throughout the State of Hawaii.

"I do know that the chairman has indicated that this is what we will be requesting from the AG and we'll be looking at and addressing in conference.

"Thank you."

Senator Matsuura spoke against the measure and said:

"Mr. President, I speak against this measure also.

"In following some of the tort bills, I found that in settling damages that people who have been personally injured get the first crack at the money. Property damages are awarded after the personal injury damage. And I was told that there's a personal injury damage litigation against some of these companies for an amount of over a trillion dollars. I really can't see how the state is going to be spending these kind of bucks for the next five years which amount to \$2 million. I really can't see how we're going to go about collecting when there are so many people ahead of us, especially those who have suffered personal injury.

"Another concern that I have is that when we start spending these kind of bucks, I think that it would be nice if we can have some of these people who are going to be involved in this kind of litigation to stay with us for the next five years, but seeing the coming and going of lawyers in the Attorney General's office I'm just worried that after a person gets well into the case, he may just leave and open up his own private office and pursue the same case on a personal interest. I really don't feel that we should be getting involved in this litigation, not unless we really know that we can collect if we win.

"Thank you."

Senator Henderson also spoke against the measure as follows:

"Mr. President, I'd like to speak against this measure.

"I think that I agree with Senator Fernandes Salling that we had, in committee, asked the Attorney General to do a thorough evaluation of the possibility of recovery before entering any court action. I'd like to emphasize that I think the first thing the Attorney General is going to have to do is to really evaluate what our chances are. There's no question this is a property damage claim; it comes behind the personal injury claims. The states of Virginia and Maryland have filed suits for

property damage recovery 18 months ago, so we're way late in filing that kind of suit in the first place. I think that the \$375,000 that is being appropriated here is just the start. It's going to be millions before we're through as this bill indicates. I think that we really need to evaluate what our chances are before we spend that kind of money."

Senator Cayetano supported the measure and remarked:

"Mr. President, I am very glad to see this bill before us, and also the previous bill, in dealing with the question of damage to property and to people by asbestos. Anyone who has heard the testimony of the asbestos victim, especially those who worked at Pearl Harbor, will have an idea of how serious this matter can be. It seems to me that it behooves us to look into this particular problem, and this is in reference to the previous bill, especially in terms of how it has affected people who have worked not only in this building but any other state building which has asbestos.

"I need only to search my memory very briefly to recall that there have been several Senate employees and House employees who have been stricken with cancer. We don't know what the cause was, but I note that several of them did work in the basement where we do have this particular problem.

"One of the concerns that I have about this particular bill is that it is my impression that this appropriation is being made for the Attorney General's office to handle the matter. I think that the cost to the state can probably be reduced dramatically if these cases in which the state is the plaintiff is farmed out to ... and I'm not going to try to drum up business for my own firm, believe me ... to some private firm which will take the case on a contingent basis.

"What has happened in the past whenever the state has been a plaintiff, and someone echoed the concern about one of the deputies walking off with the business at some time, is that we have given these kinds of cases to former deputies who have been working for the state on an hourly basis and who have racked up fees amounting to hundreds of thousands of dollars, as well as costs of which also have amounted to hundreds of thousands of dollars.

"This is a good case, I think, supporting the contingent fee, a matter which of course will be discussed in tort reform. The state can take advantage of the contingent fee by retaining private counsel. We all know how the contingent fee works. If the plaintiff wins, he then pays his attorney; if he doesn't, he doesn't owe the attorney a dime."

Senator Kawasaki then asked:

"Mr. President, I have a question directed to any member of the Ways and Means Committee since I was not privy to the dialogue that took place on this bill ... to members of the Ways and Means Committee or the chairman.

"Is it possible that with the present staff in the Attorney General's office, amounting to some 95 deputy attorney generals, with that kind of legal talent there, is it possible without the expenditure of this kind of money immediately that we can to a reasonable degree ascertain the chances of the state being able to collect any kind of damages? Could we do this with the existing staff without a major expenditure of funds to pay obscene fees to private attorneys?"

The Chair asked the chairman of the Ways and Means Committee if he would yield to the question and Senator Yamasaki answered:

"Yes, Mr. President.

"In answer to the question just raised by Senator Kawasaki, the testimony of the Attorney General's office did mention that there was an attorney who spoke to the Office of the Attorney General to see whether any kind of contingency fee contract could be made.

"The \$375,000 on the litigation fee is supposed to cover some of the concerns expressed by the attorney who said that he would need certain expenses to be paid during the course of taking up of the case for the state against the manufacturer of the asbestos, Johns-Mansfield Company.

"And although some of the members of this body have expressed some concern as to whether the state should proceed with the claim, as you know we have already expended over \$12 million. We expect to expend another two more million dollars to complete the removal of asbestos in the state buildings. It may run up to \$19 million or more, and that the sooner the state joins with the rest of the states in forming in line to make our claims, we may not have any claim whatsoever if we are too late. Therefore, the Attorney General's office is trying to recover some of the funds that have already been expended in the removal of asbestos in our state buildings.

"Therefore, I'd like to urge the members of this body to give serious consideration and vote for this bill because it means a lot of money that possibly could be recovered from the manufacturer."

Senator Kawasaki then continued:

"Mr. President, the chairman did not exactly answer my question, but inasmuch as he has stated that there is an attorney willing to take the legal counsel responsibility on a contingency basis, I feel that there is perhaps this possibility, and that means that if the state doesn't win we don't pay legal fees.

"I would speculate that with this huge manpower we have upstairs of 95 deputies that certainly we could at least do some initial assessment of what our chances of collecting for the state are. That being the case I will vote for this bill."

Senator George spoke against the measure and remarked:

"Mr. President, I speak against this measure. When it was heard in the Judiciary Committee some concern was expressed with the language of this bill as it then existed. It would permit legal action to be taken against the party or parties responsible for the presence of asbestos and asbestos contained materials in buildings owned by the state. This appeared to some of the members of that committee that this could include contractors, engineers and architects and firms who placed the asbestos in the buildings. I believe the wording could still possibly be interpreted in that way, and inasmuch as the state's specifications called for asbestos or fire retardant materials, I believe the state itself must have some of the responsibility. I'm concerned about the wording.

"In further comment to the matter of contingency fees, the testimony of the Attorney General before the Judiciary Committee indicated that they had turned down the attorney who was willing to take it on a contingency basis, not just because of the percentage that that attorney wanted, but because all of the expenses would still have to be borne by the state. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 340-86 was adopted and S.B. No. 2317-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ASBESTOS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Abercrombie, George, Henderson, A. Kobayashi, Matsuura and Soares).

Stand. Com. Rep. No. 347-86 (S.B. No. 1800-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 347-86 was adopted and S.B. No. 1800-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE

COUNCIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 360-86 (S.B. No. 1490-86, S.D. 2):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, Stand. Com. Rep. No. 360-86 was adopted and S.B. No. 1490-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Fernandes Salling, Kawasaki and Soares).

Senate Bill No. 1411, S.D. 1:

Senator B. Kobayashi moved that S.B. No. 1411, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Machida.

Senator Soares then rose to ask if the chairman of the Committee on Health would yield to a question. The Chair posed the question and Senator B. Kobayashi having answered in the affirmative, Senator Soares asked:

"Mr. President, I'd like to ask the chairman whether or not the opportunity for good administrators, outstanding members of the business community who have a real knack for organization ability to administer a very difficult department, why this would not be a proper choice instead of a person who has a degree in medicine. Was that considered in the committee hearings?"

Senator B. Kobayashi answered:

"Mr. President, the question of the degree in medicine was considered and was considered that people in medicine may not have administrative capability, hence the bill was written so that the person holding the job could either have administrative experience or an academic degree."

Senator Soares then continued:

"The director shall be a person possessing qualification as evidenced by an academic degree in medicine, ... public health, ... or ... six years' in heading all health related fields. The bill, in my opinion is confined to a degree in medicine or medical health. Does the bill allow for anything else besides that?"

Senator B. Kobayashi responded:

"For the academic degree, it would be limited to those areas, yes."

Senator Soares thanked the chairman of the Health Committee.

Senator Kawasaki rose to speak against the measure and remarked:

"Mr. President, I rise to speak against this bill.

"Apparently, the prime movers of this bill are of the opinion that just as long as we have somebody who's had some education in the field of medicine that he's going to be a good administrator to run that huge department.

"Being one of the relics in this body for over two decades, I recall the days when we did have doctors with medical degrees heading the Health Department and looking back, I must say they did not quite rise to the expectations of the Senate in those years that we confirmed those people.

"It just seems to me that we need more of an administrator than a man educated in the medical field, someone with reasonable intelligence, intense public commitment to maintain the health standards of our citizens and their requirements, somebody who can administrate it well rather than have a medical degree. And I think this bill precludes the governor, the appointing authority, and us in the Senate body here confirming somebody who may be excellent as an administrator, excellent in terms of his imagination in realizing what the needs of our community are, and serving as a fine director of the Department of Public Health.

"It just appears to me that it may be a little difficult for us to find a practicing physician or someone in the medical field who's doing very well, professionally, with the kind of income that they can command who would be willing to take on the tremendous task of running that department at the kind of salaries department heads earn in this state government structure. So, I would say, let's keep the standards the way it is, but let us here in the Senate, all 25 of us, assume the responsibility of confirming only those people that we can judge to the best of our ability to be competent to head the department.

"The weakness has not been in the qualifications standards that we have, the weakness in the whole system is that the past governors have not been appointing the proper people, and more importantly, the Senate, the confirming body here, has not exercised diligence in making sure that that person who is appointed to that position is confirmed by us only if we in our judgment find that this is the best man we can find.

"I think the responsibility in the way that the Health Department has been running lies

more with our confirmation standards. We have been too cavalier about it all, and that has been, I think, the problem, so I would suggest that we maintain the law as it is but make sure that we confirm only those people we feel are excellent in qualifications. That's our problem. That has been the source of the department not running as smoothly and as efficiently as we desire it."

At 6:24 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:26 o'clock p.m.

The Chair, having requested the chairman of the Health Committee to recommit S.B. No. 1411, S.D. 1, ordered that S.B. No. 1411, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIRECTOR OF HEALTH," be recommitted to the Committee on Health.

At this time, Senator Abercrombie rose on a point of personal privilege and said:

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

"Mr. President, before we start taking vote counts, I think the place to take them, if you want to take them, is in the caucus. And before you finish, and go take requests like this and go count on the floor right now and send people around to do it, the least you can do and the least any other Senator can do before they ask it is let the rest of us who are in favor of the bill at least make our arguments on the floor.

"We caucused on this bill. I bitterly resent having my bill taken off in the middle, and the rest of you after having a chance in the caucus come on the floor before we've had a chance to make our arguments on the floor and go take a count in the middle, because what that says is that the debate here on the floor doesn't count for anything.

"How do you know that maybe they wouldn't have changed their mind? I just changed my mind on a bill after listening to the arguments on the floor. And we struggled all afternoon waiting for people to come to our caucus, and we had five, six, seven, eight, nine people in there and nobody else in the rest of the caucus. Then you walk around with a little piece of paper and a little note and come and say, 'Are you up or are you down?' Why the hell do we even have a discussion out here, then? It's not fair. If you want it defeated out here then you defeat it down here and take a vote. And if you want to defeat it in the caucus, I'm for that. But, don't come out on the floor when you don't even come to the caucus, when we talk it over in the caucus

and say take it out here, and then in the middle before we even finish being able to make our arguments, come and recommit the bill.

"I resent the chairman of the Health Committee recommitting this bill before we're even finished making the arguments. And I resent it when Senators come around and start taking a count when they haven't even bothered to come to the caucus. It's not fair.

"Whether this bill goes up or down, the world will go on and the sun will come up, but the least you can do is extend the courtesy to people who want to make the arguments on the floor, and if you take it on to the floor and say vote it up or down on the floor then let the whole process take place. If we lose, we lose, but don't come right in the middle before the rest of us even had a chance to make an argument and go take a vote count on the floor. Take your vote count in the caucus."

Senate Bill No. 1514-86, S.D. 1:

Senator Cobb moved that S.B. No. 1514-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator B. Kobayashi.

Senator Kawasaki spoke against the measure and said:

"Mr. President, I rise to speak against this bill.

"I'm looking at the bottom, very last paragraph of the first page of the committee report, and it says here: 'By way of brief summary, the bill (1) deregulates, with one exception, commercial credit completely;'. I have a question to address to the chairman of the Consumer Protection Committee. Does that mean that all ceilings that we have on loans by financial institutions, all ceilings on interest rates are completely removed?"

The Chair asked the chairman if he would yield to the question and Senator Cobb answered:

"Yes, Mr. President.

"Mr. President, it deregulates only commercial lending; it does not deregulate consumer lending. That is a primary difference.

"The existing law in Hawaii since the mid-1930's has deregulated all loans over \$750,000."

Senator Kawasaki continued:

"Could I get briefly the ceilings that today are extent on certain types of

consumer loans; for example, automobile loans, retail establishment loans, credit card loans, etc.?"

Senator Cobb answered:

"At the present time, in terms of a threshold, if that's the thrust of the question, there is no threshold. It's only if the loan is over the \$750,000 which has existed for some time.

"The provisions of this bill as it first came to the committee would have limited the threshold to \$25,000, or any loan over that amount would have been exempt from any usury ceiling. Your committee felt that a fairer threshold and one that was more comprehensive for the benefit of consumers would be \$100,000 and, accordingly, the amount was raised to that amount."

Senator Kawasaki continued:

"Mr. President, could I ask again then what would be the average rate of interest allowable to be charged by financial institutions on regular loans? People who go to loan companies to borrow to buy a refrigerator, if you will ... that simple, average type of loans for the simple, small average consumer ... what is the interest rate ceiling today that is the law?"

Senator Cobb answered:

"Mr. President, there's no change in this bill. The present rates depend on the type of lending institution. If it's under Chapter 478, the ceiling is 18%; the present rates range anywhere in practice due to competition from 8% to 15%. If it's an industrial loan company under Chapter 408, the present ceiling on interest rates is 24% and most industrial loans today are being made in the range of 15% to 19%, depending on the type of loan, the degree of competition, and what the prevailing rate is. This bill does not change that."

Senator Kawasaki then said: "Thank you, the chairman has answered my question."

The motion was put by the Chair and carried and S.B. No. 1514-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Abercrombie, Fernandes Salling, Hee and Kawasaki). Excused, 1 (Henderson).

At 6:32 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:36 o'clock p.m.

Senate Bill No. 2518-86, S.D. 1:

Senator Cobb moved that S.B. No. 2518-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator B. Kobayashi.

Senator Kawasaki rose to speak against the measure and said:

"Mr. President, I rise to speak against this bill.

"I am a little at loss to find out why we are requiring some 23,000 licensees, that includes licensed real estate salesmen and brokers who provide by their fees, the biennial fees, a tremendous amount of money that's in a fund known as the recovery fund, to require just this category of licensees to take eight to ten hours of instruction every year, and keep in mind that we do not specify what kind of instruction they should take. Ostensibly, it's so that they could keep up with the latest changes in our real estate laws, not that the real estate laws change that often.

"I suppose there's a requirement in the judgment of some people that because condominium laws are changed quite often around here that they should be required to take this 8- to 10-hour course every year; otherwise, when they pay their license renewal fees at the end of two years, we say since you did not take this course, which we do not specify, mind you, that we're going to remove your license.

"We do not require this of stockbrokers, people who are stock salesmen; we don't require this of insurance salesmen, and some other solicitors in this category, so now why do we require of these people this requirement that they take at least 8 hours of additional education for their profession.

"I have found, after having had my license since 1952 which is quite inactive, quite frankly, that the problem in the real estate business and the problem confronting consumers' purchases and sales of real estate is not so much because the licensee, the broker or the salesman, does not have an education with regard to the latest changes that are brought about statutorily. The problem lies in the basic, inherent character of the person who is the licensee, and ever so often consumers are hurt because of the character ... this man is dishonest; he participates in fraudulent transactions; he co-mixes, co-mingles ... the term is co-mingles ... his client's funds with his own private funds ... these kinds of things that reflect basically the shortcoming in the character or the sense of morality of a licensee, not because he hasn't kept up with the latest condominium laws that we've changed around here.

"So I think this law being imposed in this fashion is quite unfair. If we're going to do this, we better require that all licensees of all kinds of professions take educational courses for a specified number of hours every year before we allow them to renew their license after paying their license fees.

"For that reason, I speak against the passage of this bill. I would say that because of funds, the recovery fund that I speak of that's made up of all the fees that they pay annually which amounts to a huge amount of money today, we have enough funds in the regulatory agencies so that any changes that are brought about statutorily or otherwise, these changes be printed and disseminated to the 23,000 licensee. We have the financial resources to do that and we expect voluntarily, that these licensees keep up with the latest laws so that when they transact business for their clients, their clients would not be damaged because they don't know the latest changes. We require this because the regulatory agencies took the initiative to disseminate information which we think is important enough for them to know. We should not require mandating that they take additional courses, which as I said are not specified here, and say that if you don't take these courses, we'll take your license away. Then, do this for every profession. Then I suppose I could support this bill; otherwise, I think this bill is an onerous one. It's unfair; it's very exclusive to one category of licensees. I don't think this is fair."

Senator Cobb then remarked:

"Mr. President, I have no argument with the statement made about the character of licensees. However, the research of the Real Estate Commission are in favor of this particular measure. It points out very clearly that licensees who have taken commission sponsored seminars have far fewer complaints lodged against them than those licensees who have not participated in any such course.

"In addition, those individuals who have had their licenses for a longer period of time have proportionally had more complaints lodged against them than those who have been recently awarded a license.

"I would also point out, Mr. President, that the bill was amended to delete the minimum 8- to 10-hour requirement and specify that the requirement shall be developed by the Real Estate Commission. Testimony by that commission indicated that the course would last approximately 2 to 4 hours. And if this is going to be done on an experimental basis, page 2 of the bill specifies that the 'act will take effect as of January 1, 1991 and shall be repealed as of July 1, 1996.' So there will be a five-year experimental period to see how this works.

"In addition, Mr. President, I would dispute the fact that no other profession has continuing education requirements. Accountants, for instance, have 80 hours required every two years. Chiropractic examiners have a requirement of 10 hours per year. Those in the profession of optometry are required to take 16 hours every two years. Medical physicians, of course, have 60 hours a year; a podiatrist, 50 hours a year; medical physician assistants, 50 hours a year; and those involved in the field of medical emergencies, 50 hours per year, all continuing education requirements.

"In addition, Mr. President, this bill is designed to address the shortcoming that has been found, particularly when we have a major change in the agency portion of the real estate law that was passed last year and is going into effect next year which will require the full disclosure by the realtor of any agency relationship or representation of more than one client. The failure to disclose that information could be detrimental to the consumer who is a purchaser.

"Therefore, Mr. President, I think there are very compelling reasons to support this and it's being done on a sunset basis so that when the measure is passed there will be plenty of advance notice of it going into effect. It will be in effect for a five-year period to see how it works, and then there would be a further legislative review. Thank you."

Senator Kawasaki then continued:

"Mr. President, a question directed to the chairman of the Consumer Protection Committee.

"Then, are we going to anticipate a similar requirement for stockbrokers, stock salesmen, insurance solicitors?

"Secondly, second part of the question, is it not possible for the Real Estate Licensing Commission to disseminate any information, as I said, that's important and pertinent to any changes we have made that the commission send out this information to each licensee and require and expect that the licensee will be keeping up to date with these changes so that in the event that he does do something in the course of pursuing his profession that damages the interest of the client that we hold him accountable for having not studied information we disseminated from the licensing commission ... is this possible?"

Senator Cobb answered:

"Mr. President, to answer the questions in reverse order. As I understand it, the commission already puts out a form of

newspaper or a bulletin, I have received copies of it periodically, updating people in real state, those who hold licenses as well as those interested in the profession, of various changes that have taken place, particularly during the legislative session.

"Despite that and despite the courses that are being offered, the number of complaints continues to rise as I cited earlier in my remarks.

"Secondly, addressing the question of stockholders and insurance people. Those who deal in stocks already have a number of SEC requirements to stay abreast of the latest changes in law. Whether that involves formal continuing ed I am not yet sure but I know when we had the question on involving investment advisors. The department is moving in the direction of repealing any exemptions for investment advisors unless they have a SEC seven-level securities license and that requires a continual updating by education.

"As far as insurance people go, those who have the CPU or other designations do have a continuing ed requirement and those in other categories of insurance, if they don't, that's something the committee will be looking at in the future. Thank you."

Senator Cayetano then asked if the chairman would yield to a question. The Chair posed the question and Senator Cobb having answered in the affirmative, Senator Cayetano asked:

"Mr. President, the chairman recited a list of professions which are required apparently to have some kind of continuing education. I wonder if the chairman would tell us how many of those professions are required to engage in continuing education because of a legislative fiat; in other words, we passed the law requiring them to do so."

Senator Cobb answered:

"I believe, in the case of accounting, they have the continuing ed requirement based on statute that we passed four or five year ago. Optometry was something that came as a board recommendation through the Department of Commerce and Consumer Affairs. Chiropractic examiners in one of the sunset reviews had insisted on continuing education and the Legislature agreed with them. In most of the medical areas, that has been primarily the thrust of either the Board of Medical Examiners or the Hawaii Medical Association."

Senator Cayetano then spoke against the measure as follows:

"Mr. President, I speak against this bill.

"The litany of professions recited by the

chairman which are required to engage in continuing education, having been a member of the Consumer Protection Committee for a few years and being a member of this Legislature for 12 years, have come about primarily because of a concern, I guess, on the part of legislators and I think the chairman himself is particularly zealous in this area, of having these requirements imposed because of problems which the Legislature apparently perceives afflicting these professions.

"When you talk about podiatrists or chiropractors, those requirements for continuing education, in my recollection, did not come about because of the boards but because of pressure from the Legislature to obtain some kind of accountability for the problems which we saw afflicting those areas. It seems to me that real estate brokers are in a totally different category.

"I'm also opposed to this bill because I think it's another infringement of government in the professions and we should let these professions police themselves. Certainly, the cost, for example, of malpractice insurance, even among real estate brokers, should be an incentive for real estate brokers or anyone else engaged in that kind of business to keep oneself apprised of changes in the law.

"Now the change in the agency law mentioned by the chairman seems to me should not be something that is entirely new to real estate brokers. It sounds very much like something that was established in our Common Law and it sounds like it was merely codified into our Hawaii Revised Statutes.

"So it doesn't appear to me, anyway, that it was something that is new to real estate brokers and certainly I think that in their training they should have been aware of what the chairman was referring to, in terms of the change in the agency law."

Senator Kawasaki then added:

"Mr. President, my final response.

"As I stated, the gist of my argument here is that the injury incurred by the consumer, the guy who buys or sells real estate, is primarily caused by a basic lack of or defect in the character, the sense of morality, the sense of ethics, the sense of propriety by the petitioner, the licensee. It's not because he's not knowledgeable about the latest changes.

"Now the chairman of the Consumer Protection Committee alluded to the fact that in the medical profession doctors are required to take 60 hours of additional training annually. That being the case, then we still have ... I'm little at loss on why we

have such a large number of cases of malpractice by these people who are required to take 60 additional hours of training every year. In fact, malpractice incidents are so high that's the reason why insurance companies charge so much for their malpractice premiums and this is the problem that we're trying to address.

"Why do we have attorneys who are taken before the bar, again, for unethical conduct. This is not because of lack of education, lack of information. A basic defect is in the sense of propriety on the part of practitioners. So this is the problem. I say, let's address that. If we find people who are injuring real estate clients because of defect in character, then let's punish them very adequately ... remove their licenses, if necessary ... put them on probation for long periods of time. That is the way to get to this problem of injury to clients, not mandated, statutorily mandated additional cost that, as I said, is not even specified here. We don't know what we want them to take up every year for even two hours. That to me is a problem.

"Let's get to the basic problem, the inherent defect in the character of the practitioners, not because they are not up to date on the very latest condominium changes we've made around here."

At 6:51 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:58 o'clock p.m.

Senator Toguchi also rose to ask if the chairman of the Consumer Protection Committee would yield to a question. The Chair posed the question and Senator Cobb having answered in the affirmative, Senator Toguchi asked:

"Mr. President, my first question is, does this amendment cover active as well as inactive licenses?"

Senator Cobb answered:

"The way the bill is presently worded, it does not make a distinction. It's my understanding that the proponents of the bill want to amend it in the House to include only active licenses and provide that inactive licenses would not be covered unless they chose to activate their license."

Senator Toguchi continued:

"Mr. President, if that is the case, I rise to speak against the bill.

"Mr. President, I think the original intent as explained by the chair was that he wanted it to cover just active licenses, but the way the bill is now constructed it will

cover active as well as inactive. I think it would make more sense if the bill had made a distinction between active and inactive licenses where, in order for someone who holds an inactive license to activate that license then that person would be required to take a course at the time of the reactivation and it may include not two to four hours, it might include 15 hours or whatever it takes. And I think that's the way the bill should have been brought out on the floor. And for that reason, Mr. President, I will be voting against the bill.

"Thank you."

The President ordered that S.B. No. 2518-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESMEN," be recommitted to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 397-86 (S.B. No. 801, S.D. 2):

Senator Young moved that Stand. Com. Rep. No. 397-86 be adopted and S.B. No. 801, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Soares rose to speak against the measure and remarked:

"Mr. President, I rise with some reluctance to speak against this bill. I am reluctant for two reasons. First, this bill represents two years of effort which could be said to involve blood, sweat and tears. It is a shame that this bill and time may have been wasted. Second, I know the hopes of thousands of lessees in both single-family and multi-family homes have been riding on the promise of this bill, but the promise is not fulfilled.

"This bill is like a little girl, Mr. President, when she is good, she was very, very good, and when she's bad, she's horrible.

"It contains two commendable, if not noble, major points, Mr. President. One provides a new formula for the Hawaii Lease Rent Renegotiation Relief Act of 1975, and it is a good and very fair formula. The other is an imaginative innovation which would, if correctly applied, spell the eventual end of the medieval leasehold land tenure system, by requiring that all new leases include a clause providing the option to buy the leased fee interest. So far, so good.

"Unfortunately, these provisions are applied in an extremely inequitable fashion. The lessor is compensated for the relief given to the lessees who choose to, or must, remain lessees, by increasing the price of

the leased fee interest to the lessees who wish to buy. It makes some lessees, all of whom have paid for their houses, give the house to the lessors at the end of the lease while others are repaid for it.

"Mr. President, we should not hesitate to provide relief to the thousands of lessee homeowners in this state from the outrageous lease rents being charged under the present formulas without seeking some compensating offset for the lessors. This is like requiring the homeowner to compensate the burglar who hurt himself while breaking into the house.

"Mr. President, the bill endangers the lessees who are going to court to obtain the leased fee interest in the land under their homes, by unnecessarily injecting the new formula into the Land Reform Act instead of the Lease Rent Renegotiation Relief Act where it really belongs.

"Mr. President, instead of repealing the old formulas, the bill 'suspends' them, just in case the new one is found 'unconstitutional.' Is this precaution really necessary? Much more onerous rent control laws have been found constitutional all over the country. Mr. President, in any case, the retention of these formulas on the books may rebound to the detriment of the lessees who are trying to buy the leased fee interest in the land under their homes. These are the formulas that caused the twenty-fold jumps in renegotiated lease rent that stimulated this bill, and the court could still apply them if they are not repealed.

"Mr. President, this bill applies to co-op apartments but does not to condominiums. What the contracting arrangements between the structure owners has to do with whether or not they get the benefits of this bill escapes me. What is being leased in all of these dwellings, including single-family, is not the structure, but the land under them. And, the leases are fully fundamentally similar. They are long term. They provide for initially fixed rent followed by 'renegotiated' rent, and finally reversion of the land at the end of the lease. There appears to be no good reason for not including condominiums.

"And, there is a very good reason to include condominiums. All condominiums are not high rises. One of the big landlords has recently placed two typical single-family home tracts on the market as leaseholds. But, they are organized as condominiums, and as written, neither the lease rent or option-to-buy provisions of this bill will apply to these developments or others like them in the future. A larger loophole has never existed.

"Mr. President, this bill should have faced up to the problem squarely and redressed

the imbalance of bargaining power at the so-called 'renegotiation' point in residential leaseholds. The formula it proposes will do this if it is not ringed around by inequitable exceptions and qualifications.

"Therefore, Mr. President, I speak against this bill, not so much for the idea of convincing this body it should defeat it, but in the hope that I have sent a signal to our colleagues in the House that this basically sound piece of legislation has some serious inequities in it which they should address, or by sending it back and give us a chance to fix it.

"Mr. President, I have a lot of respect for the committee and the chairman who has worked so hard on these bills, and I'm very, very convinced that 'you're damned if you do, damned if you don't,' and trying to please everybody is always going to be a problem. I hope that we have an opportunity with the House to correct the problems that I have illustrated earlier on this bill.

"Thank you."

Senator Young spoke in support of the measure as follows:

"Mr. President, I rise to speak in support of Senate Bill No. 801, Senate Draft 2.

"Mr. President, this bill represents a culmination of the Senate Housing Committee's efforts over the past three years. The new lease rent control formula contained in the bill shall produce the very low lease rents which leasees define as 'affordable.'

"I would like to respond to Senator Soares' question on why condominiums were not included. Condominiums have different problems. We have found that many condominiums go under timesharing and under various lease rents. Sometimes a developer buys a condominium and gets a low lease rent. A few weeks ago, I introduced a resolution to look into the condominium problem, and we certainly are going to look into the condominium problem.

"The one principle that has guided me, Mr. President, during this tremendously long ordeal is fairness. There are certain lessees, in particular certain fixed-income retirees, who need legislative assistance. They cannot afford to purchase the fee titles and will remain lessees. For them, relief from unaffordable lease rents is all they ask.

"Then there are those lessees who are less concerned with lease rent control but view it as a legislative means to obtain low prices for their land. They are the ones who oppose an unlinking of lease rent control and

fee conversion values. As one lessee pointed out during last week's public hearing on this measure, the new lease rent control formula, without the unlinking, could reduce the land value under condemnation by 50 percent.

"This bill provides rent control for existing leases of residential lots and co-ops. Future leases are not provided rent control; instead, they will contain a mandatory fee purchase option. The bill establishes a lease structure for all new leases of residential lots and co-ops under which lessees and lessors can negotiate, within an open market, such items as purchase prices and option periods before the signing of the contract. It is important that all parties understand the benefits and drawbacks of leasehold tenure. The leasehold system has provided affordable housing to those who could not afford fee tenure. However, it also involves renegotiation dates when the lease rents will escalate and expiration dates when the property must be returned to the lessor. The committee report stresses the importance of lessee awareness and understanding of lease contract provisions because the Legislature cannot continually amend the 'rules of the game.'

"The bill further provides that existing leases which are protected under the lease rent control formula will not be entitled to automatic thirty-year lease extensions or lessor compensation of on-site improvements. The Hawaii Leaseholders Equity Coalition stated its opposition to this provision on KHVH News Radio this morning. It claims the bill takes away a right of the lessee. I argue that lessees signed contracts which provided use of the land for a finite period. At the end of the lease, the property is returned to the landowner. In spite of the provisions of their contract, certain lessees believe the Legislature should also ensure them of lease extensions.

"Other residents of our state sign contracts everyday. They may not be happy with the terms they agreed to in mortgage documents or employment contracts but they realize they must abide by contract terms. They do not seek legislative assistance to break or amend the terms of the contract in order to obtain a favorable deal.

"Over these past three years, committee members have patiently listened and considered all positions on this issue no matter how polarized. The bill presently before this honorable body represents the fairest balance among the myriad of positions. This is, granted, an extremely complex issue that is emotionally charged. However, in the end the fairness you feel in your heart is what must guide everyone of

you — it is what has guided me.

"Thank you for your patience."

Senator Kawasaki then rose to speak against the measure and said:

"Mr. President, I rise to speak against this bill.

"Mr. President, I realize the dilemma that confronted the chairman of the Housing Committee and I must commend her for the diligence she has demonstrated in trying to, to use her words, 'come to a reasonable compromise.'

"My primary concern about the passage of this bill is that I am concerned about the constitutionality of a proposition passed by us made into statute that goes counter to the basic inherent provision in the Constitution of the United States private property rights — the right of an individual property owner to do what he wants to do with his own property.

"Rent control as such was justified during the emergency housing era in World War II. But I don't think the present dilemma that the lessees find themselves in is comparable to this emergency legislation frame of reference that some people use in advocating that statutorily we set out a formula as to what private property owners should charge in the way of rents for their properties. This is basically a violation of the constitutional provision of private property rights.

"The problem arises primarily because years ago, decades ago, Bishop Estate leased out their properties at very reasonable lease rent. As a matter of fact, lot of the people, the very same people who are complaining today about the fact that lease rents are going up and I feel for them because it's gone up dramatically in comparison to what it was the years that they first had it — 30, 35, 20, 25 years ago. Those lease rents were very cheap, and they patted themselves on the back for having acquired lease rents in very desirable areas of the state. The trustees of Bishop Estate, however, were confronted with the problem of the masters of the court, the masters of the court that examined the operation of Bishop Estate, it being a nonprofit entity and the beneficiaries being children of Hawaiian ancestry, Kam School, etc., they were confronted with the problem of the masters of the court being very critical about the fact the trustees were negligent in getting the maximum rental income possible for this public trust, Bishop Estate.

"In essence, the masters of the court had said, 'you people who are the trustees of Bishop Estate are not bringing in the rental income that you could bring to this trust

considering present rental market conditions; that your leases in your rents are so cheap that you are selling short the beneficiaries of this estate; you could bring in much better revenue if you were to charge lease rents that is what is prevailing in the market.' So the trustees, not wanting to be derelict in their trust, said, all right, they instructed their staff to work out formulas that were somewhat reasonable. And they realized there's a great change now because now they've got to charge what is nominally the market lease rents that are chargeable. Otherwise, they would again be criticized by the masters of the court that overlook their operations.

"And so they are charging lease rents which are today market lease rents. And they are trying in their best manner to uphold their trust as highly paid trustees of the Bishop Estate entity. Of course, this works a hardship on these people who have had in the past very cheap lease rents. It was great during those 20, 25, 30 years of cheap rent but now that they've got to pay rent comparable to what the market lease rents are they are in this dilemma — a dramatic increase in the rental charges now contemplated in the renegotiation period. So this is the dilemma.

"However, our passing a law to try to answer the problem, I think, will not answer it, simply because, as I said, there's going to be a constitutional test brought about and I in my lay fashion am afraid that this statute will not pass a constitutional test. And we would have the high hopes of lessees dashed to the ground when this judgment comes from the court. For this reason I speak against passage of this bill."

Senator Cobb spoke in support of the bill as follows:

"Mr. President, I rise to speak in favor of this measure, and in doing so I make two observations. One, rent control statutes have been upheld throughout the nation by the Supreme Court of the United States not only during time of war or national emergency or depression but even in ordinary economic times. Those court decisions date all the way from the 1930's to the 1970's. Two, if you look at the plight of the lessees, and while I think there are some portions in this bill that I would have reservations about, I think it's a step forward for lessees, particularly those on fixed income because the amount of lease rents being charged by some of the large estates are the most usurious I have ever seen — lease rents of \$6,000 to \$12,000 per year. These are not homes in Kahala. These are homes, the selling price of which would be approximately \$100,000 to \$135,000. These are homes with 8,000 square foot lots. These are homes where people could not afford to live in their own

house if they had to pay that kind of lease rent. They would, in effect, be driven out of it. They couldn't even afford to sell it because no buyer would be willing to come in and pay \$6,000 to \$12,000 a year lease rent.

"I have seen in writing the correspondence of the offer of renegotiation which sets out those levels of rent. I think this matter is sorely needed and I'm not worried about a court test because I have seen court cases involving the very question of rent control sustained at the highest court levels.

"I urge the members' support. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 397-86 was adopted and S.B. No. 801, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Kawasaki and Soares). Excused, 1 (Henderson).

At 7:18 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:25 o'clock p.m.

Senate Bill No. 1578-86, S.D. 1:

At this time, Senator Cobb requested that S.B. No. 1578-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," be recommitted to the Committee on Consumer Protection and Commerce and the President, noting that there were no objections, so ordered.

Stand. Com. Rep. No. 417-86 (S.B. No. 1960-86):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 417-86 was adopted and S.B. No. 1960-86, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 418-86 (S.B. No. 2303-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 418-86 and S.B. No. 2303-86, S.D. 2, was deferred to the evening calendar.

Stand. Com. Rep. No. 419-86 (S.B. No. 1959-86, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 419-86 and S.B. No. 1959-86, S.D. 1, was deferred to the evening calendar.

Stand. Com. Rep. No. 420-86 (S.B. No. 1884-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 420-86 and S.B. No. 1884-86, S.D. 2, was deferred to the evening calendar.

Stand. Com. Rep. No. 421-86 (S.B. No. 1885-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 421-86 and S.B. No. 1885-86, S.D. 2, was deferred to the evening calendar.

Stand. Com. Rep. No. 422-86 (S.B. No. 1886-86, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 422-86 and S.B. No. 1886-86, S.D. 2, was deferred to the evening calendar.

Stand. Com. Rep. No. 423-86 (S.B. No. 1965-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 423-86 was adopted and S.B. No. 1965-86, S.D. 2, 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, 24. Noes, none. Excused, 1 (Henderson).

Stand. Com. Rep. No. 424-86 (S.B. No. 1893-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 424-86 was adopted and S.B. No. 1893-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN BANKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (George and Soares). Excused, 1 (Henderson).

Senate Bill No. 2140-86, S.D. 1:

Senator Aki moved that S.B. No. 2140-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Kawasaki rose to speak against the measure as follows:

"Mr. President, I rise to speak against passage of this bill.

"As I understand it, the present law allows the construction or the use of agricultural land, and particularly marginal agricultural lands, for golf courses on the grounds that open spaces add to the aesthetics of our city and it also allows driving ranges.

"This bill purports to delete that allowance of driving ranges.

"It just seems to me, in terms of the total use of the land, that's marginal agricultural lands, driving ranges actually use up a lot less acreage. Further, I think rather than to leave some of these marginal lands idle, to allow them to use the land as driving ranges brings in revenue to the state in the way of gross income taxes that operators of driving ranges have to pay. And further, while I'm not golfer, I understand from golfers that there is a shortage of driving ranges here in this city, particularly, and it just seems to me leaving the law as it is today, allowing the use of these agricultural lands for either golf courses or driving ranges is perfectly acceptable.

"I would hate to change the law so that driving ranges that are needed by golfers, driving ranges that bring in tax revenue rather than to keep land fallow without any use at all while it's waiting some future agricultural use, I think permitting the present use is the most sensible approach. For that reason I speak against passage of this bill."

The motion was put by the Chair and carried and S.B. No. 2140-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Kawasaki and McMurdo). Excused, 1 (Henderson).

Senate Bill No. 974, S.D. 2:

By unanimous consent, action on S.B. No. 974, S.D. 2, was deferred to the evening calendar.

At 7:30 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 8:30 o'clock p.m. or subject to the call of the Chair.

EVENING SESSION

The Senate reconvened at 10:00 o'clock p.m.

ORDER OF THE DAY

MATTERS DEFERRED FROM THE AFTERNOON CALENDAR

THIRD READING

Senate Bill No. 2245-86, S.D. 1:

By unanimous consent, S.B. No. 2245-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER SPORTS," was recommitted to the Committee on Tourism and Recreation.

Stand. Com. Rep. No. 418-86 (S.B. No. 2303-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 418-86 was adopted and S.B. No. 2303-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT STATEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (George, Henderson and Soares).

Stand. Com. Rep. No. 419-86 (S.B. No. 1959-86, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 419-86 and S.B. No. 1959-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TOURISM TRAINING COUNCIL," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 420-86 (S.B. No. 1884-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 420-86 was adopted and S.B. No. 1884-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CONVENTION CENTER COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 421-86 (S.B. No. 1885-86, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 421-86 be adopted and S.B. No. 1885-86, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Abercrombie spoke for the measure and said:

"Mr. President, just for purposes of the record, for this bill and the other bills on the convention center and the rest of it, I hope those who are observing and reporting the events of this will not mislead the public nor misconstrue the votes that are being held tonight.

"These matters are very, very serious.

They have to do with the revenues that may accrue to the state as well as the economic and social interests of this state, and the discussion on these areas needs to proceed apace in the Legislature. So the votes tonight are to keep that discussion alive without making commitments that necessarily exist word for word in these bills."

Senator Kuroda also spoke in support of the measure and remarked:

"Mr. President, I'm speaking in support of the measure.

"For the record, the Legislature will decide on the selection of the convention center site."

Senator Chang then stated: "Mr. President, that addresses my concerns."

Senator Soares then asked if the chairman of the Committee on Tourism would yield to a question. The Chair posed the question and Senator Kuroda, having answered in the affirmative, Senator Soares asked:

"Mr. President, how will the selection of the site be made? I understand that a comment was made that it would be settled by the Legislature."

Senator Kuroda answered:

"Mr. President, I am not too clear as to what question is being asked."

Senator Soares inquired:

"When will we be able to select the site? First of all, how will we do that?"

Senator Kuroda answered:

"Mr. President, the bill previous to this which was passed by the Senate establishes a convention center commission. The commission is expected to make a recommendation and then the Legislature will make a decision."

Senator Soares continued:

"Am I to understand that the commission will make a recommendation to us, and we will decide where the site will be?"

Senator Kuroda answered:

"Mr. President, that is affirmative."

Senator Soares thanked the chairman.

Senator McMurdo then rose for a clarification and said:

"Mr. President, I would like a clarification on that from the chairman of the

committee. It is my understanding that the site selection would be made by the Legislature after some studies and assessments were made. This has been my concern. It remains my concern. I'm perfectly willing to go up on these bills but I think there are questions. Somewhere we have a little problem here, which I think needs to be handled."

Senator Kuroda answered:

"Yes, Mr. President, I understand the concern of the previous Senator's line of questioning.

"The commission as a body will recommend a site. The Legislature is not obligated to act affirmatively on that site. The Legislature will take into consideration all sites irregardless of the commission's recommendation or any single person's recommendation."

Senator Henderson then inquired:

"Mr. President, where in the commission bill is that stated as far as the recommendations of the site? Whereabouts in the bill is that stated?"

Senator Kuroda answered:

"Mr. President, I take it that the Senator is asking a question with regards to the bill that we just passed on the commission.

"There is no statement in that bill that says that the Legislature will take action on the recommendation of the commission. There is no statement, so the Legislature is the final body, the policy making body which will make the decision."

Senator Henderson continued:

"So, Mr. President, I ask again. I will repeat Senator Soares' question.

"How do you make a decision and what process do we go through to make a decision on the site selection?"

At 10:07 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:10 o'clock p.m.

Senator McMurdo then rose to state:

"Mr. President, I would like to reiterate that if I have the assurance that this will be solved in conference committee and that there will be some mechanism for choosing a site, not just arbitrarily by the commission, but some criteria, then I can vote up on all three of these bills. But, I've been fighting this from the time we started. We still have not answered a basic

question — how are you going to choose the site. Not just who is going to choose it, but how. And I think this is a very, very critical question. I do want the record to show that I have made this request that this happen during the conference. Thank you very much."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 421-86 was adopted and S.B. No. 1885-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 422-86 (S.B. No. 1886-86, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 422-86 be adopted and S.B. No. 1886-86, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Soares spoke in support of the measure and remarked:

"I'm voting on this bill, Mr. President, but I'm rather concerned that the amount of tax from 4 to 8, rather than the 2 that we talked about earlier, is going to be rather difficult to swallow by the industry, but I'm sure that in conference we will be able to work out some very reasonable conclusions on the bill. I'm going to vote for it."

Senator Henderson also spoke in support of the measure and remarked:

"Mr. President, I support the bill, but I think that we are not addressing the problems of the four counties of the State of Hawaii. I think that with regard to raising the transient accommodations tax from 2 percent to 4 percent ... I really feel that we ought to put 2 percent in the fund for the convention center and the HVB and I think we ought to put 1 percent into the general fund.

"I think we ought to refund 1 percent back to the counties because with tourism, the counties are impacted with unbelievable kinds of costs, be it police protection or be it infrastructure. They incur a lot of costs and I think that revenues from the hotel room tax are properly given to the counties to help them accommodate those costs.

"I'd like to say that when it comes to the allocation of those costs, I firmly believe that 1 percent should be allocated to all four counties. And I firmly believe that maybe the allocation, Mr. President, should be made on the basis of the assessed values of the hotel and resort properties times the county property tax rate so that we have

some input into the allocation as to how much effort is being made by the various counties to solve their own revenue problems.

"I think an allocation based on assessed value of resort property times the county tax rate and then allocated that way would be proper. It gives some substance to the effort the counties are making. As you remember, Mr. President, the grant-in-aid sharing formula allowed for local tax effort in that calculation.

"Thank you very much."

Senator Fernandes Salling also spoke for the measure and remarked:

"Mr. President, I also rise to speak in support of the bill and also to state further the needs of the counties, at least as to the County of Kauai. They are now considering having to increase the real property tax because of the Gramm-Rudman cuts. And this is a problem that not only the state is going to face but the counties and so it's very critical that we do look at the allocation of those funds and to those needs, and the fact that figures were presented to us in the Tourism Committee by some of the mayors which indicated that the rooms that cost more are located on the neighbor islands. These are rooms that are \$100 and over and the projection in the future is that more of these rooms that will cost more than what tourists are paying for hotel rooms here on Oahu will be located on the neighbor islands and in the future it is projected that revenues to be collected from this tax will perhaps be more than what will be collected from the tax on the hotel rooms on Oahu.

"This is a very serious matter and it should be looked at in terms of the Gramm-Rudman impact and the fact that the counties may have to increase property taxes and take care of everyone's interests in terms of the contributions that each of these interests have in trying to get this hotel room tax passed this session."

Senator Kuroda also spoke in support of the measure and stated:

"Mr. President, rising to speak in support of the measure, I agree with the Minority Leader and my Democratic colleague from Kauai that a good part of this revenue should go to the counties, but I think it's very important that the Minority Leader talks with members of the House regarding the proposed distribution of whatever revenues are raised from this measure, inasmuch as the House attitude is different from the thinking of the Senate regarding the manner in which we shall utilize these funds.

"And observing that the Minority Floor Leader suggests a 2 percent tax and the Minority Leader suggested a 4 percent tax with a good part of that going to the counties. I'd like to know what the other two Republican Senators may be thinking, whether they side with the Minority Floor Leader or the Minority Leader with regard to the amount of tax.

"Thank you."

Senator Henderson's responded:

"Mr. President, I can't answer for my colleagues in the House."

Senator Soares then said:

"Mr. President, I can — 2, 3, 4, 5."

Senator George interjected:

"Mr. President, I'm wondering if the implication is that we all have to vote together just the way Democrats do."
(Laughter)

Senator Cobb added:

"Mr. President, whoever said the Democrats ever vote together."

Senator Yamasaki also spoke in support of the bill and remarked:

"Mr. President, I am speaking in favor of the bill.

"I just want to explain that the matter of distribution of revenues to the counties, I believe, will be taken care of by the amendment that we are proposing on page 29 of the bill which deletes a sentence in Section 237-34(a). The sentence that is deleted reads: 'Where the privilege is exercised in more than one taxation district the returns shall be transmitted to the Office of the First Taxation District.'

"This language is deleted and all the revenues generated by each county will be reported by the taxpayers in each taxation district."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 422-86 was adopted and S.B. No. 1886-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TRANSIENT ACCOMMODATIONS TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 974, S.D. 2:

By unanimous consent, S.B. No. 974, S.D.

2, entitled: "A BILL FOR AN ACT RELATING TO THE CULTURE AND THE ARTS," was recommitted jointly to the Committee on Education and the Committee on Government Operations.

ORDER OF THE DAY

THIRD READING

Senate Bill No. 1583-86, S.D. 1:

By unanimous consent, S.B. No. 1583-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," was recommitted to the Committee on Economic Development.

Senate Bill No. 1675-86, S.D. 1:

By unanimous consent, S.B. No. 1675-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was recommitted to the Committee on Economic Development.

Senate Bill No. 1748-86:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 1748-86, entitled: "A BILL FOR AN ACT RELATING TO GENERAL PROVISIONS OF AQUATIC RESOURCES AND WILDLIFE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1751-86, S.D. 1:

By unanimous consent, S.B. No. 1751-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLAN," was recommitted to the Committee on Economic Development.

Senate Bill No. 1771-86, S.D. 1:

By unanimous consent, S.B. No. 1771-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LAND," was recommitted to the Committee on Economic Development.

Senate Bill No. 1947-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 1947-86, S.D. 1, 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, 25. Noes, none.

Senate Bill No. 2394-86, S.D. 1:

Senator Aki moved that S.B. No. 2394-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Kawasaki spoke against the measure as follows:

"Mr. President, I rise to speak against passage of this bill.

"The bill apparently was introduced to take care of the problem of farmers in Waimanalo who, by the words of the report itself, have been living for two generations on these state farm lands and because right now they are on a month-to-month tenancy they are unable to finance whatever equipment they need for their farms, etc. And the language of the bill further allows these people to exclusively be beneficiaries of a lease with the state Land and Natural Resources Department for up to another 55 years. This appears to me, by giving a family who's been there for some time, two generations, and then allow them for another 55 years, to have exclusive rights to lease these lands, it just seems to me this is a complete monopoly on the part of these farmers who have been favored in the past with cheap state leases, but now with this bill given another chance to stay another 55 years or practically two-thirds of a century.

"It just seems to me that there might be others in this community who want to do some farming and want to acquire cheap state lease lands to farm, but you completely preclude these people from having an opportunity to bid on these lands. Those people have been staying on those lands for two generations on the average and I think they should compete with anyone else for these cheap state lease lands so others would have a chance to do some farming. This gives these people exclusive rights I think perhaps that we can't justify.

"For that reason I speak against passage of this bill."

Senator Hee spoke in support of the measure and remarked:

"Mr. President, I rise to speak in favor of the bill.

"Notwithstanding the previous speaker's concerns with respect to bidding, this bill was drafted for tenants who are bonafide farmers as defined by statute; who in some cases have been on a month-to-month tenancy through no fault of their own for upwards of 38 years.

"This bill, Mr. President and members of the Senate, is patterned after a bill which did somewhat the same kind of activity involving residential, month-to-month, revocable permittees in Maunaloa Valley in

Makiki, when at that time the Department of Land and Natural Resources was authorized to enter into negotiations with the residents for long-term leases.

"Mr. President, notwithstanding the previous speaker's concerns, it was stated at the committee hearing that the intent of this kind of legislation was to provide the state, as well as the lessees, the tenants affected presently who have in some cases invested upwards of a million dollars and have during the busy seasons employed upwards of a hundred people. This bill would, according to the Department of Land and Natural Resources, affect ten bonafide farmers as defined by statute and rather than erasing or removing all of the tenants in Waimanalo and starting over; this bill allows DLNR the authorization to enter into negotiations with the bonafide farmer and those who are not bonafide and other lands as well in Waimanalo would be up for bid. It is legislation which is timely; it is legislation which is sensitive to a particular problem with the bonafide farmers.

"Thank you, Mr. President."

Senator Kawasaki then continued:

"Mr. President, I believe a little clarification is in order here.

"I think the non-passage of this bill does not, does not remove a present tenant. As a matter of fact, if he is bidding for a renewed lease with the Land and Natural Resources Department in competition with others, he has a decided advantage. The present tenant has a very decided advantage simply because he's been there; he's made the improvements; he's got the equipment; and he's in a better position to bid favorably for this lease to be extended.

"What it does is to make him compete with anyone else who wants an opportunity to bid for these state lands because generally state lands, farm lands, are leased out with reasonable rents.

"My point here is, let's not remove the guy, but let him compete with anyone else who is a tax paying citizen farmer, possibly, who wants to have some chance to acquire these very favored leases. That's my point."

Senator Henderson also spoke in support of the bill and said:

"Mr. President, I speak in favor of the bill.

"We have precedent to this bill with the Milolii situation. We had a situation up in Makiki in '81 or '82, the same kind of situation.

"We have these people who have been there for 35 years on a month-to-month

tenancy. They've built up substantial businesses, substantial farming interests where they have over a million dollars invested, and to ask them to put that up for bid at public auction, to me, is not fair. I think this is a unique situation. It was an oversight by the Department of Land and Natural Resources that we got into this stage of affairs but to me it's important that we take care of these bonafide farmers. These are true farmers and it seems to me that we should approve this bill and allow these leases to be granted to these real farmers in Hawaii. Thank you."

Senator Abercrombie also support the measure and remarked:

"Mr. President, I originated the Manalahao Valley bill some years back and I do think that rather than just seeing it be mentioned in passing that it be stated very clearly for the record that in that particular instance it goes back even beyond the Milolii situation, way back into the time of the monarchy, even before the Territory.

"These situations are unique and are being treated as such. I don't think the passage of this bill does damage to the bidding process as it is generally understood to be applicable in other instances. And should by some circumstance another unique situation arise in the future, I think it should be dealt with accordingly. These are case-by-case instances that have to justify themselves on the individual merits."

The motion was put by the Chair and carried, and S.B. No. 2394-86, S.D. 1, 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, 24. Noes, 1 (Kawasaki).

Senate Bill No. 1813-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 1813-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARM, AMMUNITION AND DANGEROUS WEAPONS; UNIFORM ACT ON STATUS OF CONVICTED PERSONS; TO CRIMINAL PROCEDURE: DEFERRED ACCEPTANCE OF GUILTY PLEA, NOLO CONTENDERE PLEA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1832-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 1832-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS AND

AMMUNITION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2035-86, S.D. 1:

By unanimous consent, S.B. No. 2035-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 446-86 (S.B. No. 2155-86, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 446-86 was adopted and S.B. No. 2155-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1820-86, S.D. 1:

By unanimous consent, S.B. No. 1820-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," was recommitted to the Committee on Judiciary.

Senate Bill No. 1792-86, S.D. 1:

By unanimous consent, S.B. No. 1792-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," was recommitted to the Committee on Judiciary.

Senate Bill No. 2038-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 2038-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2268-86:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 2268-86, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2453-86, S.D. 1:

On motion by Senator Chang, seconded by

Senator Cayetano and carried, S.B. No. 2453-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FRIVOLOUS SUITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

The Senate reconvened at 10:43 o'clock p.m.

At this time, Senator Abercrombie introduced Pauline Anakalea, Linda Wong and Gina Fasi who were sitting in the gallery.

Senate Bill No. 1531-86:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 1531-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1575-86, S.D. 1:

By unanimous consent, S.B. No. 1575-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONS," was recommitted to the Committee on Judiciary.

Senate Bill No. 505, S.D. 1:

Senator Chang moved that S.B. No. 505, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Cayetano.

Senator Kawasaki rose to speak in support of the measure and remarked:

"Mr. President, I know you'd be sorely disappointed if I didn't have a few comments to make about this bill. I trust that this is absolutely the last time after 17 long years that I have to speak on this bill. I noticed that there were two signatures with reservations on this bill and one 'I do not concur,' and hoping to convince these skeptical Senators here I will go into the final presentation of the reasons why this should pass with a unanimous vote.

"Mr. President, some 17 years ago I, along with some foolish Democrats, very foolishly was persuaded by the owners of the Honolulu Advertiser and its editor at that time, Mr. Chaplin, that the present newspaper monopoly law should pass, and only as a favor to the then presiding officer, a very dear and close friend President of the Senate David McClung, I had consented to

vote for this. But I had stated on the floor 17 years ago that if I find that this bill passes and the newspapers would take advantage of the state statute that was not needed in the first place, simply because the statute's language was exactly what the federal statute was, and federal statutes, as you know, preempt anything that the state legislature can pass. So my point here was it's not needed.

"Why do we happen to be the only state passing a state statute identical to the federal statute when 21 other states with a similar kind of two-newspaper operation jointly did not see the need to pass such legislation. But anyway, I voted for it.

"I stated at that time that if I find that the newspapers took advantage of this against the best interest of the consumers I'd be the first to move to repeal this bill. Incidentally, Senator Abercrombie, this measure is not to pass the exemption bill, it's to repeal the exemption bill.

"Anyway, what has happened? What has happened is the newspapers in their joint operation ... a joint operation is not bad in itself, joint use of the accounting office, business office, so forth, that's fine, except that that bill had language that allowed these two newspapers, only these two newspapers ... the third newspaper could not enter into this agreement ... allowed them to jointly solicit business, jointly pool profits, and jointly set prices which, as I said, is price fixing. And for any other industry this would be a patent violation of the Sherman Antitrust Act.

"And as you know, the hotels, because about two years ago they entered into a price fixing scheme, they were fined heavily by the Justice Department. Now, why do we allow the newspapers to do this? This was one point.

"I found out too that the reason for the Legislature being encouraged to pass this legislation which was not needed was that the Advertiser was saying: 'We're in dire financial straits. Look at our books. We're about to go bankrupt. Do you want only one daily newspaper to exist in this state?' And we very foolishly did not examine their books. We did not have the capabilities of staff; a good audit would have cost money so we took their word for it.

"I attended the suit the City and County brought against the newspapers that was in the federal courts. The position that the City and County of Honolulu took was that the Honolulu Advertiser was not in dire financial straits at the time that they asked us to pass this bill. And attending everyday of the hearing for about a month, the trial, I came to the conclusion that indeed the Honolulu Advertiser was not in bad financial

straits. It is my opinion that they did not qualify to be able to operate in this joint arrangement, simply because the federal act says, 'A newspaper will be allowed to go into joint operation only if one of the two newspapers can prove that they are going to fail financially.' And that wasn't the case with the Advertiser.

"Anyway, what has happened? The Honolulu Advertiser which was originally capitalized at \$800,000 in 1978, years ago, paid \$2 million in cash dividends to their primary stockholder, Mr. Thurston Twigg-Smith. Capitalized at \$800,000, last year by a newspaper account of their success in buying two Seattle newspapers, I believe, showed a \$50 million profit. And I know what kind of profits they are making. Again, as I said just as long as they want profits as a private enterprise, that's fine, except that we have on the books special privilege legislation only for the newspapers. We cannot justify this to the small businesses, hundreds of businesses that have to use the papers for advertising.

"And what has happened since 1970? Since the enactment of the state statute, the two newspapers have raised the advertising rates twenty-three times, all of which is not absorbed by the retail establishment, the supermarkets, they simply pass it on to the consumers. That's the reason Hawaii is perhaps the highest food cost state in the nation, perhaps next only to Alaska.

"All these things considered, I figured we've got to continue to try to repeal this act, and interestingly enough in this year's testimony submitted in writing to the chairman of the Judiciary Committee they admitted that we don't need this legislation; that the federal statute preempts — exactly what I was saying.

"I'm glad that the newspapers finally recognized the fact that we could not as a legislature justify privileged legislation for one business, one industrial enterprise without sound justification. We did not have that sound justification.

"I'm glad that we can finally put this issue to rest.

"A moral here is, if you think you've got a good cause, don't give up.

"Thank you."

Senator Chang, in support of the measure, then said:

"Mr. President, sixteen years ago when I first entered the world of Hawaii State politics, Senator Kawasaki was one of the first significant figures that I encountered. It's a great pleasure to have guided the

legislation to the point where it is tonight and I want to thank Senator Kawasaki for giving me the time and the room to find the way to where we are. Thank you."

Senator Cobb spoke on the measure and said:

"Mr. President, I had hoped to convince the vice president that to change my vote, 'brief is beautiful,' and given the tenure of his remarks tonight he may succeed in doing just that.

"I would like to share with the members of the Senate the concern as reflected by my signature on the committee report because I found it ironic that only the two major protagonists in this seem to reach an accord and yet there were some other smaller firms involved that we hadn't heard from.

"It was almost like an agreement had been consummated between a fisherman and two whales in a rather small tadpole pond but nobody had checked with the tadpoles. And so for the last two days I've been checking with the tadpoles, the smaller businesses that also operate under the same kind of joint operating arrangement, specifically, the Sun Press newspapers and Midweek who operate from the same address; who print two different papers using the same presses. Also, specifically, the Hawaii Herald and the Hawaii Hochi, two different newspapers that also use one press, an arrangement quite similar to the Honolulu Advertiser and the Honolulu Star Bulletin and the Hawaii Newspaper Agency.

"None of these people knew of the bill at the time or knew of its implications. Both have responded to my call and have indicated that even if there is a change in the law, they would have some degree of flexibility to change their business operation.

"The third category of tadpoles was some of the small tourist publications that also participate on a joint basis with a single press and yet more than one editorial staff. They are undecided on this measure.

"Given the preemption and the agreement and the lack of opposition from the first two businesses that I have indicated, I will support this measure. But I think in the future, if an agreement like this is to be consummated, it ought to be more than just the two whales involved; that we should make a good faith effort also to reach out and hear the cries of the tadpoles who might be crushed in an encounter with those two whales.

"Thank you, Mr. President."

Senator Henderson then added:

"Mr. President, I'd like to say for the record that I think Senator Kawasaki is wrong. It wasn't 17 years ago because I think I was here in 1970 or 1971 when we voted on this issue and I'd like it recorded in the Journal that I voted against this bill. Thank you."

Senator Kuroda then remarked:

"Mr. President, I might as well get on the band wagon too.

"I had the occasion of voting against it in the House in the 1971 session and voting against it in the Senate in the 1972 session, but tonight, for the vice president, I'll vote with him."

The motion was put by the Chair and carried and S.B. No. 505, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NEWSPAPER ANTITRUST EXEMPTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 455-86 (S.B. No. 2266-86, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 455-86 was adopted and S.B. No. 2266-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2515-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 2515-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1833-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 1833-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS AND AMMUNITION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1988-86:

By unanimous consent, S.B. No. 1988-86,

entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," was recommitted to the Committee on Judiciary.

Senate Bill No. 1793-86, S.D. 1:

By unanimous consent, S.B. No. 1793-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," was recommitted to the Committee on Judiciary.

Senate Bill No. 1572-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1572-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF MOTOR VEHICLE REPAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2056-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2056-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2063-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2063-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1506-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 1506-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSTREAM USES OF WATER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Fernandes Salling).

Senate Bill No. 1655-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 1655-86, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1679-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 1679-86, S.D. 1, 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, 25. Noes, none.

Senate Bill No. 2404-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2404-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2069-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.B. No. 2069-86, S.D. 1, 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, 25. Noes, none.

Senate Bill No. 1695-86, S.D. 1:

Senator Cobb moved that S.B. No. 1695-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Cayetano.

Senator B. Kobayashi rose to speak against the measure and remarked:

"Mr. President, I am speaking in opposition to the bill and would like to read a couple of things into the record.

"Mr. President, we received, after the hearing on this bill, several disturbing letters. The letters include comments that we normally don't hear.

"Concerning the discussion, a letter was written to us by the Department of Health saying that: 'Hearing testimony on February 21, 1986, by naturopaths in which they led the committee to believe they currently could prescribe drugs, both "legend" drugs not sold over the counter,

and also codeine, a controlled substance, the Department of Health investigated the matter and found the statement untruthful and misleading, per the attached report of the Office of Narcotics Enforcement.' This was signed by the Director of Health.

"In the same letter, it also states, 'We also believe that the naturopaths are not currently licensed to perform any type of surgery, and have requested the Attorney General's opinion on this.'

"Also a letter was received from the Hawaii Medical Association and it states, among other things, 'We believe the testimony presented is not factual and was a deliberate attempt to mislead those present at the hearing and that the testimony violated the sanctity of the legislative process.'

"Thank you."

At 10:59 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

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

Senator Cobb, in support of the measure, then said:

"Mr. President, I had received copies, in fact the originals of those letters myself, and I checked with some people in the department. I, frankly, myself, was disturbed by not only the content of the letter but the tenor of them and that's one of the things that caused me to recommend to the committee in the final form of the bill that it be strictured very tightly; in fact, putting in the purpose clause, 'nothing contained in this bill would be an expansion of the practice of naturopathy over and above what is allowed presently in the law.'

"Concerning the matter of drugs, the only evidence I could find that was cited in the committee was a 1981 stipulated judgment of a court ruling. It stated that there are some controlled substances, namely, powdered opium, that were permitted. That was a Mainland decision. And so we limited the drug provision to that which is a natural homeopathic drug and provided no expansion of it.

"I might add that this bill is an outgrowth of what was requested by this Legislature last year, namely, that in the sunset review process of the Board of Naturopathy the Legislative Auditor had come down with a number of recommendations to define the practice. This bill is an outgrowth of those recommendations and was submitted not only through the department but through the board and came to us.

"I would caution the proponents of this

bill that the testimony in the House is going to be watched very closely, particularly, after we received a letter like this. And speaking as chairman, and I'm sure with the support of my committee, would be opposed to any expansion of the practice unless there are very clear medical safeguards built in.

"When the question came to surgery, we found that there are a number of different types of surgery that are practiced. One, you have major, you have minor, you have orificial surgery. We very carefully limited the application of surgery to minor or orificial surgery which does not allow the penetration of any major body cavity and which is limited to the cleansing of a wound or the suturing of an open wound, but in no case would there be any type of surgery that is in any way considered life threatening allowed.

"I, personally, am going to be following the results of this bill in its hearing in the House, assuming it makes it there, because I have an interest in seeing that the concerns of both the medical association and the Department of Health are addressed on a continuing basis.

"And on that basis, I would ask for the members' support. Thank you."

Senator Henderson also spoke in support of the measure and said:

"Mr. President, I support the bill. I think that if we pass this bill we will have a better law on the books than we have now. And I think that's the primary issue tonight. Thank you."

Senator Matsuura rose to state: "No vote for me."

Senator McMurdo then remarked:

"Mr. President, I've changed my mind since the original hearing on this bill.

"After looking at some of the letters and talking to some members of the medical profession, I have enough doubts that I cannot support this bill."

Senator Kuroda spoke in support of the measure and said:

"Mr. President, I rise to speak in support of this bill.

"I've supported legislation regarding podiatry and chiropractic in the past and now I support naturopathy because our constituents out there who continue to depend on the so-called medical physicians keep going back to these three professions for care and treatment that the medical profession 'finds themselves too busy to

provide the time' and it is we in these halls who are going to provide this kind of professional services by supporting a measure of this type. Thank you."

Senator Kawasaki also spoke in support of the measure and inquired:

"Mr. President, I am supporting this bill but I'd like to direct a question to the chairman of the Committee on Health, if he would respond to a question."

The Chair posed the question to the chairman and the chairman, having answered in the affirmative, Senator Kawasaki asked:

"On the basis of the comments made by the chairman of the Consumer Protection Committee, I take it that, notwithstanding the letter received from the Health Department at this very late date, the substance of the bill and its intent and purposes still merit our support. That is the impression I get listening to the chairman of the Consumer Protection Committee. Do you concur with this opinion that he has?"

Senator B. Kobayashi answered:

"I agree that the general direction of the bill is quite admirable. I'm disturbed about the specific nature of whether the scope of practice will or will not change because of this bill. What we have are two very, very different stories being given from two very different groups."

Senator Kawasaki continued:

"Are you in concurrence with the comments made by Senator Cobb?"

Senator B. Kobayashi answered:

"I concur only to the extent of saying that the general direction of supporting defining of the scope and the process of the Naturopathy Board is good, and further that there is a need and I think a legitimate place for the role of naturopathy in health care."

Senator Kawasaki then said:

"Thank you. That's good enough for me and I support the bill and urge my fellow Senators to support the bill."

The motion was put by the Chair and carried, and S.B. No. 1695-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (B. Kobayashi, Matsuura and McMurdo).

Stand. Com. Rep. No. 469-86 (S.B. No. 2166-86, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 469-86 was adopted and S.B. No. 2166-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Henderson and Soares).

Stand. Com. Rep. No. 470-86 (S.B. No. 2485-86, S.D. 2):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, Stand. Com. Rep. No. 470-86 was adopted and S.B. No. 2485-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTS AND SERVICES OF HANDICAPPED INDIVIDUALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1676-86, S.D. 1:

By unanimous consent, S.B. No. 1676-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS," was recommitted to the Committee on Economic Development.

Senate Bill No. 1747-86:

By unanimous consent, S.B. No. 1747-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was recommitted to the Committee on Economic Development.

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

The Senate reconvened at 11:11 o'clock p.m.

Senate Bill No. 2073-86, S.D. 1:

Senator Aki moved that S.B. No. 2073-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Abercrombie rose to speak against the measure as follows:

"Mr. President, I'm speaking against this bill. And I understand that we're now at a stage of the bills where we start rolling over bills in terms of asking it to be put at the end of the calendar, so we might as well deal with this. We could save a lot of time if we just defeat this quickly. (Laughter) How's that for an idea?"

The Chair responded: "That's terrific."

Senator Abercrombie continued:

"Mr. President, I hope that those of us who object to this bill can state it succinctly enough to get this vote in the negative. And I wish we did not have to do this. I wish the chairman would consider recommitting it.

"Mr. President, there's a long history associated with the argument in respect to the 20 percent of the ceded lands held by this state to be transferred to the Office of Hawaiian Affairs in terms of it's control of the income.

"Mr. President, there has also been a long history, and I think very unfortunately so, with respect to whether or not, as indicated in the committee report by the Department of Transportation testimony that a sizable portion of the ceded lands now used for harbor and airport operations are in dispute with respect to the generation of revenues and whether they should go to OHA.

"Mr. President, how is it possible for us at this stage of the game with all the difficulties that OHA is sustaining at the present time in the argument over the revenue of the ceded lands to now say suddenly that while we refuse to concede to OHA with respect to the 20 percent, control of the revenues of the 20 percent, that we will now somehow carve out a hundred acres of land and then mandate OHA to use it for senior citizen housing.

"Mr. President, this Legislature I think is considering some good legislation. I think the record that might come out of this session may be almost of landmark variety in comparison to that of the last 25 years, perhaps. I would not like to see it marred by committing a cruel hoax on the people of this state by passing such a bill so that our senior citizens, particularly those of Hawaiian decent, will now expect that 100 acres of land has now been given over to OHA to build senior citizen housing for them, because that's exactly what they're going to think and have every right to think.

"And the chairman has indicated there's not the slightest idea of where the 100 acres is going to be in relation to any project whatsoever or anything to do with the way of financing, anything to do with the way how the choices will be made. Simply to pass a bill, transferring these lands to OHA for senior citizen housing is interference with OHA; it is worse than a hoax on our senior citizens and an absolute deception and a deliberate deception. And at this stage of not only OHA's existence, but our sorry record in this area, there cannot possible be any public, meritorious justification for the passage of such a bill. I have not heard it yet.

"Perhaps the chairman can do it before this discussion is over, but in the absence of some compelling, public, meritorious, justifiable need to pass this bill, I think it should be defeated."

Senator B. Kobayashi also spoke against the measure and remarked:

"Mr. President, I think we have been told that, number one, the Office of Hawaiian Affairs did not testify in support of the bill; further, that there are no current plans in the Office of Hawaiian Affairs for provision of senior citizen housing.

"As stated previously, there are no funds readily identified for this; there is no specific site contemplated; there is no specific project contemplated.

"I would think that we should proceed orderly and certainly address the needs of senior citizens, certainly senior citizens of Hawaiian ancestry, but that this bill is perhaps a bit premature."

Senator Aki spoke in support of the measure and responded:

"Mr. President, I rise to speak in support of this bill.

"Senate Bill 2073 would add a new section to our Revised Statutes which would require transfer of title to a hundred acres of ceded lands held by the state to OHA. That office would then be required to develop the land transferred for senior citizen housing for native Hawaiians and Hawaiians. Title to the land would be retained by OHA and managed as a public trust. It could not be transferred to any other person or public agency.

"The bill also provides for OHA to recommend to the Legislature in a report to be submitted prior to the convening of the 1987 session what ceded land it desires to have transferred and the amount of compensation, if required by law or contract, and required to be paid for the transfer. Upon receipt of the report, the Legislature would effectuate the transfer and provide for compensation, if required by law or contract. The Legislature would not be required to comply with all the recommendations of the report.

"Mr. President, this bill is not to deceive anyone as was previously pointed out by one of the speakers. This bill is to get going on one of the major problems facing the Hawaiian people, and I must state that that problem is housing. The present waiting list numbers close to 4,000 people on that list and in the next few years we expect the waiting list to go to approximately 9,000 people.

"This bill gives the Hawaiian people the land that rightfully belongs to them. We allow others to use the land. We have our lands used for airports, harbors, and now there's talk about using lands for space centers on the Big Island. Why not let the people use the land for good purposes such as senior citizens' housing.

"Mr. President, the fact of the matter is that in the last five years OHA has attempted to get or acquire vacant ceded lands from the state Department of Land and Natural Resources and with no success. I think it's time that we do something and this is the first step. Thank you."

Senator Cayetano then requested a conflict of interest ruling by the Chair and said:

"Mr. President, I ask the chair for a conflict ruling. Our law firm represents OHA in its law suit against the state."

The Chair ruled that Senator Cayetano was not in conflict.

Senator Kawasaki then spoke against the measure as follows:

"Mr. President, I too rise to speak against passage of this bill.

"As you know, I suppose I was the only one that voted against creation of the Office of Hawaiian Affairs as I would have been against creating of an Office of Japanese American Affairs. But now that we have created the entity, ostensibly, and trusting to their care the management of programs to take care of the needs of the Hawaiian people, I think it's wrong for us here in the Legislature at this point to say we are going to tell you how to manage your programs, specifically in this case, to provide housing for senior citizens of Hawaiian ancestry.

"I believe once we've created the agency, the Office of Hawaiian Affairs, and we gave them the responsibility to manage the affairs of programs developed for the benefit of people of Hawaiian ancestry, then we should have confidence enough in their ability to do that, notwithstanding the fact their record so far isn't exactly awe inspiring. In any case, I think it's wrong for us by virtue of passage of this bill to mandate the Office of Hawaiian Affairs to leave 20 percent of the income derived out of ceded lands to be used for the creation of housing for Hawaiian people. I think this is wrong."

Senator Abercrombie then continued:

"Mr. President, inasmuch as the chairman referred to a remark that I made, I think I must very briefly respond to it.

"I said it was a cruel deception and I will repeat that remark and I will justify that remark at this time.

"Look at Section (b) on page 1. You're going to ask OHA now to go through all the work of recommending ceded lands it desires to have — it shall include an identification of the lands, the acreage, the use, the users, the amount of compensation possibly to be required and all the rest of it and then you go down to number (c), line 9, and I quote: '... provided that the legislature shall not be required to comply with all of the recommendations of the report.' Why should we have them go through all of this and say in the legislation, but of course we don't have to pay attention to it.

"Now, if we are prepared to fund senior citizen housing on a hundred acres of ceded lands for Hawaiians, I would be the first one to vote for it. I'd be happy to accede there and try to do the right thing for them.

"Why can't we pass a resolution and ask OHA whether they have some recommendations to bring to us, put it in the form of a bill, and put our money where our mouth is.

"This is a cheap way of trying to say to people, 'hey, we're all for you; we even want to build senior citizen housing for you; of course, we don't have to pay any attention to any of the recommendations because there's not a single dime to back it up, but come see us next year after the elections and we'll take care of you.' I think it is shameful to try and fool people this way."

Senator Holt spoke in support of the bill as follows:

"Briefly, Mr. President, in support of the bill and in support of the chairman.

"Senator Kobayashi mentioned that there are no plans, no money, no site in this bill. I just remembered previously, neither does the convention center. Thank you."

The motion was put by the Chair and carried, and Roll Call vote having been requested, S.B. No. 2073-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, 8 (Abercrombie, Cayetano, Hee, Kawasaki, B. Kobayashi, McMurdo, Solomon and Toguchi).

Senate Bill No. 2189-86:

By unanimous consent, S.B. No. 2189-86, entitled: "A BILL FOR AN ACT RELATING

TO LEASES OF PUBLIC LANDS," was recommitted to the Committee on Economic Development.

Senate Bill No. 2262-86:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 2262-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (George and Henderson).

Senate Bill No. 718, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, S.B. No. 718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Cayetano, Chang, Hee, Henderson, Kawasaki and McMurdo).

Senate Bill No. 1574-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1574-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1534-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1534-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSING OF PSYCHOLOGISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (B. Kobayashi and Matsuura).

Senate Bill No. 1687-86:

By unanimous consent, S.B. No. 1687-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1694-86:

By unanimous consent, S.B. No. 1694-86, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE AND COLLECTION SERVICING AGENTS," was recommitted to the Committee on Consumer Protection and

Commerce.

Senate Bill No. 1693-86:

By unanimous consent, S.B. No. 1693-86, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1696-86:

By unanimous consent, S.B. No. 1696-86, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS AND PHARMACY," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1697-86, S.D. 1:

By unanimous consent, S.B. No. 1697-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1702-86:

By unanimous consent, S.B. No. 1702-86, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1752-86:

By unanimous consent, S.B. No. 1752-86, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1847-86:

By unanimous consent, S.B. No. 1847-86, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 1891-86, S.D. 1:

By unanimous consent, S.B. No. 1891-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was recommitted to the Committee on Consumer Protection and Commerce.

Senate Bill No. 2257-86, S.D. 1:

Senator Cobb moved that S.B. No. 2257-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator B. Kobayashi.

Senator Cobb rose on a point of information and in support of the measure and stated:

"Mr. President, I'd like to point out a drafting error on the bottom of page 5 and continuing on to page 6 where there are some brackets that were inserted that should not have been inserted.

"I think, though, the purpose of this bill is a worthy one that deserves further consideration, and that is to repeal the 'take-all-comers' provision with respect to no-fault automobile insurance which testimony, rather voluminous testimony, before my committee has indicated is a deterrent to having additional insurers come into the state to provide the option of no-fault insurance. And if this measure would do anything to help that, I think it deserves the members' support. It will be addressed not only in the House but very likely in the conference committee. Thank you."

The motion was put by the Chair and carried, and S.B. No. 2257-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 8, S.D. 1:

Senator Chang moved that S.B. No. 8, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Cayetano.

Senator Cobb spoke on the measure as follows:

"Mr. President, on this one, I think the caucus discussion indicated that there was a further amendment that was necessary in the House to clarify for the record, as well as for the benefit of the court, any evidence that would be presented by a party seeking a name change to insure that a good faith effort had been made to notify the absent parent at their most recent known address. That kind of evidentiary requirement was lacking in this bill and I wanted to insure that that matter was addressed in the House, and therefore request that these remarks be inserted in the record. Thank you."

Senator Chang then added:

"Mr. President, for the record, the present Family Court procedures call for an affidavit attesting to the service of process notice by mail, notice by publication and efforts to contact any known relatives, the last known employer, and the forwarding address. Also, the court seeks to determine if relevant and appropriate chases can be conducted through military, federal parent locator service, Department of Social Services, Social Security Administration,

and all other leads that may be exhausted before the determination is made that the parent cannot be found."

The motion was put by the Chair and carried, and S.B. No. 8, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 11:27 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:30 o'clock p.m.

Senate Bill No. 303, S.D. 1:

Senator Chang moved that S.B. No. 303, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Cayetano.

Senator Chang spoke on the measure and remarked:

"Mr. President, I must apologize, for there are several drafting errors. As examples, on the first page, there are references to section numbers with periods instead of dashes, and on the fifth page, section (e) was supposed to have been deleted. I will catch this error in the House and when it returns these errors will be corrected. Thank you."

The motion was put by the Chair and carried, and S.B. No. 303, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL PARTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 899, S.D. 1:

On motion by Senator Chang, seconded by Senator Abercrombie and carried, S.B. No. 899, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CARRYING DEADLY WEAPONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Cayetano).

Senate Bill No. 2057-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 2057-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1023, S.D. 2:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 1023, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2031-86, S.D. 1:

By unanimous consent, S.B. No. 2031-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDICIARY," was recommitted to the Committee on Judiciary.

Senate Bill No. 1538-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 1538-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2033-86:

By unanimous consent, S.B. No. 2033-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was recommitted to the Committee on Judiciary.

Senate Bill No. 2045-86, S.D. 1:

By unanimous consent, S.B. No. 2045-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS," was recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 498-86 (S.B. No. 1831-86, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 498-86 was adopted and S.B. No. 1831-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2277-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 2277-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2290-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 2290-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANS AND TRUSTEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 501-86 (S.B. No. 1550-86, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 501-86 was adopted and S.B. No. 1550-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2258-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Aki and carried, S.B. No. 2258-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 5 (Abercrombie, Cayetano, Henderson, McMurdo and Soares).

Senate Bill No. 2238-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, S.B. No. 2238-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PORNOGRAPHY FOR MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2331-86, S.D. 1:

Senator Chang moved that S.B. No. 2331-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Cayetano.

Senator Abercrombie spoke in support of the measure and remarked:

"Mr. President, I want to speak in favor of this bill and in the process I want to thank the chairman of the Judiciary Committee for his courtesy extended not only to all the members of his committee and to the public and thank his staff for the work that they did on moving back and forth from the

second floor to the auditorium and back again. This was an arduous bill to get through. As I say, I want to thank the chairman because he helped us a great deal to keep our attention on the bill itself; that is to say, the language of the bill and the intent of the bill, as opposed to the efforts of the City Prosecutor to try and twist both the motivations of those of us who introduced the bill, namely, myself and Senator Cayetano and Senator Hee, and those who were supportive in trying to deal with the situation in a responsible way. And that in essence was that given the laws already existing on pornography, was it possible for us to deal with a very real human situation of video clerks being arrested.

"The testimony, I think the chairman and others who attended the hearings will agree, in many instances revolved around their conception about pornography on the part of those testifying who had satisfied their sense of what pornography was, but unfortunately had nothing to do with the law, let alone the bills that were before us, but this bill in particular. And we have to respect those opinions, Mr. President, there's no question about that. But the plain fact of the matter is that my personal opinion about the depiction of sexually explicit material in a graphic sexual activity, my opinion or your opinion or opinions of those testifying to the degree that it represents a personal point of view and does not represent the law, was not at point, not at issue, and could not be taken into account with respect to the possible wording of any changes in the law. Nor could my views or the views of others with respect to the overall question of pornography in statute or an opinion in previous court actions be taken into account, except by way of reference. This was not a referendum.

"In other words, this bill was not a referendum on pornography as such, either as a philosophical discussion or a re-hashing or recapitulation of what the law should be doing or even was doing at the time. It did not intend to do that. This issue was addressed solely to the point of whether or not the arrest and conviction of clerks in the video stores was materially aiding and abetting the proper prosecution of pornography in the community.

"I think what was clear, especially from the testimony of the police officers involved, was that there was a strategy, perhaps an agenda one might say, over and above the enforcement of law itself. And that strategy, quite frankly, Mr. President, was to intimidate the video store owners and the clerks and the public by extension by these kinds of arrests. The message certainly was getting out. And it was up to us to make a policy decision then with

respect to this issue.

"I appreciate the candor, and I'm not speaking on behalf of the chairman, obviously, and other members of the committee, but I'm sure I reflect their sentiments and when I say that we appreciate the candor of the Police Department, as well as the forthrightness of the Police Department and Mr. Yoshida, in particular, from the Prosecutor's Office, in recognizing publicly both by their testimony, orally, and in their written commentary, recognizing the intent of Senators Cayetano, myself and Hee in introducing this legislation, which was to address the due process questions with respect to the arrested video clerks, and not to try and alter in any fundamental way the pornography laws. In fact, we saw to incorporate if possible the pornography law to make more clear what promotion of pornography was, and this was the statute at point. It spoke to content which involves topics or matter treated in a written work, the substance and gist of events and physical details, essential meaning, and involve character which could be a feature used to separate distinguishable things into categories or a complex of mental and ethical traits marking and often individualizing a person or a group or one of the attributes or features that make up and distinguish the individual or that category.

"And we added, for purposes of this bill, Mr. President, the words 'in nature.' The reason we did that was to bring the law into conformance with present rulings in the Supreme Court, as stated in the committee report.

"It became quite clear in the course of the testimony what needed to be done with respect to specific procedures to protect the clerks. It was not necessary to go to some of the features that we had put forward originally in the bill with respect to adversarial hearings and distinguishing between the clerks and the owners in terms of dissemination of material which might be judged at some point to be pornographic.

"It was a good example, I think, Mr. President, of the public hearing process in action. It shows how you could take a difficult subject, one subject, to high emotional content and polarize views and in the course of conducting a hearing be able to come up with a product that addresses the concerns of the originators of the bill, and at the same time paid respect to the views of those people who did not express the sentiments similar to one's own.

"I trust that the City Prosecutor will now recognize that what the intentions were of those of us who introduced and supported and went through this hearing, and that if we pass this bill this evening that we will be

able to have achieved remarkably enough, given the origin of the controversy, something which should be satisfactory to all parties.

"I want to say in conclusion that had the City Prosecutor granted us the courtesy of accepting the good faith and goodwill of those who introduced the bill with respect to their intention, instead of characterizing us and those who supported even discussing this bill in the manner in which he did ... I say the City Prosecutor of Honolulu; we did not receive the same kind of treatment from the other prosecutors who apparently had more to do with their time than assassinate character ... if we had been able to have the level of discussion that took place with the representatives of his office at the hearing and the Police Department, I think we would not have had generated the same kind of controversy which shed, believe me, much more smoke, much more heat than light and clarity.

"I hope that this bill will pass and I hope that we will have an opportunity, should it return to us from the House, to see to it that people no longer will be arrested first and then we find out afterwards whether they have committed a crime. And those whose sensibilities are otherwise offended by the sight or contemplation of sexually explicit material being available will feel confident that the pornography laws not only are in place but that this law is an addition to the protections now afforded them with the laws and interpretations and rulings already in existence.

"Thank you."

The motion was put by the Chair and carried, and S.B. No. 2331-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PORNOGRAPHY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 11:43 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock p.m.

HOUSE COMMUNICATIONS

Hse. Com. No. 259 to 355, transmitting the following House Bills which passed Third Reading in the House of Representatives on March 5, 1986, were placed on file and, on motion by Senator Cobb, seconded by Senator Soares and carried, said House Bills passed First Reading by title and were placed on the calendar for further consideration on Friday, March 7, 1986:

Hse. Com. No. 259 - H.B. No. 55, H.D. 2,

entitled: "A BILL FOR AN ACT RELATING TO HOUSING";

Hse. Com. No. 260 - H.B. No. 381, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUROR'S COMPENSATION";

Hse. Com. No. 261 - H.B. No. 1392, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AIRPORTS";

Hse. Com. No. 262 - H.B. No. 1665-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND";

Hse. Com. No. 263 - H.B. No. 1666-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM";

Hse. Com. No. 264 - H.B. No. 1706-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HAZARDOUS WASTE PROGRAM";

Hse. Com. No. 265 - H.B. No. 1710-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CREATION OF ARTIFICIAL HABITATS FOR BOTTOMFISH";

Hse. Com. No. 266 - H.B. No. 1737-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISE";

Hse. Com. No. 267 - H.B. No. 1764-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX";

Hse. Com. No. 268 - H.B. No. 1801-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE";

Hse. Com. No. 269 - H.B. No. 1803-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE";

Hse. Com. No. 270 - H.B. No. 1857-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS";

Hse. Com. No. 271 - H.B. No. 1870-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT";

Hse. Com. No. 272 - H.B. No. 1878-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL";

Hse. Com. No. 273 - H.B. No. 1891-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO FINANCE THE WAILUA RIVER HYDRO PROJECT";

Hse. Com. No. 274 - H.B. No. 1898-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT OPPORTUNITIES";

Hse. Com. No. 275 - H.B. No. 1903-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS";

Hse. Com. No. 276 - H.B. No. 1927-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A MASTER PLAN TO PROMOTE HAWAII AS A SPORTS CENTER";

Hse. Com. No. 277 - H.B. No. 1934-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TRAINING";

Hse. Com. No. 278 - H.B. No. 1940-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY";

Hse. Com. No. 279 - H.B. No. 1944-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANIES";

Hse. Com. No. 280 - H.B. No. 1946-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE";

Hse. Com. No. 281 - H.B. No. 1965-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOLOKAI CATTLE";

Hse. Com. No. 282 - H.B. No. 1985-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER";

Hse. Com. No. 283 - H.B. No. 1990-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSON'S CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR";

Hse. Com. No. 284 - H.B. No. 1991-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL";

Hse. Com. No. 285 - H.B. No. 2008-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY";

Hse. Com. No. 286 - H.B. No. 2011-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY";

Hse. Com. No. 287 - H.B. No. 2013-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION";

Hse. Com. No. 288 - H.B. No. 2023-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION";

Hse. Com. No. 289 - H.B. No. 2026-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS";

Hse. Com. No. 290 - H.B. No. 2032-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS";

Hse. Com. No. 291 - H.B. No. 2033-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE AND COLLECTION SERVICING AGENTS";

Hse. Com. No. 292 - H.B. No. 2035-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS AND PHARMACY";

Hse. Com. No. 293 - H.B. No. 2037-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE";

Hse. Com. No. 294 - H.B. No. 2042-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS";

Hse. Com. No. 295 - H.B. No. 2045-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FINES";

Hse. Com. No. 296 - H.B. No. 2109-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLAN";

Hse. Com. No. 297 - H.B. No. 2110-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC";

Hse. Com. No. 298 - H.B. No. 1802-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD TENANT CODE";

Hse. Com. No. 299 - H.B. No. 2119-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS";

Hse. Com. No. 300 - H.B. No. 2122-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY";

Hse. Com. No. 301 - H.B. No. 2129-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LAND";

Hse. Com. No. 302 - H.B. No. 1851-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A CARGO DISTRIBUTION CENTER";

Hse. Com. No. 303 - H.B. No. 2144-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JOB TRAINING";

Hse. Com. No. 304 - H.B. No. 2157-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AN OFFICE ON HANDICAPPED PERSONS";

Hse. Com. No. 305 - H.B. No. 2189-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS";

Hse. Com. No. 306 - H.B. No. 2199-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION AND EXPANSION OF SAINT FRANCIS HOSPITAL'S RENAL DIALYSIS FACILITY AT MAUI MEMORIAL HOSPITAL";

Hse. Com. No. 307 - H.B. No. 2201-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUNDWATER PROTECTION PROGRAM";

Hse. Com. No. 308 - H.B. No. 2209-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE";

Hse. Com. No. 309 - H.B. No. 2210-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REOPENING OF STATE AND LOCAL AIR MONITORING STATIONS (SLAMS)";

Hse. Com. No. 310 - H.B. No. 2219-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S FACILITIES";

Hse. Com. No. 311 - H.B. No. 2221-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT";

Hse. Com. No. 312 - H.B. No. 2223-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF COMMUNITY SERVICE";

Hse. Com. No. 313 - H.B. No. 2246-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID";

Hse. Com. No. 314 - H.B. No. 2254-86,

H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH";

Hse. Com. No. 315 - H.B. No. 2275-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR OCEAN RESEARCH";

Hse. Com. No. 316 - H.B. No. 2276-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FRESH SEAFOOD PROMOTION";

Hse. Com. No. 317 - H.B. No. 2280-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES";

Hse. Com. No. 318 - H.B. No. 2284-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS";

Hse. Com. No. 319 - H.B. No. 2300-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PAPAYAS";

Hse. Com. No. 320 - H.B. No. 2312-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY IN HARBORS";

Hse. Com. No. 321 - H.B. No. 2337-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER INFLUENCE";

Hse. Com. No. 322 - H.B. No. 2349-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HEARING-IMPAIRED";

Hse. Com. No. 323 - H.B. No. 2360-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY";

Hse. Com. No. 324 - H.B. No. 2381-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE 200TH ANNIVERSARY OF THE ARRIVAL OF THE CHINESE IN HAWAII";

Hse. Com. No. 325 - H.B. No. 2412-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPENSES RELATED TO PARTICIPATION OF A HAWAIIAN VOYAGING CANOE IN THE TALL SHIP CELEBRATION OF THE CENTENNIAL RESTORATION OF THE STATUE OF LIBERTY";

Hse. Com. No. 326 - H.B. No. 2428-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A TRANSPORTATION IMPROVEMENT DISTRICT";

Hse. Com. No. 327 - H.B. No. 2429-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A RIDESHARING AUTHORITY";

Hse. Com. No. 328 - H.B. No. 2430-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY ON THE FEASIBILITY OF CREATING HIGH OCCUPANCY VEHICLE (HOV) LANES IN CENTRAL AND LEEWARD OAHU";

Hse. Com. No. 329 - H.B. No. 2446-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRELIMINARY PLANNING AND DESIGN OF A STATEWIDE COMPUTERIZED JUVENILE JUSTICE INFORMATION SYSTEM";

Hse. Com. No. 330 - H.B. No. 2468-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS";

Hse. Com. No. 331 - H.B. No. 2472-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALLOWANCES";

Hse. Com. No. 332 - H.B. No. 2482-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY AND HOUSEHOLD MEMBERS";

Hse. Com. No. 333 - H.B. No. 2495-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE";

Hse. Com. No. 334 - H.B. No. 2501-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXABLE MORTGAGE SECURITIES PROGRAMS";

Hse. Com. No. 335 - H.B. No. 2506-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTALLY DISABLED";

Hse. Com. No. 336 - H.B. No. 2513-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY";

Hse. Com. No. 337 - H.B. No. 2532-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PRESENTING THE PLAY 'HEAR ME, O MY PEOPLE' IN WASHINGTON, D.C.";

Hse. Com. No. 338 - H.B. No. 2536-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES";

Hse. Com. No. 339 - H.B. No. 2540-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CRIMINAL JUSTICE COMMISSION";

Hse. Com. No. 340 - H.B. No. 2549-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION";

Hse. Com. No. 341 - H.B. No. 2580-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION";

Hse. Com. No. 342 - H.B. No. 2595-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX";

Hse. Com. No. 343 - H.B. No. 2608-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR VETERANS";

Hse. Com. No. 344 - H.B. No. 2618-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING ECONOMIC DEVELOPMENT";

Hse. Com. No. 345 - H.B. No. 2624-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INDUSTRIAL DEVELOPMENT CORPORATION";

Hse. Com. No. 346 - H.B. No. 2626-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE WEIGHT";

Hse. Com. No. 347 - H.B. No. 2661-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MINORITY PROGRAMS TO THE UNIVERSITY OF HAWAII";

Hse. Com. No. 348 - H.B. No. 2694-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE MUSICAL PERFORMANCES";

Hse. Com. No. 349 - H.B. No. 2698-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION";

Hse. Com. No. 350 - H.B. No. 2705-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROVISION OF SUBSTANCE ABUSE SERVICES";

Hse. Com. No. 351 - H.B. No. 2722-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS";

Hse. Com. No. 352 - H.B. No. 2752-86,
H.D. 1, entitled: "A BILL FOR AN ACT
MAKING AN APPROPRIATION FOR THE
'DIAL LAW' PROGRAM OF THE HAWAII
BAR ASSOCIATION";

Hse. Com. No. 353 - H.B. No. 2800-86,
H.D. 2, entitled: "A BILL FOR AN ACT
RELATING TO LIABILITY INSURANCE";

Hse. Com. No. 354 - H.B. No. 2805-86,
H.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO TAXATION"; and

Hse. Com. No. 355 - H.B. No. 2844-86,
H.D. 2, entitled: "A BILL FOR AN ACT
RELATING TO ESCROW DEPOSITORIES."

ADJOURNMENT

At 11:56 o'clock p.m., on motion by
Senator Cobb, seconded by Senator Soares
and carried, the Senate adjourned until
12:01 o'clock a.m., Thursday, March 6, 1986.

THIRTY-FIRST DAY

Thursday, March 6, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 12:01 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Honorable Patsy K. Young, State Senator, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Thirtieth Day.

Senator Henderson introduced to the members of the Senate his niece, Ms. Sydney Jones, visiting from the State of Connecticut.

SENATE CONCURRENT RESOLUTION

S.C.R. No. 33, 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 offered by Senators Matsuura, Henderson, Solomon, Machida, Mizuguchi, George, Cobb, Young, Cayetano, Soares, Yamasaki, Kawasaki, Chang, Kuroda, Hagino, Abercrombie, Fernandes Salling, Holt, B. Kobayashi, Toguchi, Hee, Aki, McMurdo and A. Kobayashi, and was read by the Clerk.

By unanimous consent, S.C.R. No. 33 was referred to the Committee on Energy, then

to the Committee on Ways and Means.

SENATE RESOLUTION

S.R. No. 61, entitled: "SENATE RESOLUTION REGARDING THE APPLICATION OF SPECIAL PURPOSE REVENUE BOND PROCEEDS TO A WIND ENERGY FARM AT SOUTH POINT, COUNTY OF HAWAII," was offered by Senators Matsuura, Henderson, McMurdo, Young, Abercrombie, Toguchi, Solomon, Mizuguchi, Cayetano, Hagino, Soares, Kawasaki, Aki, Kuroda, George, A. Kobayashi, Machida, B. Kobayashi, Fernandes Salling, Cobb, Holt, Yamasaki, Hee and Chang, and was read by the Clerk.

By unanimous consent, S.R. No. 61 was referred to the Committee on Energy, then to the Committee on Ways and Means.

The Chair then remarked:

"Members of the Senate, the Chair would like to take this opportunity to thank all of you for your patience last night in rushing through a great number of bills. The Chair appreciates the cooperation and the spirit and atmosphere of aloha."

ADJOURNMENT

At 12:05 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 7, 1986.

THIRTY-SECOND DAY

Friday, March 7, 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 Vice President in the Chair.

The Divine Blessing was invoked by Mr. Walter Yoshimitsu, Deacon, St. John Vianney's Church, after which the Roll was called showing all Senators present with the exception of Senators B. Kobayashi, Solomon and Wong who were excused.

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

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

Senator Kuroda, on behalf of Senator Wong, introduced 45 eighth graders studying history and government at Moanalua Intermediate School, accompanied by their teacher, Mrs. Caroline Wong, and chaperones, Mrs. Couch and Mrs. Salmen.

Senator Aki introduced several people who are involved with the Hawaii Neighborhood Youth Corps and the E'ala Youth Program with the following remarks:

"Mr. President, fellow Senators, rarely have I had the chance to share with you an experience that has had so many positive benefits for the Leeward Coast of Oahu. We honor today a program that has offered more than 1200 youths in our area a chance to become productive and useful members of the community. I am proud that most of those youths — now adults — remain in our area and are a credit to themselves, to their families, and to the Neighborhood Youth Program and its successor in Waianae — the E'ala Youth Program.

"I wish to recognize on the floor three people who have played a key role in the programs. Mr. Solomon Naone was involved from the start of the Neighborhood Youth Corps twenty years ago and remains active in a variety of youth programs including job training, job placement, and economic development. Kehau Nunuha was a trainee in the first year of the Neighborhood Youth Corps Program and now plays a key role in Waianae programs including the E'ala Youth Program, which offer youth a variety of choices to learn marketable skills and enter the work force. Moses "Moki" Simeone is also one of the first products of the program and in his non-working hours spends a great deal of time helping young people in our area.

"In the gallery are several Waianae residents and others who have gone through the youth training programs. I would like

them to stand and be recognized.

"Thank you, Mr. President, for this chance to speak about these programs that have done so much for so many."

Mr. Naone, Mr. Simeone and Ms. Nunuha rose to be recognized and were presented with leis by Senators A. Kobayashi, Solomon and Aki.

Senator Holt, on behalf of Senator Chang, introduced a class of English students from Central Intermediate School, accompanied by their teacher, Carolyn Lew, and chaperones, Alice Okimoto, Kathleen Kalamalama, Milton Kimura and Beverly Fujita.

Senator Holt also introduced three members of the UH Rainbow Waihine Softball Team, Michele Inouye, Cora Ueshino and Lia Machado, and their coach, Alike Thompson.

The four honorees rose to be recognized and were presented with leis by Senators Mizuguchi, Machida, Hagino and Young.

Senator Yamasaki, on behalf of Senators Machida and Solomon and himself, introduced Gladys C. Bias and Kimie Lane.

At 11:57 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:01 o'clock p.m.

At this time, the Chair invited Mr. Moses Simeone to entertain the Senate with a song. Mr. Simeone sang a rendition of "Rusty Old Steam Pipes."

SENATE RESOLUTION

S.R. No. 62, entitled: "SENATE RESOLUTION COMMEMORATING THE TWENTIETH ANNIVERSARY OF THE HAWAII NEIGHBORHOOD YOUTH CORP," was offered by Senators Aki, Young, Cobb, Kawasaki, Hagino, Fernandes Salling, Matsuura, Mizuguchi, Holt, Soares, Cayetano, B. Kobayashi, Abercrombie, Chang, Henderson, McMurdo, Machida, Hee, Yamasaki, A. Kobayashi, Kuroda, George, Toguchi and Solomon, and was read by the Clerk.

On motion by Senator Aki, seconded by Senator Young and carried, S.R. No. 62 was adopted.

ORDER OF THE DAY

MATTERS DEFERRED FROM
MONDAY, MARCH 3, 1986

Senate Bill No. 909, S.D. 1, H.D. 1 (Hse. Com. No. 83):

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 909, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, action on S.B. No. 909, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," was deferred until a later date.

REFERRAL OF HOUSE BILLS

The President made the following committee assignments of House Bills received on Wednesday, March 5, 1986.

House Bills Referred to:

No. 55, H.D. 2 Committee on Housing and Community Development, then to the Committee on Ways and Means

No. 381, H.D. 1 Committee on Judiciary, then to the Committee on Ways and Means

No. 1392, H.D. 2 Committee on Transportation, then to the Committee on Ways and Means

No. 1665-86, H.D. 2 Committee on Higher Education, then to the Committee on Ways and Means

No. 1666-86, H.D. 2 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Ways and Means

No. 1706-86, H.D. 1 Committee on Health, then to the Committee on Ways and Means

No. 1710-86, H.D. 2 Committee on Economic Development, then to the Committee on Ways and Means

No. 1737-86, H.D. 2 Committee on Economic Development, then to the Committee on Ways and Means

No. 1764-86, H.D. 2 Committee on Health, then to the Committee on Ways and Means

No. 1801-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 1803-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 1857-86, H.D. 2 Committee on Judiciary

No. 1870-86, H.D. 1 Committee on Economic Development

No. 1878-86, H.D. 1 Committee on Government Operations, then to the Committee on Ways and Means

No. 1891-86, H.D. 1 Committee on Economic Development, then to the Committee on Ways and Means

No. 1898-86, H.D. 2 Committee on Labor and Employment, then to the Committee on Ways and Means

No. 1903-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 1927-86, H.D. 2 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 1934-86, H.D. 1 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 1940-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 1944-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 1946-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 1965-86, H.D. 1 Committee on Agriculture, then to the Committee on Ways and Means

No. 1985-86, H.D. 2 Committee on Agriculture

No. 1990-86, H.D. 2 Committee on Judiciary, then to the Committee on Ways and Means

No. 1991-86, H.D. 1 Committee on Labor and Employment, then to the Committee on Ways and Means

No. 2008-86, H.D. 1 Committee on Labor and Employment

No. 2011-86, H.D. 1 Committee on Labor and Employment

No. 2013-86, H.D. 1 Committee on Economic Development, then to the Committee on Ways and Means

No. 2023-86, H.D. 1 Committee on Economic Development, then to the Committee on Ways and Means

No. 2026-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 2032-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 2033-86, H.D. 1	Committee	on	No. 2221-86, H.D. 2	Committee	on
Consumer Protection and Commerce			Judiciary, then to the Committee on Ways and Means		
No. 2035-86, H.D. 1	Committee	on	No. 2223-86, H.D. 2	Committee	on
Consumer Protection and Commerce			Labor and Employment, then to the Committee on Ways and Means		
No. 2037-86, H.D. 1	Committee	on	No. 2246-86, H.D. 2	Committee	on
Consumer Protection and Commerce			Human Services		
No. 2042-86, H.D. 1	Committee	on	No. 2254-86, H.D. 1	Committee	on
Consumer Protection and Commerce			Higher Education, then to the Committee on Ways and Means		
No. 2045-86, H.D. 2	Committee	on	No. 2275-86, H.D. 2	Committee	on
Consumer Protection and Commerce, then to the Committee on Judiciary			Economic Development, then to the Committee on Ways and Means		
No. 2109-86, H.D. 1	Committee	on	No. 2276-86, H.D. 2	Committee	on
Economic Development			Economic Development, then to the Committee on Ways and Means		
No. 2110-86, H.D. 1	Committee	on	No. 2280-86, H.D. 2	Committee	on
Consumer Protection and Commerce			Labor and Employment		
No. 1802-86, H.D. 1	Committee	on	No. 2284-86, H.D. 2	Committee	on
Consumer Protection and Commerce			Health		
No. 2119-86, H.D. 1	Committee	on	No. 2300-86, H.D. 1	Committee	on
Housing and Community Development			Agriculture, then to the Committee on Ways and Means		
No. 2122-86, H.D. 1	Committee	on	No. 2312-86, H.D. 1	Jointly to the	
Housing and Community Development, then to the Committee on Ways and Means			Committee on Health and the Committee on Transportation		
No. 2129-86, H.D. 1	Committee	on	No. 2337-86, H.D. 2	Committee	on
Economic Development			Transportation, then to the Committee on Judiciary		
No. 1851-86, H.D. 2	Committee	on	No. 2349-86, H.D. 2	Committee	on
Economic Development, then to the Committee on Ways and Means			Government Operations, then to the Committee on Ways and Means		
No. 2144-86, H.D. 1	Committee	on	No. 2360-86, H.D. 1	Committee	on
Labor and Employment, then to the Committee on Ways and Mean			Judiciary		
No. 2157-86, H.D. 2	Committee	on	No. 2381-86, H.D. 2	Committee	on
Health, then to the Committee on Ways and Means			Education, then to the Committee on Ways and Means		
No. 2189-86, H.D. 1	Committee	on	No. 2412-86, H.D. 2	Committee	on
Consumer Protection and Commerce			Tourism and Recreation, then to the Committee on Ways and Means		
No. 2199-86, H.D. 2	Committee	on	No. 2428-86, H.D. 1	Committee	on
Health, then to the Committee on Ways and Means			Transportation, then to the Committee on Ways and Means		
No. 2201-86, H.D. 1	Committee	on	No. 2429-86, H.D. 1	Committee	on
Health, then to the Committee on Ways and Means			Transportation, then to the Committee on Ways and Means		
No. 2209-86, H.D. 2	Committee	on	No. 2430-86, H.D. 1	Committee	on
Housing and Community Development, then to the Committee on Ways and Means			Transportation, then to the Committee on Ways and Means		
No. 2210-86, H.D. 2	Committee	on	No. 2446-86, H.D. 1	Committee	on
Labor and Employment, then to the Committee on Ways and Means					
No. 2219-86, H.D. 2	Committee	on			
Human Services, then to the Committee on Ways and Means					

Judiciary, then to the Committee on Ways and Means

No. 2468-86, H.D. 2 Committee on Economic Development, then to the Committee on Judiciary

No. 2472-86, H.D. 2 Committee on Legislative Management, then to the Committee on Ways and Means

No. 2482-86, H.D. 1 Committee on Human Services

No. 2495-86, H.D. 2 Committee on Economic Development, then to the Committee on Ways and Means

No. 2501-86, H.D. 1 Committee on Housing and Community Development, then to the Committee on Ways and Means

No. 2506-86, H.D. 2 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 2513-86, H.D. 2 Committee on Health

No. 2532-86, H.D. 2 Committee on Education, then to the Committee on Ways and Means

No. 2536-86, H.D. 1 Committee on Economic Development, then to the Committee on Ways and Means

No. 2540-86, H.D. 1 Committee on Judiciary, then to the Committee on Ways and Means

No. 2549-86, H.D. 2 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 2580-86, H.D. 1 Committee on Human Services, then to the Committee on Ways and Means

No. 2595-86, H.D. 1 Committee on Ways and Means

No. 2608-86, H.D. 2 Committee on

Higher Education, then to the Committee on Ways and Means

No. 2618-86, H.D. 2 Committee on Labor and Employment

No. 2624-86, H.D. 2 Committee on Economic Development, then to the Committee on Ways and Means

No. 2626-86, H.D. 2 Committee on Transportation

No. 2661-86, H.D. 2 Committee on Higher Education, then to the Committee on Ways and Means

No. 2694-86, H.D. 2 Committee on Education, then to the Committee on Ways and Means

No. 2698-86, H.D. 2 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 2705-86, H.D. 1 Committee on Health, then to the Committee on Ways and Means

No. 2722-86, H.D. 1 Committee on Consumer Protection and Commerce

No. 2752-86, H.D. 1 Committee on Judiciary, then to the Committee on Ways and Means

No. 2800-86, H.D. 2 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 2805-86, H.D. 1 Committee on Ways and Means

No. 2844-86, H.D. 2 Committee on Consumer Protection and Commerce

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., Monday, March 10, 1986.

THIRTY-THIRD DAY

Monday, March 10, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:38 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Chikai Yosemite of the Jikoen Hongwanji Mission, after which the Roll was called showing all Senators present.

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

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

The following participants of the Family Community Leadership Career "Shadowing" Program, sponsored by the Cooperative Extension Service of the University of Hawaii and the Extension Homemaker Council, were introduced by their respective Senators:

Senator A. Kobayashi - Sue Berg and Julia Duarte;

Senator Cobb - Winifred Hee;

Senator Toguchi - Marian Lee;

Senator Yamasaki - Allison Matsumoto and Pacita Pladera;

Senator McMurdo - Elsie Kahalewai;

Senator Young - Pamela Kutara;

Senator B. Kobayashi - Lahapa Bray;

Senator Machida - Rita Chun and Haruko Kanemitsu;

Senator Hagino - Debbie Sarsona; and

Senator Chang - Harriet Fukuoka.

Senator Fernandes Salling then introduced the Kaaupai Family from the Island of Kauai, who was selected as the 1985 "Hawaii Family of the Year," as follows: Levinia Kaaupai, mother; Jocelyn "Mokihana" Kaaupai, daughter; Gwendolyn "Maile" Kaaupai, daughter; Elena Kaaupai, daughter; Sam Kaaupai Jr., son; Heather Kaaupai Braun, daughter; Royce Kaaupai, son; and Iwalani Kaaupai, daughter, who were accompanied by Ms. Patti Lyons of the Child and Family Service. Senator Fernandes Salling read portions of the Senate Certificate honoring the family.

The honorees rose to be recognized and were presented the Senate Certificate and leis.

At 11:49 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:54 o'clock a.m.

STANDING COMMITTEE REPORTS

Senator Machida, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 507-86) recommending that the Senate advise and consent to the nomination of Robert C. Gilkey as Director of Labor and Industrial Relations, in accordance with Gov. Msg. No. 112.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 507-86 and Gov. Msg. No. 112 was deferred until Tuesday, March 11, 1986.

Senator Machida, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 508-86) recommending that the Senate advise and consent to the nomination of Ronald Y. Kondo to the Labor and Industrial Relations Appeals Board, in accordance with Gov. Msg. No. 213.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 508-86 and Gov. Msg. No. 213 was deferred until Tuesday, March 11, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 509-86) recommending that Senate Concurrent Resolution No. 21 be adopted.

Senator Solomon then moved that Stand. Com. Rep. No. 509-86 be adopted and S.C.R. No. 21 be adopted, seconded by Senator Hagino.

Senator Solomon rose to speak in support of the resolution and remarked:

"Mr. President, I'd like to urge this body to support these two resolutions, S.C.R. No. 21 and S.R. No. 43.

"These resolutions are intended to express the strong support of this Legislature and the government of the State of Hawaii for a loan guarantee being sought by the Hawaiian Abalone Farms located at the Natural Energy Laboratory of Hawaii (NELH) at Ke-ahole Point on the Big Island. This loan guarantee is being requested from the Farmers Home Administration of the U.S. Department of Agriculture for the purpose of constructing deep water pumping facilities and other improvements by this

Big Island aquaculture farm.

"The Hawaiian Abalone Farms began initial pilot testing at NELH in 1982 of an advanced aquaculture technology they had developed on the Mainland for growing abalone, a prized shellfish that enjoys strong demand here in Hawaii, as well as on the Mainland, in Japan, and in other Pacific rim countries. In 1984, the first phase of construction was commenced along with initial operations. First sales of abalone began to Kona resorts in 1985 and the company is now seeking financing for its second phase of construction which will allow it to fully utilize their 20-acre sublease from the state. This Phase II construction program will include the installation of badly needed deep seawater pipeline and associated pumping equipment.

"In order to obtain the necessary financing for Phase II, the company is seeking a \$3 million loan guarantee from the Farmers Home Administration, and in these negotiations, the Farmers Home Administration declined the requested loan guarantee because, in their opinion, the 20-acre leasehold and its associated improvements on this state-owned land provide no collateral value to support the loan and loan guarantee. Through Senate Resolutions 21 and 43, and a similar letter from Governor Ariyoshi, we wish to clarify and establish before the Farmers Home Administration that this lease, and its associated improvements, would have considerable value in the development of NELH and the Hawaii Ocean Science Technology Park.

"As you know, Mr. President, NELH has critical need for expanded deep ocean water pumping capabilities through several redundant pipelines. The risks inherent in relying upon a single pipeline, as is now the case, were clearly demonstrated during the week of February 23 when a major storm damaged the sole NELH deep ocean water source. As a result, Hawaii Abalone Farms suffered major losses. In view of the fact that both NELH and HOST are planning an integrated expansion of the seawater system in future years, the additional capacity provided by Hawaiian Abalone Farms with proceeds from this proposed loan will be of major significant value to the state. In addition, the long-term development plans for energy and aquaculture at Ke-ahole Point include the construction of onshore seawater ponds identical to those being constructed by Hawaiian Abalone Farms and these ponds also are of significant value. I therefore believe, Mr. President, that these resolutions demonstrate to the Farmers Home Administration that collateral values necessary to secure the requested loan are indeed present.

"Thank you."

The motion was put by the Chair and carried and S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A PROPOSED LOAN GUARANTEE BY THE FARMERS HOME ADMINISTRATION OF THE U.S. DEPARTMENT OF AGRICULTURE FOR THE CONSTRUCTION OF DEEP OCEAN WATER PUMPING FACILITIES, AND OTHER IMPROVEMENTS, BY HAWAIIAN ABALONE FARMS AT THE NATURAL ENERGY LABORATORY OF HAWAII," was adopted.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 510-86) recommending that Senate Resolution No. 43 be adopted.

On motion by Senator Solomon, seconded by Senator Hagino and carried, S.R. No. 43, entitled: "SENATE RESOLUTION SUPPORTING A PROPOSED LOAN GUARANTEE BY THE FARMERS HOME ADMINISTRATION OF THE U.S. DEPARTMENT OF AGRICULTURE FOR THE CONSTRUCTION OF DEEP OCEAN WATER PUMPING FACILITIES, AND OTHER IMPROVEMENTS, BY HAWAIIAN ABALONE FARMS AT THE NATURAL ENERGY LABORATORY OF HAWAII," was adopted.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 511-86) recommending that Senate Bill No. 2048-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 2048-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 12, 1986.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE BILLS

The President made the following re-referral of House Bills that were received:

House Bills	Referred to:
No. 2254-86	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means
No. 2786-86	Committee on Higher Education, then to the Committee on Ways and Means

The President then remarked:

"The Chair would like to make one observation before adjournment. I would like to thank Senator Yamasaki and the Ways and Means Committee for keeping within the bond ceiling. The Chair appreciates it very much."

ADJOURNMENT

At 12:09 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 11, 1986.

THIRTY-FOURTH DAY

Tuesday, March 11, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:40 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Edith Wolfe of the United Church of Christ, after which the Roll was called showing all Senators present with the exception of Senators Aki and Young who were excused.

The President announced that he had read and approved the Journal of the Thirty-Third Day.

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

Senator Cobb, on behalf of Senator B. Kobayashi and himself, introduced 52 fifth graders from Kahala Elementary School, accompanied by their teachers, Mrs. Ginny Young and Mrs. Carmen Ikihara-Saito, and parents, Mrs. Susan Turner and Mrs. Jolyn Nance.

Senator Cobb, on behalf of Senator Soares and himself, also introduced two 8th grade student interns from Niu Valley Intermediate School, Reed Nakashima and Tony Davis.

Senator Chang, on behalf of Senator Holt and himself, introduced an English class from Central Intermediate School, accompanied by their teachers, Carolyn Len and Jerry Smith, and tutors, Agnes Wong and Alice Okimoto.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 219 and 220) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 219, transmitting the 1984-85 Annual Report prepared by the State Foundation on Culture and the Arts, was referred to the Committee on Education.

Gov. Msg. No. 220, transmitting a draft of a 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 situate at Kaneohe, Koolaupoko, Oahu, Hawaii, for purposes of enabling the construction of certain offshore improvements, was referred to the Committee on Economic Development.

HOUSE COMMUNICATION

Hse. Com. No. 356, transmitting House Concurrent Resolution No. 78 which was adopted by the House of Representatives on March 11, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 78, honoring Governor George R. Ariyoshi on his birthday, was adopted.

ORDER OF THE DAY

ADVICE AND CONSENT

Stand. Com. Rep. No. 507-86 (Gov. Msg. No. 112):

Senator Machida moved that Stand. Com. Rep. No. 507-86 be received and placed on file, seconded by Senator Cobb and carried.

Senator Machida then moved that the Senate advise and consent to the nomination of Robert C. Gilkey, as the Director of Industrial Relations, term to expire December 1, 1986, seconded by Senator Cobb.

At this time, Senator Machida rose to speak on the nominations of Mr. Robert Gilkey and Mr. Ronald Kondo, as follows:

"Mr. President and members of the Senate, it is my fervent belief that Mr. Robert Gilkey and Mr. Ronald Kondo are well qualified for assuming the duties and responsibilities of their respective positions. Mr. Gilkey has served as a Deputy Director of DLIR for eighteen years and has distinguished himself as a leader, and is intimately knowledgeable with the range of programs and services of the department. Mr. Gilkey, as attested by his colleagues, as well as the ILWU, the United Public Workers and the Hawaii State Central AFL-CIO, is straightforward, honest, fair and a proven professional in the field labor and industrial relations.

"Mr. Kondo brings a wealth of experience as a member of the House of Representatives, Maui County Council, Governor's Liaison Office, and a temporary member of the Labor and Industrial Relations Appeals Board over the past eighteen years. Mr. Kondo possesses many qualities, including diligence, personal integrity, fairness and a willingness to serve. Expressions of support were given by his two colleagues on the board and the ILWU.

"Mr. President, in light of the overwhelming support of these two appointees, I urge all members here to consent to the nominations of Mr. Robert

Gilkey as Director of the Department of Labor and Industrial Relations, and Mr. Ronald Kondo as a member of the Labor and Industrial Relations Appeals Board. Thank you."

Senator Kawasaki added his remarks as follows:

"Mr. President, I too want to join Senator Machida in asking for unanimous confirmation of both these gentlemen. I happen to know both of these gentlemen as responsible, intelligent, committed gentlemen. I hope that the testimony in favor of their appointments confirmation came only from the labor sector of the State of Hawaii and I trust that they too enjoy the confidence of the employer sector and the business sector of our state, and I trust that these two gentlemen, with the confirmation on the part of the Senate, would administrate and their agencies with objectivity and impartiality. This, particularly in view of the fact that compliments and the suggestion that we confirm them came only from the labor group of people in this state, I trust that they will administer fairly for all sectors of the population. With this confidence in their objectivity and their commitment to their positions, I urge the unanimous confirmation of their positions by this body."

Senator Soares added his remarks on the nominations of Mr. Gilkey and Mr. Kondo as follows:

"Mr. President, I would be remiss not to echo the sentiments of the Republican Minority here in the Senate. We, all of us, have worked very closely with Bob Gilkey over the years and also with Ron Kondo. I too served with Ron Kondo in the House. I guess we're both 'heavies' because we banged heads quite often. But, I also want to say a few words on behalf of Ron Kondo and Bob Gilkey when you look toward good, spirited government service, both have been around for quite a long time and have carved out some very impressive records.

"I'd like to say this about Bob Gilkey, also, since he is a constituent in my district. Bob Gilkey has a reputation in the community as being one of the finest men, both religious in his church and in his community. I know of no other person that is as well deserving than he. His family and his friends join me today, I'm sure, in being very proud to welcome Bob and to wish the best in his new job. Thank you, Mr. President."

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

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Aki and Young).

Stand. Com. Rep. No. 508-86 (Gov. Msg. No. 213):

Senator Machida moved that Stand. Com. Rep. No. 508-86 be received and placed on file, seconded by Senator Cobb and carried.

Senator Machida then moved that the Senate advise and consent to the nomination of Ronald Y. Kondo, to the Labor and Industrial Relations Appeals Board, term to expire June 30, 1995, seconded by Senator Cobb.

Senator Cobb spoke on the nomination as follows:

"Mr. President, I rise to speak in favor of both nominations and in doing so would like to comment, particularly, on Mr. Ronald Kondo whom I served with in the House of Representatives. His background includes a lot more than labor because he taught me a great deal about the ongoing affairs of the business community, as well, while serving as a member of the House, and there were many occasions when we had legislation that he was instrumental in providing that kind of information not only for myself, but other members of the House. However, the testimony neglected to mention his nickname, which ought to be shared with the other Senators. We knew him as the 'House Heavy,' and it was a pleasure serving with him. I urge unanimous consent, Mr. President."

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

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Aki and Young).

Senator Machida then recognized Mr. Gilkey and Mr. Kondo, who were sitting in the gallery.

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

The Senate reconvened at 12:01 o'clock p.m.

At this time, Senator Solomon introduced the following individuals who were recognized by the Association of Hawaiian Civic Clubs for their achievements, accomplishments and contributions to the people of the State of Hawaii: Mrs. Gladys Kamakakuokalani' Ainoa Brandt, Outstanding Hawaiian; Mrs. Ruth Ono, Outstanding non-Hawaiian; Mrs. Rawleen Fisher, Outstanding Hawaiian Civic Club Member; and Mr. Benson Lee, accompanying the ladies. Senator Solomon read parts of the Senate Certificates honoring the ladies.

The honorees rose to be recognized and

were presented the Senate Certificates and leis by Senators Holt, Hee and Solomon.

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 o'clock p.m.

ADJOURNMENT

At 12:13 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 10:30 o'clock a.m., Wednesday, March 12, 1986.

THIRTY-FIFTH DAY

Wednesday, March 12, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 10:38 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Robert S. Bezanson Jr., Colonel, United States Army, after which the Roll was called showing all Senators present with the exception of Senator Toguchi who was excused.

The President announced that he had read and approved the Journal of the Thirty-Fourth Day.

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

Senator Matsuura introduced Ms. Sheri Nagata, a family friend from California, whose parents are one of the largest strawberry farmers in that state.

Senator Chang introduced a group of 16 eighth grade students from the American history class of Kawanakoa Intermediate school, accompanied by their teacher, Mr. Al Domalavage.

Senator Soares introduced William Cobb Jr., son of Senator Steve Cobb, and Jamie Harada, students of Niu Valley Intermediate School and participants of the school's "Day at the Legislature Program."

STANDING COMMITTEE REPORT

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 512-86) recommending that House Bill No. 1493, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Judiciary.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1493, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS," passed Second Reading and was recommitted to the Committee on Judiciary.

ORDER OF THE DAY

THIRD READING

Senate Bill No. 2048-86, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, S.B. No. 2048-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Holt and Toguchi).

RE-REFERRAL OF HOUSE BILLS

The President made the following re-referral of House bills that were received:

House Bills	Referred to:
No. 274 Judiciary	Committee on
No. 526, H.D. 1 and Means	Committee on Ways
No. 1708-86, H.D. 2 and Means	Committee on Ways

At 10:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:49 o'clock a.m.

RE-REFERRAL OF A HOUSE BILL

The President re-referred House Bill No. 1493, S.D. 1, to the Committee on Judiciary, then to the Committee on Ways and Means.

At 10:54 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 78.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives was called to order at 11:15 o'clock a.m., by the Honorable Henry H. Peters, Speaker of the House of Representatives, in tribute and honor of Governor George R. Ariyoshi on the occasion of his 60th birthday.

The Speaker remarked:

"The Legislature is meeting this morning in joint session for a very special reason. I am very proud to share the honors of presiding over this session which convenes to honor our governor on his birthday.

"Governor, we wanted you to know that this is a small tribute compared to your outstanding contributions to our state and to all of us who love Hawaii. As you celebrate your birthday, we look with ever increasing admiration upon your distinguished career and with deep affection and Aloha, wish you a Happy Birthday!"

The Speaker then welcomed and introduced Governor Ariyoshi's family to the members of the Joint Session:

The First Lady of Hawaii, Mrs. Jean Ariyoshi, who was presented with a lei by Representative Okamura; the Governor's mother, Grandma Ariyoshi, who was presented with a lei by Representative Hagino; his daughter, Lynn Takemoto, who was presented with a lei by Representative Souki; son-in-law, Rick Takemoto, who was presented with a lei by Representative Hashimoto; brother, James Ariyoshi, and wife, Rita; sister, Mrs. Betty Nakamura, and husband, Masa; and sister, Mrs. June Otake.

The Speaker also introduced the Honorable John Waihee, Lieutenant Governor of Hawaii.

At this time, the Clerk of the House read the Certificate of Recognition from all of the members of the House of Representatives to the Honorable George R. Ariyoshi, in honor of his 60th birthday.

The Clerk of the Senate then read the Certificate of Recognition from all of the members of the Senate to the Honorable George R. Ariyoshi, in honor of his 60th birthday.

The Speaker then recognized Representative Kawakami for brief remarks, as follows:

"Mr. Speaker, on behalf of the Democratic Majority of the House, I rise to offer our birthday congratulations to our honoree, the Honorable George Ryoichi Ariyoshi.

"When the governor took office in 1974, he offered a challenge to Hawaii in his inaugural address and said, 'Nothing is gained, no one is served by those who sit idly by, wringing their hands and bemoaning their lot.' The governor carried the challenge one step further, and encouraged 'a constructive attitude,' and invited 'all to come in and present their ideas for a better Hawaii, with the thought of working together with government to attain our mutual goals.'

"Mr. Speaker, as members of the Majority, we are proud of the achievements we have forged with the governor in making this great state move forward. We have preserved that unique quality of life that makes Hawaii a special place.

"Looking back over the past 12 years under the governor's leadership, the state witnessed a national recession and labor problems which have had a chilling effect on our economy. These were the years in which the demands on government became even more compelling, while the abilities

and the willingness of our citizens to pay for these services did not rise commensurately. These were the years of inflated dollars and reduced purchasing power. These were the years during which many decisions were made which affected the lives of all our citizens for decades to come. And these were the years in which the government of this state said loudly and clearly with George Ariyoshi at the forefront, 'We will be the masters of our fate and the shapers of our destiny.'

"Mr. Speaker, in closing, I note that the phrase, 'Hawaii, a Very Special Place,' recently made popular, has its roots in the political career of George R. Ariyoshi which span three decades. It's been over 30 years since Governor Ariyoshi, the son of immigrants, 'the boy from Kalihi,' first went door-to-door soliciting constituent support.

"To you, governor, on your 60th birthday, best wishes for good health and prosperity for the next one hundred years to come."

"Thank you."

Representative Marumoto was then recognized by the Speaker for brief remarks on behalf of the House Minority, as follows:

"Time is life and life is time.

"Today, the Hawaiian sun shines down brilliantly on our Islands. The blue waters beckon toward beautiful beaches. Visitors are enjoying themselves. Our people are toiling at their respective chores. Babies are being born, people are dying, couples are pledging their eternal troth.

"Life is ongoing.

"However, at this particular moment, at this particular place, we are most cognizant of a milestone in one person's life; of his position; of the historic nature of this event.

"The moment is now, the man is George Ariyoshi. He is the governor. We, the members of the Legislature are gathered here at the State Capitol to give a little of our time, our life, to share this moment in order to commemorate not only six decades of life but over three decades of public service with thirteen of these years as chief of state. It is indeed a remarkable achievement for any person, one — one worthy of observance.

"We who give of ourselves to various causes and issues give you this time today. On behalf of the Republican members of the House of Representatives, we wish you, Governor Ariyoshi, a very Happy Birthday. We thank you for the time and the commitment you have generously given to the people of Hawaii. We thank your family

for the many sacrifices which elected office entails, we understand that, and we wish you all six decades more of health, happiness and life.

"Thank you."

The Speaker, at this time, turned the podium over to Senate President Wong who then recognized Senator Kuroda for brief remarks, as follows:

"Governor, Mrs. Ariyoshi, friends and colleagues of the Senate and the House, ladies and gentlemen.

"I have the distinct honor today as Senator Majority Leader to speak in behalf of the Senate Majority to publicly express some of the very unofficial and private sentiments we share on this occasion. This expression may not be as eloquent as the many private expressions that are likely to follow this ceremony; nevertheless, we begin simply by wishing you, Governor Ariyoshi, a very Happy Birthday.

"The other feelings and thoughts we share today are in part as joyous, but are also mixed with admiration, some regret and gratitude.

"We are happy for you because you are very near to a successful close of your very productive and enviable career of public service. We are happy for you because of the respect and stature you have won for the people of Hawaii.

"We admire you because, for most in the Senate Majority, you have been the only governor with whom they have worked and through that mutual effort you have won their respect. For Senators Duke Kawasaki and Mamoru Yamasaki, their feelings of esteem are also based on their service with you as a Senate colleague. You have set a standard, governor, of unquestionable integrity, honesty and consistency.

"But we also share few regrets today, regrets that things have not always been as harmonious as they could have been. Speaking frankly, your years as governor have coincided with the Wong years, sometimes referred to by some of your close associates as the 'wrong' years. Well, right or wrong, governor, at least we never bored you. We sometimes disagree on issues, we sometimes fail to approve a nominee and some of us even participated in that great experiment in the 1981-1982 sessions when we became 'Demolicans' or 'Republicrats.' (Laughter.)

"But, governor, we are also grateful today because you were always one who strongly believed in the separation of powers, and this is very important, and you accepted the Senate as we exercised our prerogative to

disagree with the executive and opposed some issues supported by your administration. You once served as Senate majority leader and although your close friend and mentor, the late Governor Jack Burns, was the executive, you yourself must have found your Senate Majority not always in agreement with the executive.

"So despite those few times we disagreed, we certainly always recognized and respected your sincerity and your consistency in dealing with issues. We have honored your austere budgeting process and supported your tight fiscal management.

"In closing, governor, I want to remind all of us that we still have a good part, the 'hard-knock' part, of the session before us. We shall continue to work together for good legislation and, incidentally, if during the next few weeks you all of sudden think that you'd like to do something nice for the Senate Majority, pass the word to the House that the lottery is okay.

"Happy Birthday, Governor Ariyoshi!

"Thank you for your outstanding service to our community. We have all benefited from your leadership — we wish you well in your future endeavors. Aloha!"

The President then recognized Senator Henderson for brief remarks on behalf of the Senate Minority, as follows:

"Governor Ariyoshi, Mr. President, Mr. Speaker, and colleagues.

"Some sixteen years ago, governor, I was appointed to the Senate and I had the privilege and pleasure of being in the body when you were serving your last Senate year. Also with me were Senators Yamasaki and Kawasaki. There's only three of us left. The attrition rate isn't too good, or maybe it's too good.

"Governor, I've watched your career — you left the Senate and ran for lieutenant governor and of course you ran for governor and were elected three times. I look at your career and I look at my career and I think there is something similar about it and that is we've both gone as far as we're going. (Laughter.)

"But seriously, governor, we, the Senate Republicans and all of the Senate members, really want to express our best wishes to you on your 60th birthday and may you have many, many more."

The President returned the rostrum to the Speaker and the Speaker then appointed Senator Hagino and Vice Speaker Ige to present the Certificates of Recognition to Governor Ariyoshi.

The Speaker then appointed Senators Henderson, Kawasaki, Soares and Yamasaki and Representative Kawakami to escort the Honorable George R. Ariyoshi to the rostrum. The Speaker added that the appointed members were either in the Senate or the House at the same time that the governor was a member of the Senate.

Governor Ariyoshi was presented with leis by Senator Young and Representative Ikeda.

The Speaker presented to the members of the Joint Session and the guests, the Honorable George R. Ariyoshi.

The Governor addressed the Joint Session as follows:

"I really didn't come prepared to say anything this morning, but I would like to express my appreciation to all of you for the very, very warm gesture of friendship and best wishes.

"As I sat here and listened and thought about some of the words that were spoken here, my mind drifted back a little bit, and I would like to take a few minutes to share some of my thoughts with you.

"By the way, I want you to know that this morning I went to the Lanakila Senior Center, because every month they have birthday days there and when I got there I was presented with a certificate giving me membership to Lanakila. They told me that I, officially, today, became a senior citizen. (Laughter.)

"As I indicated, I thought about some of the words that were uttered here and my mind drifted back to those very early years, 1954, just 33 days before the primary election of 1954, three days before the filing deadline, when I was urged to run for the then Territorial House of Representatives. I recall when Jean and I got engaged on her birthday, October 30th, and she wasn't old enough to vote for me in the primary election, but she made it in time for the general.

"I have always felt that in my work here ... that I would not be able to do my work properly unless I had the support and understanding of my family. I have been very fortunate in having that kind of understanding and that kind of support. I recall my first legislative session, 1955. Just prior to that, on February 5th, Jean and I got married. We had biennial sessions then; the next legislative session, our session started on the third Wednesday in February. That year it happened to be February 20th. Well, Lynn was supposed to be born on February 10th, and she didn't come on the 10th. As a matter of fact, Jeannie had to go into the hospital prior to that, but it was false alarm. February 10th

when Lynn was supposed to be born, there was a false alarm again and Jeannie stayed overnight in the hospital and came back and Lynn decided she would not arrive until after the Legislature started. So she was born three days after the session started ... thirteen days overdue.

"In the legislative session of 1959, our first son Todd was born on May the 4th. Our legislative session ended on May 2nd, and you know, you can't have in the journals the actions of any other day except the legislative day. But we used to stop the clock in those days, and so we have a resolution dated May 2nd congratulating us on the birth of our son, 8 pounds 11 ounces, at Queen's Hospital, but the date was not noted; Todd was not born until May the 4th. If you look at that, the Legislature is pretty good at projecting things.

"In the next legislative session Donn decided he was not going to take any chances and he was born smack in the middle of the legislative session, in March.

"I have some very fond recollections of the Legislature and I wanted to express my appreciation to many people that have been very helpful over the years.

"I, first of all, want to publicly express my gratitude to the members of my cabinet who are here today without whom I could not have functioned as governor. The jobs they hold are not very easy. They have to come and give testimony to you, and sometimes you take the liberty of really taking out after them and that's okay, that's part of the process, I understand that too, but I want the members of my cabinet to know that I hold them up in the highest esteem. A very fine group of people who have served and some who will continue to serve and I extend to them my mahalo.

"I could not stop without expressing my gratitude to the lieutenant governor. I am very fortunate for being blessed with a very fine lieutenant governor, one who has been very supportive. I don't care about loyalty to me as a person but loyalty to the principles, the ideas, the causes that we have held very dear are very important, and I want to say publicly to John Waihee how grateful I am for his support and for his hard work.

"And I want to express my appreciation to all of you — members of the Legislature — those of you who give of your time and your energy, those who make the sacrifice. I can say, as one who has sat in your chair, that it's a very tough job that you have. People take your work for granted. They assume that oftentimes, because of some of the cynicism that exists in the community that you try to do things to screw up things. Yet I know, through my personal knowledge, my

personal friendships, my personal relationships with each of you, I know how hard your job is, how difficult it is to make the right decision. We don't live in a world where everything works out by formula, and if you ask somebody to add two plus two it always comes out the same way. In the work that you do there are no definite answers. The decision that you make has to be carried out, implemented by others, human beings are involved, there are no simple formulas and I know that everyone of you, whenever you make a decision, you try to make the very best decision that you possibly can. That's the easy part of your job. But the hardest part of your job is to try to come out with what is in fact the best decision, the right decision. You have pros and cons on every issue, and you're torn apart by people who say you should go one way and others who say you should go another way. I know that in most instances, most of you try your very best to make the decision that you feel will be in the very best interest of the people of this community.

"I don't profess to say that you and I are always right but I know that when the decisions have to be made, at the time that decision has to be made, you have searched your heart, you have searched your conscience, you have attempted to do that which is in the very best interest of the people of this community, and I appreciate that very much.

"Senator Kuroda talked about us not always being together on the issues. I want you to know that that doesn't bother me one bit. I think it is very, very important for every person, each one of you to be convinced that when you make a decision, that's the decision you personally believe to be the very best, not what I believe, because you and I are different individuals. We have different experiences. It is a decision that you must feel in your own heart that it is in the very best interests of the people, I appreciate that kind of effort, and whether the position agrees or disagrees with mine is not important because most of the time we are going to be together on the things that are important for the people of this community and that is what is really important, that is what really counts.

"I truly feel very strongly about the separation of the executive and the legislative branch. It is my responsibility to make proposals to you and sometimes we don't get them through right away, and sometimes it takes several sessions for an idea to nurture, and for it to get through. But my feeling always has been that a good idea will survive, and that at some point it will get massaged and worked out. And though it is not in its original form there will still be some way that the problems will be properly addressed.

"I do not have the benefit of the public hearing process you all have. When I make a proposal and when I send it down to the Legislature, it has not been given the kind of public input that each of you gets in your committee work. I recognize that, and I accept the value of that process in which you are involved, and the public hearing process that makes it possible for the citizens of this community to come and present testimony for or against a measure. It's a process that I am not involved in. You really represent the ideal of a democratic society, an opportunity for the citizens of our community to come and to present their ideas to you, to be critical of what you do, to give you the various ramifications of any measure that appears before you. It is a very, very important process and it is that process that I recognize.

"I want you to know, not as governor, but as a citizen of this community I am truly very grateful to each of you who take the time to go out and campaign to get elected to serve in the legislative body, to put yourselves under tremendous pressure, to make the various difficult decisions that you have to make, to agonize, to anguish over some of the decisions that you have to make. I feel for you, I respect you for that, I extend to you my gratitude on behalf of Hawaii's people.

"My one plea to you as we move into the future is to always remember that what is good for us today, or what was good for us yesterday, may not necessarily be that which will be the very best for us tomorrow; that circumstances and times change and that we have to be constantly aware of the changes that are taking place not just here in Hawaii but even more importantly, the changes that are taking place outside of Hawaii in the countries in Asia and the Pacific; and the changes that are taking place in the policies of our government that affect the international arena in this part of the world.

"The other thing that I really wish that you would never ever forget is that people of this state are one people. We have talked about Hawaii being a special place and no world, no nation, no state, no community can be better than the people in the community. The strength of our community comes from our people. We have a very special group of people, different from people in any other part of the world; people who trace themselves back to many parts of the world, and whose parents, grandparents, great grandparents came from those various parts of the world. Some have come more recently from various parts of the world and various parts of the United States. All have brought with them the culture, the language, the history, the music from the places from which they came. We are a very diverse community. We are a very

different people, and this is the one place in the world where we can look at another person who is different and we can say to ourselves that that person is different, I respect him, I respect her, I understand, I appreciate the differences that exist in us.

"By each group, each person in our community retaining their own identity, we can be a very diverse community, a community of people of differences, but a people who are united because of these differences. That's the future of Hawaii. People remaining together, being together with all of the differences.

"It is my hope that as we move into the future we will understand that; that we will continue to remain a community with a great deal of diversity, but a community united; that whatever we do, we will do in the name of fairness and equity and when we do for one we do for all; that we do not try to separate our people, and do things on the basis of differences that may exist however you line these differences up in terms of ethnic background or cultural differences or even in terms of how long a person has been a part of our community.

"In my very fervent plea to you that if we can do that Hawaii will continue to remain a very, very special place. A place that will be a laboratory for human beings working together, playing together, feeling together, caring for each other.

"I want to extend to you my gratitude once again. My very fondest, my very warmest Aloha to all of you."

The Speaker then called on Ms. Yvonne Perry to lead the members of the Joint Session and audience in singing, "Happy Birthday" to Governor Ariyoshi, followed by the joining of hands and singing of "Hawaii Aloha," led by Mr. Palani Vaughn.

At 12:01 o'clock p.m., the President of the Senate declared the Joint Session adjourned.

ADJOURNMENT

At 12:10 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., Thursday, March 13, 1986.

THIRTY-SIXTH DAY

Thursday, March 13, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:39 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Lawrence H. Roller, Colonel, United States Air Force, after which the Roll was called showing all Senators present.

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

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

Senator Hagino introduced fifteen 4th, 5th and 6th graders from Iiahi Elementary School, accompanied by their teacher, Ms. Stephanie Nakamura, and four chaperones.

Senator Hee introduced seventeen 4th, 5th and 6th graders from Hale Keikilani School, accompanied by their teacher, Miss Connie Stevens.

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 48 from the Hawaii Labor Relations Board, transmitting the HLRB Informational Bulletin No. 23, was read by the Clerk and was referred to the Committee on Labor and Employment.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 357 and 358) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 357, transmitting House Bill No. 1741-86, H.D. 1, which passed Third Reading in the House of Representatives on March 12, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1741-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE

FISCAL BIENNIUM JULY 1, 1985 JUNE 30, 1987," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 358, transmitting House Bill No. 1961-86, H.D. 2, which passed Third Reading in the House of Representatives on March 12, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1961-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE BILLS

The President made the following re-referral of House Bills:

House Bills	Referred to:
No. 1388, H.D. 1 Judiciary	Committee on Judiciary
No. 2106-86 and Means	Committee on Ways and Means

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 o'clock a.m.

At this time, the Chair thanked Senator Hagino for his efforts in preparing for the joint session the previous day and for receiving Governor Ariyoshi.

ADJOURNMENT

At 11:49 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 14, 1986.

THIRTY-SEVENTH DAY

Friday, March 14, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:35 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Clarence Liu, Chancery Office, Catholic Diocese, after which the Roll was called showing all Senators present with the exception of Senators Abercrombie and Cayetano who were excused.

The President announced that he had read and approved the Journal of the Thirty-Sixth Day.

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

Senator Fernandes Salling introduced a group of 15 students who are participants of the Kauai Student Legislative Experience Program, representing Waimea, Kauai and Kapaa High Schools, accompanied by chaperones: Allan Yamada, Janice Nitta, Shirley Akita and James Kawamura.

Senator Fernandes Salling also introduced a group of 30 students from Kaumakani School, Kauai, accompanied by their teachers: Emily Minei, April Dela Cruz, Gay Marchino and Myrtle Shinagawa; parents: Sandy Solinen, Rose Largo, Kathy Broyles and Evelyn Bonachita; and Lauae Arashiro, a kupuna. Senator Fernandes Salling added that Kaumakani School is scheduled to close at the end of this school year and the students will be incorporated with Eleele School.

Senator Toguchi introduced seven 7th grade students from King Intermediate School in Kaneohe, accompanied by Mrs. Charlene Tarr, their teacher, and Mrs. Ann Kawai, chaperone.

Senator Young introduced a group of 4th grade students from Waipahu Elementary School and their teacher, Mrs. Saito.

Senator Kawasaki introduced former State Senator Dennis O'Connor who was also sitting in the gallery.

Senator McMurdo introduced two relatives, Helen McMurdo from Charlottesville, Virginia, and Carol Cheape who resides in Mililani Town.

Senator Chang introduced a group of 15 students from the ecology class of Windward Community College and their instructor, Margo Stahl.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 221 to 224) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 221, transmitting a report, "School Hour Change Study," prepared by Kaku Associates and Barbara Sunderland & Associates for the Oahu Metropolitan Planning Organization, in response to S.R. No. 109 (1985), was referred jointly to the Committee on Transportation and the Committee on Education.

Gov. Msg. No. 222, transmitting the "Report on State Positions Assigned to Ranges SC-1, SC-2 and SC-3," prepared by the Department of Personnel Services, pursuant to Sec. 77-13, Sub-sec. (d), as amended, HRS, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 223, transmitting a draft to amend S.B. No. 1743-86, Relating to Capital Authorizations, pursuant to Article VII, Sec. 9, of the State Constitution, was placed on file.

Gov. Msg. No. 224, informing the Senate that on March 13, 1986, he signed into law Senate Bill No. 92 as Act 2, entitled: "RELATING TO COMMERCIAL MARINE DEALERS," was placed on file.

HOUSE COMMUNICATION

Hse. Com. No. 359, transmitting House Concurrent Resolution No. 12 which was adopted by the House of Representatives on March 13, 1986, was read by the Clerk and was placed on file.

By unanimous consent, H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION URGING WHOLESAL PRODUCE DEALERS TO MAINTAIN ACCURATE RECORDS CONCERNING THE DISTRIBUTION OF FRESH AGRICULTURAL PRODUCE DISTRIBUTED TO RETAILERS," was referred to the Committee on Agriculture.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 34 to 48) were read by the Clerk and were disposed of as follows:

S.C.R. No. 34, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING ACTION TO BEGIN IMPLEMENTATION OF THE HAPUNA BEACH STATE PARK MASTER PLAN OR APPROPRIATE ALTERNATIVE ACTION," was offered by Senators Henderson,

Matsuura, Solomon, George, A. Kobayashi and Soares.

By unanimous consent, S.C.R. No. 34 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 35, entitled: "SENATE CONCURRENT RESOLUTION URGING SUPPORT OF THE PEOPLE OF NEGROS, PHILIPPINES," was offered by Senators Abercrombie and Cayetano.

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

S.C.R. No. 36, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON POSSIBLE STATE AND FEDERAL GOVERNMENTAL ACTIONS TO ACHIEVE AN EFFECTIVE MANAGEMENT ROLE FOR THE STATE OF HAWAII IN THE EXCLUSIVE ECONOMIC ZONE," was offered by Senators Matsuura, Soares, Hagino, B. Kobayashi, McMurdo, Kawasaki, Yamasaki, Henderson, Mizuguchi, Machida, George, Chang, Young, Holt, A. Kobayashi, Fernandes Salling, Kuroda, Solomon, Cayetano, Hee, Aki and Toguchi.

By unanimous consent, S.C.R. No. 36 was referred to the Committee on Economic Development.

S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING AND SUPPORTING THE DEVELOPMENT OF A PROGRAM TO AID THE LARGE FRESH TUNA INDUSTRY, was offered by Senators Matsuura, Soares, Hagino, B. Kobayashi, McMurdo, Kawasaki, Yamasaki, Mizuguchi, Cayetano, Machida, Chang, Hee, Young, Holt, A. Kobayashi, Henderson, George, Fernandes Salling, Kuroda, Solomon, Aki and Toguchi.

By unanimous consent, S.C.R. No. 37 was referred to the Committee on Economic Development.

S.C.R. No. 38, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT ALL AIRCRAFT CEASE LOW-FLYING PATTERNS OVER POPULATED AREAS," was offered by Senator Abercrombie.

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

S.C.R. No. 39, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF AN EMPLOYEE ASSISTANCE PROGRAM FOR STATE EMPLOYEES," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 39 was

referred to the Committee on Health.

S.C.R. No. 40, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF INSURANCE COVERAGE FOR ALCOHOL DEPENDENCY, DRUG ABUSE AND MENTAL ILLNESS," was offered by Senator Wong, by request.

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

S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A BLUE RIBBON COMMITTEE TO DETERMINE THE MOST APPROPRIATE SITE FOR THE KING KALAKAUA STATUE," was offered by Senator Yamasaki, Wong, Machida and Mizuguchi.

By unanimous consent, S.C.R. No. 41 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 42, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE CALIFORNIA EMERGENCY ACT AS MODEL LEGISLATION FOR REVISING HAWAII'S CIVIL DEFENSE AND EMERGENCY ACT," was offered by Senators Yamasaki, Machida, Hagino, McMurdo, Matsuura, Holt, Solomon, Soares, Hee and Mizuguchi.

By unanimous consent, S.C.R. No. 42 was referred to the Committee on Government Operations.

S.C.R. No. 43, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A LAND EXCHANGE BETWEEN THE STATE AND ALEXANDER AND BALWIN, INC., FOR THE PRESENT TWENTY-FOUR ACRE SITE OF THE MAUI COUNTY FAIRGROUNDS IN KAHULUI," was offered by Senators Yamasaki, Machida, Solomon and Aki.

By unanimous consent, S.C.R. No. 43 was referred to the Committee on Economic Development.

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," was offered by Senators Yamasaki, Machida, Solomon, Aki and Mizuguchi.

By unanimous consent, S.C.R. No. 44 was

referred to the Committee on Economic Development.

S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE ACQUIRE ADDITIONAL ONELOA BEACH BIG (BIG BEACH) LANDS AT MAKENA, MAUI FOR STATE PARK PURPOSES," was offered by Senators Yamasaki, Machida and Mizuguchi.

By unanimous consent, S.C.R. No. 45 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE," was offered by Senators Solomon, Hagino, Soares, Matsuura, Yamasaki, A. Kobayashi, Henderson, McMurdo, Cobb, Fernandes Salling, Holt, B. Kobayashi, Abercrombie, Mizuguchi, Hee, Aki, Toguchi, Kawasaki, Machida, Young, Cayetano, Chang and George.

By unanimous consent, S.C.R. No. 46 was referred to the Committee on Transportation.

S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL, MANAGEMENT, AND PROGRAM AUDIT OF THE HAWAII VISITORS BUREAU," was offered by Senators McMurdo, Abercrombie, Cayetano, B. Kobayashi, Aki, Toguchi, Holt, Mizuguchi, Yamasaki, Chang, Solomon, Kawasaki, Hee, Machida, Young, Fernandes Salling, Hagino, Henderson, George and Cobb.

By unanimous consent, S.C.R. No. 47 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 48, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DESIGNATE FORT DERUSSY AS AN HISTORICAL LANDMARK TO SERVE EXCLUSIVELY AS A RECREATIONAL AREA FOR THE STATE OF HAWAII," was offered by Senators McMurdo, Abercrombie, Cayetano, Toguchi, Fernandes Salling, Chang, Holt, Mizuguchi, A. Kobayashi, Hee, Machida, Young, Cobb and Hagino.

By unanimous consent, S.C.R. No. 48 was referred to the Committee on Tourism and Recreation.

The following resolutions (S.R. Nos. 63 to 71) were read by the Clerk and were disposed of as follows:

S.R. No. 63, entitled: "SENATE RESOLUTION REQUESTING ACTION TO BEGIN IMPLEMENTATION OF THE HAPUNA BEACH STATE PARK MASTER PLAN OR APPROPRIATE ALTERNATIVE ACTION," was offered by Senators Henderson, Matsuura, Solomon, George, A. Kobayashi and Soares.

By unanimous consent, S.R. No. 63 was referred to the Committee on Tourism and Recreation.

S.R. No. 64, entitled: "SENATE RESOLUTION URGING SUPPORT OF THE PEOPLE OF NEGROS, PHILIPPINES," was offered by Senators Abercrombie and Cayetano.

By unanimous consent, S.R. No. 64 was referred to the Committee on Government Operations.

S.R. No. 65, entitled: "SENATE RESOLUTION REQUESTING A REPORT ON POSSIBLE STATE AND FEDERAL GOVERNMENTAL ACTIONS TO ACHIEVE AN EFFECTIVE MANAGEMENT ROLE FOR THE STATE OF HAWAII IN THE EXCLUSIVE ECONOMIC ZONE," was offered by Senators Matsuura, Soares Hagino, B. Kobayashi, McMurdo, Kawasaki, Yamasaki, Machida, Toguchi, Mizuguchi, Chang, George, Young, Holt, A. Kobayashi, Henderson, Fernandes Salling, Kuroda, Solomon, Cayetano, Hee and Aki.

By unanimous consent, S.R. No. 65 was referred to the Committee on Economic Development.

S.R. No. 66, entitled: "SENATE RESOLUTION ENCOURAGING AND SUPPORTING THE DEVELOPMENT OF A PROGRAM TO AID THE LARGE FRESH TUNA INDUSTRY," was offered by Senators Matsuura, Soares, Hagino, B. Kobayashi, McMurdo, Kawasaki, Yamasaki, Mizuguchi, Cayetano, Machida, Chang, Holt, Young, A. Kobayashi, Henderson, George, Fernandes Salling, Kuroda, Solomon, Hee, Aki and Toguchi.

By unanimous consent, S.R. No. 66 was referred to the Committee on Economic Development.

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 offered by Senators Yamasaki, Wong, Machida and Mizuguchi.

By unanimous consent, S.R. No. 67 was referred to the Committee on Tourism and Recreation.

S.R. No. 68, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE CALIFORNIA EMERGENCY ACT AS MODEL LEGISLATION FOR REVISING HAWAII'S CIVIL DEFENSE AND EMERGENCY ACT," was offered by Senators Yamasaki, Machida, Hagino, McMurdo, Matsuura, Holt, Solomon, Soares, Hee, Aki and Mizuguchi.

By unanimous consent, S.R. No. 68 was referred to the Committee on Government Operations, then to the Committee on Legislative Management.

S.R. No. 69, entitled: "SENATE 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," was offered by Senators Yamasaki, Machida, Solomon, Aki and Mizuguchi.

By unanimous consent, S.R. No. 69 was referred to the Committee on Economic Development.

S.R. No. 70, entitled: "SENATE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE," was offered by Senators Solomon, Fernandes Salling, Hagino, Holt, Soares, McMurdo, Kawasaki, Toguchi, Yamasaki, A. Kobayashi, Henderson, Matsuura, Cobb, B. Kobayashi, Young, Abercrombie, Cayetano, Mizuguchi, Hee, Aki, Machida, Chang and George.

By unanimous consent, S.R. No. 70 was referred to the Committee on Transportation.

S.R. No. 71, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DESIGNATE FORT DERUSSY AS AN HISTORICAL LANDMARK TO SERVE EXCLUSIVELY AS A RECREATIONAL AREA FOR THE STATE OF HAWAII," was offered by Senators McMurdo, Abercrombie, Cayetano, Toguchi, Fernandes Salling, Hagino, Chang, Holt, Mizuguchi, A. Kobayashi, Hee, Machida, Young and Cobb.

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

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 513-86) recommending that House Bill No. 2123-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Young, seconded by Senator Cobb and carried, the report of the Committee was adopted and H.B. No. 2123-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 17, 1986.

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 514-86) recommending that House Bill No. 2024-86, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Cobb and carried, the report of the Committee was adopted and H.B. No. 2024-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 515-86) recommending that the Senate advise and consent to the nomination of Don J. Daley to the Board of Directors of the Aloha Tower Development Corporation, in accordance with Gov. Msg. No. 107.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 515-86 and Gov. Msg. No. 107 was deferred until Monday, March 17, 1986.

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

At this time, Senator Fernandes Salling rose to wish Senator Hee a Happy Birthday and presented him with a lei.

ADJOURNMENT

At 11:50 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock, Monday, March 17, 1986.

THIRTY-EIGHTH DAY

Monday, March 17, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:39 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Mr. Maurice Jackson, Representative, First Church of Christ Scientist, after which the Roll was called showing all Senators present with the exception of Senators Holt, McMurdo and Solomon who were excused.

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

Senator George introduced to the members of the Senate, Representative Patrick McGowan of the Maine State Legislature, chairman of the Ways and Means Committee.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 225, transmitting The Natural Energy Laboratory of Hawaii 1985 Annual Report, pursuant to Sec. 227-3, HRS, was read by the Clerk and was referred to the Committee on Energy.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 360 to 365) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 360, transmitting House Concurrent Resolution No. 28, H.D. 1, which was adopted by the House of Representatives on March 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 28, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A SISTER PROVINCE-STATE RELATIONSHIP BETWEEN ALBERTA, CANADA, AND HAWAII," was referred to the Committee on Tourism and Recreation.

Hse. Com. No. 361, transmitting House Concurrent Resolution No. 50 which was adopted by the House of Representatives on March 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 50, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A LAND EXCHANGE BETWEEN THE STATE AND ALEXANDER AND BALDWIN, INC., FOR THE PRESENT TWENTY-FOUR ACRE SITE OF THE MAUI COUNTY FAIRGROUNDS IN KAHULULU," was referred to the Committee on Economic Development.

Hse. Com. No. 362, transmitting House

Concurrent Resolution No. 55, H.D. 1, which was adopted by the House of Representatives on March 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 55, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE ESTABLISHMENT OF AN AQUATIC RECREATION/EDUCATION CENTER ON SAND ISLAND," was referred to the Committee on Tourism and Recreation.

Hse. Com. No. 363, returning Senate Bill No. 1641-86, which passed Third Reading in the House of Representatives on March 14, 1986, was placed on file.

Hse. Com. No. 364, returning Senate Bill No. 1648-86, which passed Third Reading in the House of Representatives on March 14, 1986, was placed on file.

Hse. Com. No. 365, returning Senate Bill No. 1649-86, which passed Third Reading in the House of Representatives on March 13, 1986, was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 49 to 53) were read by the Clerk and were disposed of as follows:

S.C.R. No. 49, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DESIGNATION OF CERTAIN GOVERNMENT LANDS WITHIN THE AHUPUAA AT KEALAKEHE, NORTH KONA, HAWAII, FOR USE AS A REGIONAL SPORTS COMPLEX UNDER THE COUNTY OF HAWAII," was offered by Senators Solomon and Hagino.

By unanimous consent, S.C.R. No. 49 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 50, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING IMPROVED U.S. IMMIGRATION AND CUSTOMS SUPPORT AT HONOLULU INTERNATIONAL AIRPORT," was offered by Senators Kuroda, Cayetano, Aki, B. Kobayashi, Matsuura, McMurdo, Hagino, Soares, Henderson, Holt, Fernandes Salling, George, Kawasaki, Young, Mizuguchi, Yamasaki, Chang and Machida.

By unanimous consent, S.C.R. No. 50 was referred to the Committee on Government Operations.

S.C.R. No. 51, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT BANKRUPTCY

TRUSTEES ADMINISTER THE BANKRUPTCY CODE WITH DUE CONSIDERATION FOR INNOCENT DEPOSITORS OF FAILED FINANCIAL INSTITUTIONS," was offered by Senators Cobb, B. Kobayashi, Kuroda, Henderson, Kawasaki, A. Kobayashi, Soares, McMurdo, Hagino, Chang, Fernandes Salling and Hee.

By unanimous consent, S.C.R. No. 51 was referred to the Committee on Consumer Protection and Commerce.

S.C.R. No. 52, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT CONGRESS ESTABLISH FEDERAL REGULATION OF THE REINSURANCE INDUSTRY," was offered by Senators Cobb, B. Kobayashi, Cayetano, Kawasaki, McMurdo, A. Kobayashi, Chang, Henderson, Wong, Matsuura, Young, Soares, Hee, Hagino, Fernandes Salling and Kuroda.

By unanimous consent, S.C.R. No. 52 was referred to the Committee on Consumer Protection and Commerce.

S.C.R. No. 53, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE REPORT ON THE FINAL COMPENSATION PLAN AND THE COST THEREOF," was offered by Senators Machida and Yamasaki.

By unanimous consent, S.C.R. No. 53 was referred to the Committee on Labor and Employment.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 72 to 76) were read by the Clerk and were disposed of as follows:

S.R. No. 72, entitled: "SENATE RESOLUTION REQUESTING THE DESIGNATION OF CERTAIN GOVERNMENT LANDS WITHIN THE AHUPUAA AT KEALAKEHE, NORTH KONA, HAWAII, FOR USE AS A REGIONAL SPORTS COMPLEX UNDER THE COUNTY OF HAWAII," was offered by Senators Solomon, Hagino, Soares, Henderson, A. Kobayashi, Matsuura, McMurdo, Toguchi, Fernandes Salling, Kawasaki, Holt, Kuroda, Machida, B. Kobayashi, Young, Abercrombie, Cayetano, Mizuguchi, Chang, Hee, Aki and George.

By unanimous consent, S.R. No. 72 was referred to the Committee on Tourism and Recreation.

S.R. No. 73, entitled: "SENATE RESOLUTION PROCLAIMING BLACK CORAL THE OFFICIAL STATE GEM OF HAWAII," was offered by Senators Aki, Holt, Kawasaki, Cobb, Hagino, B. Kobayashi, McMurdo, Abercrombie,

Henderson, Soares, Toguchi, A. Kobayashi, Young, Yamasaki, Fernandes Salling, Hee, Machida, Matsuura, Chang, Cayetano and Mizuguchi.

By unanimous consent, S.R. No. 73 was referred to the Committee on Tourism and Recreation.

S.R. No. 74, entitled: "SENATE RESOLUTION REQUESTING IMPROVED U.S. IMMIGRATION AND CUSTOMS SUPPORT AT HONOLULU INTERNATIONAL AIRPORT," was offered by Senators Kuroda, Cayetano, McMurdo, Aki, B. Kobayashi, Matsuura, Hagino, Soares, Henderson, Holt, Fernandes Salling, George, Kawasaki, Young, Mizuguchi, Yamasaki, Chang and Machida.

By unanimous consent, S.R. No. 74 was referred to the Committee on Government Operations.

S.R. No. 75, entitled: "SENATE RESOLUTION REQUESTING THAT BANKRUPTCY TRUSTEES ADMINISTER THE BANKRUPTCY CODE WITH DUE CONSIDERATION FOR INNOCENT DEPOSITORS OF FAILED FINANCIAL INSTITUTIONS," was offered by Senators Cobb, B. Kobayashi, Kuroda, Henderson, A. Kobayashi, Matsuura, Soares, McMurdo, Hagino, Chang, Fernandes Salling, Kuroda and Hee.

By unanimous consent, S.R. No. 75 was referred to the Committee on Consumer Protection and Commerce.

S.R. No. 76, entitled: "SENATE RESOLUTION REQUESTING THAT CONGRESS ESTABLISH FEDERAL REGULATION OF THE REINSURANCE INDUSTRY," was offered by Senators Cobb, B. Kobayashi, Cayetano, Kawasaki, McMurdo, A. Kobayashi, Chang, Henderson, Wong, Matsuura, Young, Soares, Hee, Hagino, Fernandes Salling and Kuroda.

By unanimous consent, S.R. No. 76 was referred to the Committee on Consumer Protection and Commerce.

STANDING COMMITTEE REPORTS

Senator Cayetano, for the majority of the Committee on Transportation, presented a report (Stand. Com. Rep. No. 516-86) recommending that House Bill No. 26, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 516-86 and H.B. No. 26, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," was deferred until Wednesday, March 19, 1986.

Senator Aki, for the Committee on Economic Development and the Committee

on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 517-86) recommending that Senate Concurrent Resolution No. 16, as amended in S.D. 1, be adopted.

On motion by Senator Aki, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.C.R. No. 16, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LAND FOR PURPOSES OF ESTABLISHING A MOORING ANCHOR FOR A OFF-SHORE FISHING PLATFORM," was adopted.

Senator Chang, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 518-86) recommending that House Bill No. 122, H.D.1, as amended in S.D.1, pass Second Reading and be recommitted to the Committee on Judiciary.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the majority of the Committee was adopted and H.B. No. 122, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE POWER OF THE ATTORNEY GENERAL," passed Second Reading and was recommitted to the Committee on Judiciary.

ORDER OF THE DAY

THIRD READING

House Bill No. 2123-86, S.D. 1:

On motion by Senator Young, seconded by Senator Hee and carried, H.B. No. 2123-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Holt, McMurdo and Solomon).

ADVICE AND CONSENT

Stand. Com. Rep. No. 515-86 (Gov. Msg. No. 107):

Senator Young moved that Stand. Com. Rep. No. 515-86 be received and placed on file, seconded by Senator Hee and carried.

Senator Young then moved that the Senate advise and consent to the nomination of Don J. Daley, to the Board of Directors of the Aloha Tower Development Corporation, term to expire June 30, 1987, seconded by Senator Hee.

The motion was put by the Chair and

carried on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Holt, McMurdo and Solomon).

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

The Senate reconvened at 11:47 o'clock a.m.

RE-REFERRAL OF A HOUSE BILL

The President re-referred House Bill No. 1694-86, H.D. 1, to the Committee Consumer Protection and Commerce, then to the Committee on Ways and Means.

At this time, the Chair requested that the members of the Senate remain in the building to sign standing committee reports.

STANDING COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the adoption of standing committee reports received by the Senate Clerk prior to midnight. In consequence thereof, and subsequent to its recessing at 11:48 o'clock a.m., the Senate took the following actions on the following bills and standing committee reports:

Stand. Com. Rep. No. 519-86 was adopted and House Bill No. 2223-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF COMMUNITY SERVICE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 520-86 was adopted and House Bill No. 2144-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JOB TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 521-86 was adopted and House Bill No. 1991-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 522-86 was adopted and House Bill No. 1898-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT OPPORTUNITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 523-86 was adopted and House Bill No. 1322, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

WORKER'S COMPENSATION," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 524-86 was adopted and House Bill No. 2210-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REOPENING OF STATE AND LOCAL AIR MONITORING STATIONS (SLAMS)," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 525-86 was adopted and House Bill No. 1878-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 526-86 was adopted and House Bill No. 2752-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE 'DIAL LAW' PROGRAM OF THE HAWAII BAR ASSOCIATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 527-86 was adopted and House Bill No. 2574-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 528-86 was adopted and House Bill No. 2446-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRELIMINARY PLANNING AND DESIGN OF A STATEWIDE COMPUTERIZED JUVENILE JUSTICE INFORMATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 529-86 was adopted and House Bill No. 2540-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CRIMINAL JUSTICE COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 530-86 was adopted and House Bill No. 2204-86, entitled: "A BILL FOR AN ACT RELATING TO HAWAII CRIMINAL JUSTICE DATA CENTER: CIVIL IDENTIFICATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 531-86 was adopted and House Bill No. 2705-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROVISION OF SUBSTANCE ABUSE SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 532-86 was adopted and House Bill No. 2506-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTALLY DISABLED," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 533-86 was adopted and House Bill No. 692, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TERMS OF BOARDS AND COMMISSIONS," passed Second Reading and was recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 534-86 was adopted and House Bill No. 1990-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 535-86 was adopted and House Bill No. 1954-86, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO CHANGE THE LEGISLATIVE SESSION RECESS REQUIREMENT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 536-86 was adopted and House Bill No. 381, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS' COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 537-86 was adopted and House Bill No. 2221-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 538-86 was adopted and House Bill No. 317, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIMITATIONS PERIOD FOR FEDERAL ACTIONS BROUGHT IN STATE COURT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 539-86 was adopted and House Bill No. 1684-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH EDUCATION AND INFORMATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 540-86 was adopted and House Bill No. 2589-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 541-86 was adopted and House Bill No. 1995-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 542-86 was adopted and House Bill No. 2201-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUNDWATER PROTECTION PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 543-86 was adopted and House Bill No. 2157-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN OFFICE ON HANDICAPPED PERSONS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 544-86 was adopted and House Bill No. 2681-86, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE LITTER CONTROL OFFICE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 545-86 was adopted and House Bill No. 1764-86, H.D.2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 546-86 was adopted and House Bill No. 2004-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 547-86 was adopted and House Bill No. 1767-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES," passed Second Reading and was referred to the Committee on

Consumer Protection and Commerce.

Stand. Com. Rep. No. 548-86 was adopted and House Bill No. 393, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 549-86 was adopted and House Bill No. 1666-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 550-86 was adopted and House Bill No. 2698-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 551-86 was adopted and House Bill No. 2619-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE QUEEN KAPIOLANI 100TH ANNIVERSARY COMMEMORATIVE PROMOTIONAL TOUR," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 552-86 was adopted and House Bill No. 1927-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A MASTER PLAN TO PROMOTE HAWAII AS A SPORTS CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 553-86 was adopted and House Bill No. 2412-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPENSES RELATED TO PARTICIPATION OF A HAWAIIAN VOYAGING CANOE IN THE TALL SHIP CELEBRATION OF THE CENTENNIAL RESTORATION OF THE STATUE OF LIBERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 554-86 was adopted and House Bill No. 1706-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HAZARDOUS WASTE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 555-86 was adopted and House Bill No. 1815-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 556-86 was adopted and House Bill No. 1773-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 557-86 was adopted and House Bill No. 1769-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 558-86 was adopted and House Bill No. 1768-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 559-86 was adopted and House Bill No. 1688-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 560-86 was adopted and House Bill No. 1770-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 561-86 was adopted and House Bill No. 1771-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 562-86 was adopted and House Bill No. 2104-86, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 563-86 was adopted and House Bill No. 2003-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POISONS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 564-86 was adopted and House Bill No. 2199-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION AND EXPANSION OF SAINT FRANCIS HOSPITAL'S RENAL DIALYSIS FACILITY AT MAUI MEMORIAL HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 565-86 was adopted

and House Bill No. 1961-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 566-86 was adopted and House Bill No. 1691-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 567-86 was adopted and House Bill No. 1692-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 568-86 was adopted and House Bill No. 1493, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS," was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 569-86 was adopted and House Bill No. 100, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 570-86 was adopted and House Bill No. 1728-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARD OFFENSES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 571-86 was adopted and House Bill No. 1934-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 572-86 was adopted and House Bill No. 1913-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE AUDITOR," passed Second Reading and was referred to the Committee on Legislative Management.

Stand. Com. Rep. No. 573-86 was adopted and House Bill No. 2045-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FINES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 574-86 was adopted and House Bill No. 2046-86, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES," passed Second Reading and

was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 575-86 was adopted and House Bill No. 2549-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 576-86 was adopted and House Bill No. 2800-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 577-86 was adopted and House Bill No. 2300-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PAPAYAS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 578-86 was adopted and House Bill No. 1965-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOLOKAI CATTLE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 579-86 was adopted and House Bill No. 1697-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 580-86 was adopted and House Bill No. 2273-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 581-86 was adopted and House Bill No. 1966-86, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PINEAPPLE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 582-86 was adopted and House Bill No. 55, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 583-86 was adopted and House Bill No. 1687-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RENTAL ASSISTANCE REVOLVING

FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 584-86 was adopted and House Bill No. 2119-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 19, 1986.

Stand. Com. Rep. No. 585-86 was adopted and House Bill No. 2122-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 586-86 was adopted and House Bill No. 2209-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 587-86 was adopted and House Bill No. 2429-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A RIDESHARING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 588-86 was adopted and House Bill No. 2501-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXABLE MORTGAGE SECURITIES PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 589-86 was adopted and House Bill No. 2430-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY ON THE FEASIBILITY OF CREATING HIGH OCCUPANCY VEHICLE (HOV) LANES IN CENTRAL AND LEEWARD OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 590-86 was adopted and House Bill No. 2428-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A TRANSPORTATION IMPROVEMENT DISTRICT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 591-86 was adopted and House Bill No. 1678-86, H.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO RESPITE CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 592-86 was adopted and House Bill No. 1823-86, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 593-86 was adopted and House Bill No. 1950-86, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE FACILITIES," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 594-86 was adopted and House Bill No. 2219-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 595-86 was adopted and House Bill No. 2238-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE LIABILITY INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 596-86 was adopted and House Bill No. 2580-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 597-86 was adopted and House Bill No. 2725-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 598-86 was adopted and House Bill No. 2337-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER INFLUENCE," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 599-86 was adopted and House Bill No. 1663-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A UNIVERSITY OF HAWAII CHILD CENTER PILOT PROJECT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 600-86 was adopted

and House Bill No. 2138-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 601-86 was adopted and House Bill No. 2170-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLOOD TEST," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 602-86 was adopted and House Bill No. 1699-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A SMALL BUSINESS PROCUREMENT ASSISTANCE OFFICE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 603-86 was adopted and House Bill No. 1700-86, H.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A 'SISTER-RELATIONSHIP' SPECIAL EXCHANGE PROGRAM AND MAKING AN APPROPRIATION THEREFORE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 604-86 was adopted and House Bill No. 1707-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 605-86 was adopted and House Bill No. 1710-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CREATION OF ARTIFICIAL HABITATS FOR BOTTOMFISH," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 606-86 was adopted and House Bill No. 1851-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A CARGO DISTRIBUTION CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 607-86 was adopted and House Bill No. 1891-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO FINANCE THE WAILUA RIVER HYDRO PROJECT," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 608-86 was adopted

and House Bill No. 2013-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 609-86 was adopted and House Bill No. 2023-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 610-86 was adopted and House Bill No. 2102-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 611-86 was adopted and House Bill No. 2276-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FRESH SEAFOOD PROMOTION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 612-86 was adopted and House Bill No. 2275-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR OCEAN RESEARCH," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 613-86 was adopted and House Bill No. 2468-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS," passed Second Reading and was referred to the Committee on Judiciary.

Stand. Com. Rep. No. 614-86 was adopted and House Bill No. 2495-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE

SERVICE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 615-86 was adopted and House Bill No. 2536-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 616-86 was adopted and House Bill No. 2624-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INDUSTRIAL DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 617-86 was adopted and House Bill No. 1694-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Stand. Com. Rep. No. 618-86 was adopted and House Bill No. 1392, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORTS," passed Second Reading and was referred to the Committee on Ways and Means.

RE-REFERRAL OF HOUSE BILLS

The President made the following referrals of House Bills:

House Bills	Referred to:
No. 2381-86, H.D. 2 and Means	Committee on Ways
No. 2786-86 Higher Education	Committee on

ADJOURNMENT

At 12:00 o'clock midnight, on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 18, 1986.

THIRTY-NINTH DAY

Tuesday, March 18, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:35 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Edward M. Robinson of Central Union Church, after which the Roll was called showing all Senators present with the exception of Senators Henderson and Solomon who were excused.

The President announced that he had read and approved the Journal of the Thirty-Eighth Day.

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

Senator Mizuguchi introduced a group of students from two classes of Waimalu Elementary School, Aiea, accompanied by their teachers, Ms. Carol Iwase and Mrs. Cynthia Hagino.

Senator Cobb introduced two student interns of a "Day at the Legislature Program" of Niu Valley Intermediate School — Ian Rutka a 7th grader and Jeff Schwarz an 8th grader.

Senator McMurdo introduced Deb and John Riddle, friends from Palo Alto, California.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 226 to 245) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 226, transmitting the "CIP Status Report, 1985 - Construction Summary," prepared by the Department of Planning and Economic Development, was referred to the Committee on Ways and Means.

Gov. Msg. No. 227, submitting for consideration and confirmation to the Governor's Agriculture Coordinating Committee, the nominations of:

Alex Napier Jr., term to expire June 30, 1989; and
Yoshito Takamine, term to expire June 30, 1990,

was referred to the Committee on Agriculture.

Gov. Msg. No. 228, submitting for consideration and confirmation to the Hawaii Aquaculture Advisory Council, the nominations of:

Robert Hanohano, George Lockwood and William Rowland, terms to expire June 30, 1990;

Ed McSweeney, Ph.D., and Glenn Tanoue, terms to expire June 30, 1989; and
Bill Salser and Bruce Smith, terms to expire June 30, 1988,

was referred to the Committee on Agriculture.

Gov. Msg. No. 229, submitting for consideration and confirmation to the Board of Chiropractic Examiners, the nomination of Sharon M. Young, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 230, submitting for consideration and confirmation to the Board of Cosmetology, the nomination of Ken H. Takayama, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 231, submitting for consideration and confirmation to the State Board of Nursing, the nomination of Linda R. Conboy, term to expire June 30, 1987, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 232, submitting for consideration and confirmation to the Board of Dispensing Opticians, the nomination of Kathleen N. Kamo, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 233, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of Arthur K. Kusumoto, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 234, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nominations of Betty K. Uehara, Irene Shimomura and Jonna D. Zane, terms to expire June 30, 1989, was referred to the Committee on Consumer Protection and Commerce

Gov. Msg. No. 235, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of Kilikiua Alvina Park, term to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 236, submitting for consideration and confirmation to the Library Advisory Commission, County of Maui, the nominations of:

Calvin T. Yamamoto, term to expire June 30, 1987; and
Francis K. Goodness, term to expire June 30, 1990,

was referred to the Committee on Education.

Gov. Msg. No. 237, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nominations of:

Alfred O. Souza and Frank T.S. Kim, terms to expire June 30, 1990; and
Sherman Thompson, term to expire June 30, 1987,

was referred to the Committee on Government Operations.

Gov. Msg. No. 238, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of Melvin K. Kumasaka, term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 239, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Maui County Hospital System, the nominations of Kimie Lane and Pepito Ragasa, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 240, submitting for consideration and confirmation to the Board of Radiologic Technologists, the nomination of Kathy Fogarty, term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 241, submitting for consideration and confirmation to the Board of Social Services and Housing, the nomination of Michael A. Kengo Nakamura, term to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 242, submitting for consideration and confirmation to the Child Abuse and Neglect Secondary Prevention Advisory Committee, the nomination of Stanley S. Inkyo, term to expire June 30, 1989, was referred to the Committee on Human Services.

Gov. Msg. No. 243, submitting for consideration and confirmation to the Juvenile Justice Interagency Board, the nominations of:

Tamara Loy Horcajo, term to expire June 30, 1990; and
Jon R. Ono, term to expire June 30, 1987,

was referred to the Committee on Judiciary.

Gov. Msg. No. 244, submitting for

consideration and confirmation to the Board of Taxation Review, Second Taxation District (Maui), the nomination of George Y. Kondo, term to expire June 30, 1990, was referred to the Committee on Ways and Means.

Gov. Msg. No. 245, submitting for consideration and confirmation to the Board of Taxation Review, Fourth Taxation District (Kauai), the nomination of Wallace K. Tasaka, term to expire June 30, 1990, was referred to the Committee on Ways and Means.

HOUSE COMMUNICATION

Hse. Com. No. 366, returning Senate Bill No. 1647-86, which passed Third Reading in the House of Representatives on March 17, 1986, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1647-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE," was deferred until Wednesday, March 19, 1986.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 54 and 55) were read by the Clerk and were disposed of as follows:

S.C.R. No. 54, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was offered by Senators A. Kobayashi, Matsuura, Chang, Solomon, Fernandes Salling, McMurdo, Kawasaki, Yamasaki, Kuroda and Henderson.

By unanimous consent, S.C.R. No. 54 was referred to the Committee on Government Operations.

S.C.R. No. 55, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE DEVELOPMENT OF A BACK-UP SYSTEM TO ENSURE A CONTINUOUS SUPPLY OF THE DEEP, SEAWATER RESOURCE TO THE NATURAL ENERGY LABORATORY OF HAWAII AND THE HAWAII OCEAN SCIENCE AND TECHNOLOGY PARK AT KEAHOE POINT, KAILUA-KONA, HAWAII," was offered by Senators Matsuura, Chang, Solomon, Young, Fernandes Salling, Machida, George, Aki, Mizuguchi, Toguchi, Abererombie, Cayetano, Hee, A. Kobayashi, Henderson, Yamasaki, B. Kobayashi, Hagino, Kuroda, Cobb, Soares, McMurdo and Holt.

By unanimous consent, S.C.R. No. 55 was referred to the Committee on Energy.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 77 and 78) were read by the Clerk and were disposed of as follows:

S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was offered by Senators A. Kobayashi, Matsuura, Chang, Solomon, Fernandes Salling, McMurdo, Kawasaki, Yamasaki, Kuroda and Henderson.

By unanimous consent, S.R. No. 77 was referred to the Committee on Government Operations.

S.R. No. 78, entitled: "SENATE RESOLUTION RELATING TO THE DEVELOPMENT OF A BACK-UP SYSTEM TO ENSURE A CONTINUOUS SUPPLY OF THE DEEP, SEAWATER RESOURCE TO THE NATURAL ENERGY LABORATORY OF HAWAII AND THE HAWAII OCEAN SCIENCE AND TECHNOLOGY PARK AT KEAHOLE POINT, KAILUA-KONA, HAWAII," was offered by Senators Matsuura, Cayetano, Kawasaki, Solomon, Young, Fernandes Salling, Machida, George, Aki, Abercrombie, Mizuguchi, Toguchi, Hee, Chang, A. Kobayashi, Henderson, Yamasaki, Hagino, Kuroda, Cobb, Soares, McMurdo, B. Kobayashi and Holt.

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

STANDING COMMITTEE REPORT

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 619-86) recommending that the Senate advise and consent to the nomination of Kenneth N. Kato to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 177.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 619-86 and Gov. Msg. No. 177 was deferred until Wednesday, March 19, 1986.

ORDER OF THE DAY

RE-REFERRAL OF A GOVERNOR'S MESSAGE

The President re-referred Gov. Msg. No. 151 to the Committee on Health.

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 subjects listed on the agenda of the Senate Ways and Means Committee's hearing notice for Wednesday, March 19, 1986, and the President granted the waiver.

ADJOURNMENT

At 11:45 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 19, 1986.

FORTIETH DAY

Wednesday, March 19, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:38 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Willard I. Ghere, Major, United States Army, after which the Roll was called showing all Senators present with the exception of Senator Chang who was excused.

The President announced that he had read and approved the Journal of the Thirty-Ninth Day.

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

Senator Matsuura, on behalf of Senators Henderson and Solomon and himself, introduced 20 students from the Big Island, who are participating in the Legislative Experience Program. The students represent Hilo, Honokaa, Konawaena, Kohala and Waiakea High Schools, and were accompanied by Wallace Aki, Hawaii District Advisor, and Netlie Yokoyama, Faculty Advisor.

Senator Yamasaki, on behalf of Senators Solomon and Machida and himself, introduced 26 students in the kindergarten through fifth grades from Keanae Elementary School of Maui, accompanied by their teachers, Marlene Mashita, Donna Aratani and Pearl Pahukoa, and chaperones, Lucille Smith, Gladys Kanoa, Wendy Akuna, Debbie Friedlander, Pualani Kimokeo and Clement Sheldon.

Senator Abercrombie then introduced Mr. Melvin T. Seo and Mr. Albert K. Sing with the following remarks:

"Mr. President, I have a distinct pleasure today in being able to introduce two individuals in particular and those accompanying them.

"It is with a great deal of pleasure that I present to the Senate, Mr. Melvin Seo, who has been awarded the National Child Labor Committee's 1985 Lewis Hine Award for his outstanding leadership as a principal of several very complex programs, which have successfully addressed the needs of troubled youths in Hawaii. He initiated many innovative student center programs in the academic and vocational areas that utilized various community resources. Through his efforts, the Olomana School Partners Project received the exemplary project award for 1984-85 from the Close Up Foundation.

"At this time, I would like to introduce

Mr. Melvin T. Seo and his wife, Naomi."

Senator Abercrombie continued:

"I'm also pleased to present a Senate Certificate to an old friend of almost everyone here in the Senate, Mr. Albert Sing, who has been awarded the National Child Labor Committee's 1985 Lewis Hine Award certificate for his extraordinary work on behalf of children and youth in this community.

"As we all know, he has a long record of active voluntary service on a number of community boards and, parenthetically, I might add, he has a long record of voluntary advice for most of us at any given time during the day. He has earned the respect of decision makers because of his honesty, his fairness, his fearlessness and his ability to get to the heart of the problem.

"I would like to introduce Mr. Albert Sing and his wife, Gladys."

The honorees and their respective wives, accompanied by Mrs. Genevieve Okinaga, Director of the Office of Children and Youth, rose to be recognized and were presented their congratulatory Senate Certificates and leis by Senators Holt, Solomon and A. Kobayashi.

Senator B. Kobayashi introduced Dr. Krasae Chanawongse of Thailand as follows:

"Mr. President, it is my distinct pleasure this morning to make an introduction of a visitor from Thailand. Dr. Krasae Chanawongse is visiting us today and will be giving the 1986 Ralph Sachs' lecture at the University of Hawaii, School of Public Health. Dr. Krasae is a very well known figure, much distinguished in the area of public health. He has, among other things, served as physician, a fellow legislator, health minister and scholar. He is a noted practitioner in public health and a humanitarian of much repute. In 1973, he was awarded the Distinguished Ramon Magsaysay Award for his work in under-served, rural health populations.

"I should add that Dr. Krasae is a Professor of Public Health at the Mahidol University in Thailand. He is at that university the Director of the Primary Health Care Training Center of the Association of Southeast Asian Nations."

Dr. Krasae was accompanied by Mr. Gerald Michael, Dean of the School of Public Health, University of Hawaii.

The honoree and Dean Michael rose to be recognized and were presented with leis by

Senators Fernandes Salling and McMurdo.

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:52 o'clock a.m.

SENATE RESOLUTION

S.R. No. 79, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO IMMEDIATELY DEVELOP AND IMPLEMENT SHORT TERM SOLUTIONS TO ADDRESS THE STUDENT PARKING SITUATION AT THE UNIVERSITY OF HAWAII AT MANOA," was offered by Senators Holt, Machida, Soares, Mizuguchi and Chang, and was read by the Clerk.

By unanimous consent, S.R. No. 79 was referred to the Committee on Higher Education.

STANDING COMMITTEE REPORT

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 620-86) recommending that House Bill No. 2786-86, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Higher Education.

On motion by Senator Holt, seconded by Senator Cobb and carried, the report of the Committee was adopted and H.B. No. 2786-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was recommitted to the Committee on Higher Education.

ORDER OF THE DAY

MATTER DEFERRED FROM TUESDAY, MARCH 18, 1986

Senate Bill No. 1647-86 (Hse. Com. No. 366);

By unanimous consent, action on S.B. No. 1647-86, entitled, "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE," was deferred until Thursday, March 20, 1986.

THIRD READING

Stand. Com. Rep. No. 516-86 (H.B. No. 26, H.D. 1, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 516-86 and H.B. No. 26, H.D. 1, S.D. 1, was deferred to the end of the calendar.

House Bill No. 1954-86, S.D. 1:

By unanimous consent, action on H.B. No. 1954-86, S.D. 1, entitled: "A BILL FOR AN

ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO CHANGE THE LEGISLATIVE SESSION RECESS REQUIREMENT," was deferred until Thursday, March 20, 1986.

House Bill No. 317, H.D. 1:

By unanimous consent, action on H.B. No. 317, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIMITATIONS PERIOD FOR FEDERAL ACTIONS BROUGHT IN STATE COURT," was deferred until Thursday, March 20, 1986.

House Bill No. 1995-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1995-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," was deferred until Thursday, March 20, 1986.

House Bill No. 2004-86, S.D. 1:

By unanimous consent, action on H.B. No. 2004-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," was deferred until Thursday, March 20, 1986.

House Bill No. 2104-86:

By unanimous consent, action on H.B. No. 2104-86, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Thursday, March 20, 1986.

House Bill No. 2003-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2003-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POISONS," was deferred until Thursday, March 20, 1986.

House Bill No. 2046-86:

By unanimous consent, action on H.B. No. 2046-86, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES," was deferred until Thursday, March 20, 1986.

House Bill No. 2119-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2119-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," was deferred until Thursday, March 20, 1986.

ADVICE AND CONSENT

Stand. Com. Rep. No. 619-86 (Gov. Msg. No. 177):

Senator Holt moved that Stand. Com. Rep. No. 619-86 be received and placed on file, seconded by Senator Cobb and carried.

Senator Holt then moved that the Senate advise and consent to the nomination of Kenneth N. Kato to the Board of Regents of the University of Hawaii, term to expire June 30, 1990, seconded by Senator Cobb.

At this time, Senator Abercrombie spoke on the nomination as follows:

"Mr. President, I rise to speak on this nomination favorably, with reservations, because I object to the stand taken by the Board of Regents, with respect to divestiture of funding in South Africa. I think that an institution devoted to academic freedom which has the opportunity to make a statement that has practical consequences for those who are in search right now, at the cost of their lives in many instances, for freedom, academic and otherwise, needs to make that statement in a manner which demonstrates beyond any question our commitments and our values — and demonstrates them in a public way.

"It may be that the amounts of money, in terms of the overall investment in South Africa, may be termed negligible in one sense, but they have a great deal of meaning for those who are now subjugated to the apartheid system in South Africa, and their meaning goes beyond the absolute dollar amounts that are involved.

"The Board of Regents have taken a stand which makes a nod in the direction of recognizing its responsibilities, but in my judgment has not made a sufficient effort to make it absolutely clear that we, especially people who live in Hawaii, not only disapprove of it but will not participate to the degree that it is possible for us to do so in aiding and abetting the apartheid regime.

"I recognize that there are differences of views and differences of opinion as to how best to accomplish that. I realize that the Board of Regents took this issue and came to this conclusion, but I nonetheless have the reservation and I feel it would be less than honest not to state it. I believe that the Board of Regents uses its constitutional powers to make policy decisions in these areas, but I feel that this time, with the nomination before us, is an appropriate one to register my dissent from that decision.

"However, Mr. President, it is a matter of principle that we expect the Regents to make decisions and to vote against someone solely on the basis of a decision with which I disagree, I think would not be appropriate. But where the policy involved is one that's so fundamental, in terms of the values that we espouse in Hawaii, I would hope that the Regents in the year to come, when it considers this issue again and I believe it will . . . I believe that there are students and faculty and others in the community

who will ask the Regents to reconsider their point of view, and Mr. Kato, as well as other members of the Board of Regents will rethink, at least reconsider, their stand on this issue and perhaps might seek to understand those who are bringing the issue to them about divestiture in the light of the most recent events which have been occurring in South Africa. And with that reservation, Mr. President, I will vote 'yes' on this nomination. Thank you."

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
EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 516-86 (H.B. No. 26, H.D. 1, S.D. 1):

Senator Cayetano moved that Stand. Com. Rep. No. 516-86 be adopted and H.B. No. 26, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Toguchi.

At this time, Senator Abercrombie spoke against the bill as follows:

"Mr. President, I rise to speak against this bill. I will be very interested, Mr. President, to hear the reasons . . . I understand there are other people who will vote against the bill, as well. They may have reasons other than my own. I will be interested in them. I appreciate all the work that the Transportation chairman, my good friend Senator Cayetano, has done on this bill. I think it is well within the boundaries of discussion in the Senate, Mr. President, especially since you've been president, we all say 'my good friend' before we go after our good friends. Isn't that the way it's done?

"I have opposed the raising of the drinking age virtually from the beginning of this very poor idea. Nothing that has taken place, in terms of hearings and in terms of discussions, many of which I have participated in by way of debate, by way of hearings, by way of private and public discussions of all kinds, have altered my view.

"I believe that with the passage of this bill, we will increase the number of accidents and the severity of accidents that will take place. I believe that it involves characterizing an entire class of people as potential criminals on the basis of what some people in that class of people might do, and not committed crimes, but because some people in that area have committed crimes, being 18, 19 or 20 and driving

drunk. Everyone has to be castigated in that area. And yet it is already a crime to drive drunk. It is a crime for anyone to drive drunk. It is a crime for those who are less than 18, 19 or 20 to drive drunk, let alone those who are older than that. There are categories of ages that have an accident record as bad or worse than 18-, 19- and 20-year-olds when it comes to drunk driving and accidents.

"We have a seat belt law now that presumably will help reduce the rates of accidents if the proponents of that bill are correct. We have the incredible irony of having an argument now taking place as to whether we should reduce insurance rates, when we heard arguments all along from those who proposed to raise the drinking age that we would be more safe if we would not have 18-, 19- and 20-year-olds drinking and driving. So those who were all for that bill and presented that as a reason, now suddenly are jumping all over the chairman of Transportation because he proposes to reduce insurance rates. In fact, if the morning newspaper is correct, some of the insurance people are now saying that the differences in terms of accidents and insurance costs will be virtually negligible. If that's the case, then why are we raising the drinking age? I pose these questions not to the chairman of the Transportation Committee, but to members here assembled in general. I understand perfectly why the bill is before us. It's before us because we're going to lose highway money. We're being subject to federal blackmail.

"Now, you know, Mr. President, and other members know that myself and others have had arguments with Mr. Marsland over some of his activities as the City Prosecutor, but I don't think any of us have argued with Mr. Marsland about extortion. I think it's a crime, but if the Federal Government commits it, apparently, it's all right, and that's all this is. It's for money. I hope no one in the public is deluded by those flimsy arguments made by groups like Mothers Against Drunk Driving, which is a terrific combination of words, I guarantee you that. Mothers Against Drunk Driving — you can say practically anything you want if you have that in front of you. It doesn't matter whether it makes sense or not or whether it's the truth, you can get away with it. No one, virtually no one, believes that this is going to do anything other than create a new class of criminals. This is being done for the money. The cynicism that's displayed by some of the people in debates that I've had with them that, 'Well, I guess it's true that other age categories have just as bad an accident record or worse, but we can get the 18-, 19- and 20-year-olds, so let's do it,' is to me a classic example of private interest lobbying that all in the name of virtues which otherwise would be seen as exemplary in other circumstances.

It is clear to me that this is strictly for the money.

"Now, we have an argument going on in this state right now over what to do about H-3 funding, alternative funding, and it involves three quarters of a billion dollars — infinitely more important than the \$15 million or \$16 million a year that's involved in highway funds now. I think it is an exercise in cynicism on our part if we pass this bill in order to get the \$17 million and immediately jeopardize those who are 18, 19 and 20 years old who for all other purposes are considered adults in our state — all other purposes are considered adults — and suddenly say to them that under these circumstances because we want \$17 million, you are going to be discriminated against.

"I don't argue for a minute that drinking is a constitutional right — it isn't. I don't argue for a minute that you cannot discriminate among classes of people for various and sundry reasons, that happens all the time. I'm saying that when you do it, you have to have good and sufficient reason. The reason that we are saying that we are doing it here is to get money. Now, that's going to be an end and we are doing it because someone else blackmailing us, blackjacking us for the money.

"Now the message, it seems to me, is sent to every young person out there now that may be 17 or 18 years old right now — the message to you is that if it is for money and you can extort it from somebody and if you can bribe them with the money, then it's okay to do it. That's what the message is. And the fact that you will be expected to act as an adult in all other instances is beside the point.

"In addition, Mr. President, it is interesting that, if I am not mistaken, anyone who violates this law who is 18, 19 or 20 years old will be tried in adult court. Well, if they're not adults and so therefore they shouldn't drink, then why aren't we taking it to family court and treat as them as children? And what kind of penalties are we going to have? If we treat this as seriously as it's supposed to be, I presume there's going to be very, very heavy penalties involved. And how is this going to be enforced and who's going to be enforcing it? Are we now going to be patrolling the beaches and patrolling the parking lots at schools and so on, because I guarantee you, Mr. President, that the amount of alcohol being consumed will not, that is to say, that amount of alcohol being purchased probably isn't going to change very much.

"The locus of purchase will change. Once this bill is passed, instead of young people being able to go to clubs where they are at least under controlled circumstances and where the likelihood in fiscal terms alone is

such that they will be spending money on an entrance fee and a couple of drinks, and thus consuming much less alcohol, those circumstances will change completely, and what will happen now is that young people will be buying alcohol at Safeway and 7-Eleven and package liquor stores or having it bought for them and they will be buying it in far greater quantities and drinking it in far greater quantities in automobiles in all likelihood than they would otherwise, were they at clubs and other places where young people gather where the consumption of alcohol is secondary to the social circumstances.

"So I foresee, if anything, an increase in the amounts of alcohol that people . . . some people will violate the law and, of course, they will be violating the law. I hope that makes everyone feel better when we see the Honolulu Star Bulletin and Advertiser on a Sunday morning or whenever it is with the pictures that will inevitably take place of the pile-ups on the freeway and all the rest of it from people who were, instead of being at a club, at the beach with a quart of vodka and half-gallon of orange juice, and somebody making a fool of themselves on one hand and possible corpses of themselves and their friends before the night is over.

"So I don't think that this raising the drinking age is doing anything but creating a new class of criminals. I think it is also an extremely cynical side to this because we have exempted 18-, 19- and 20-year-olds to work in the very places that they cannot drink in order to make for somebody. So that's the second lesson about money. You can extort money. I'm looking at these young people in the gallery again — you can extort money for profit and you can work in it. You can serve the liquor; you can truck the liquor; you can carry the liquor; you can take it back to the kitchen; you can make money for the people who own the restaurants and the bars and the trucking firms and the shipping firms and the alcohol distribution firms, but you can't drink it. You can't touch it. That's the lesson — if they can make money off you, that's fine. That's how much they care. And are we really going to shut these places down? What happens? I'll tell you what's going to happen.

"If we're really serious about stopping the drinking, 18, 19 and 20 years old, nobody's going to be hired who is 18, 19 or 20 years old to work in a restaurant or deliver beer or be involved in any of the services industries because, why take the chance? And if we're not going to seriously enforce it and close establishments down who serve alcohol to 18-, 19- and 20-year-olds, by mistake or otherwise, if we don't close them down for a week or two weeks or give them a heavy fine, then that means that it's not really going to be enforced seriously at all.

And people are going to disobey the law, and that teaches disrespect for the law.

"There are more people looking for jobs, believe me, that there are work in this area, so there's no reason to hire 18-, 19- and 20-year-olds in any of these places. Why take the chance? If you were a boss and you had a liquor liability insurance that we have to pay right now, would you do it? And if businesses do not succeed, if businesses find themselves on the edge of being able to make a profit or loss and they have to lay people off, you think they're just going to lay off 18-, 19- and 20-year-olds? It doesn't matter how old you are, how long you've been working, if the business cannot sustain itself because of the loss in business, they're going to lay you off.

"And what about the numbers of people coming here as tourists? We always talk about the fragility of the tourist trade. There are hundreds of thousands of 18-, 19- and 20-year-olds that come here and vacation. Now, I guarantee you the second this passes, Mexico, the Carribean, Canada, wherever, they'll be advertising 'Come here.' We'll be losing that business.

"And the irony is that of course many of them have experience with 21-year-old drinking laws right now. They have fake ID's, and they'll bring them into Waikiki and we'll be expected to deal with that, and they'll be walking around Waikiki. Our young people will be driving. So we'll have a new industry. I will say that this bill will create one set of new industry, the false ID industry. People will be carrying false ID's, or they will be getting people, as I say, who are older to buy alcohol for them so they can drink it.

"So, as for the insurance side of it, I think that will be covered probably by others which I will find that discussion amusing. I hope everyone else does because their argument will be made that we don't dare have any real benefits from this that is supposed to occur.

"So, the bottom line, Mr. President, is that I think that if there is only one state in the Union that is standing up for freedom, it should be Hawaii, because that's what we're supposed to represent here. If every other state in the Union has not knuckled under to the hysteria that has gone across the country in the scapegoating of young people in this country for the sins of their mothers and fathers.

"There is not a day that passes that the paper does not print pictures of people drinking at social occasions. Mr. President, two days ago was St. Patrick's Day. The media, electronic and otherwise, was filled with pictures of people and stories about drunks and getting drunk. The green beer

was being poured on television and everybody was getting loaded, and oh, wasn't it fun? Who's kidding who?

"The problem with drunk driving is drunk driving, not 18-, 19- or 20-year-olds. If an 18-, 19- or 20-year-old is driving drunk and committing the crime driving drunk and hurts himself or herself or other people or kills themselves or other people, they have committed that crime and you are just as dead or just as maimed if you are hit by an 18-, 19- or 20-year-old, as you are if you are hit by a 46-, 47- or 48-year-old. A person who was killed, a person who was maimed, is not going to make the differentiation. The crime is in the drinking and the driving, that's what we should be focusing on and not scapegoating our young people. The crime is allowing our young people to get the message that it is perfectly all right to commit extortion on the national level. We knuckle under it for money, and money only. On that basis and for the other reasons that I've stated, Mr. President, fully understanding the dilemma that the Transportation chairman has, I now commit his soul to you."

Senator Cayetano then spoke in favor of the bill as follows:

"Mr. President, except for the parts of Senator Abercrombie's remarks where he states his opposition to the bill, may I have the rest incorporated as part of my speech.

"Mr. President, speaking in favor of the bill. First of all, let me say that there is very little that I disagree with Senator Abercrombie about. Had we been left to our own devices, I suspect that this bill would have a different age on it, and I think that sentiment is pretty widespread. But we have been elected to make decisions, and sometimes the decisions are not always black and white; they kind of fall in between. Everything we do here is a weighing process and we place the facts on the scale, and sometimes we just barely tip one way and the way we tip is really a matter of judgment for each and everyone of us.

"I don't disagree with anything that Senator Abercrombie said. In fact, I might add that had we gotten into the merits of raising the drinking age itself, there are some illogical absurdities which just strike one in the face. For example, the argument or the basis for raising the drinking age is primarily one that is based on data. Even if we assume and accept the data presented by the proponents of raising the drinking age, we find, for example, that we are penalizing 50 percent of the men in ages 18, 19 and 20 who don't drive, and 100 percent of the women who in the classes of 18, 19 and 20 who are not a problem for the antics, so-called, of the other 50 percent of the

driving men. These kind of facts make it very, very difficult to be for a bill like this.

"We also have to consider that drinking is a privilege; it is not a constitutional right, and it is clear that the states can regulate privileges, can discriminate. Given that fact, we have to weigh the down side of not passing this bill. The loss of \$17 million in federal highway money, I think, may weigh a bit more heavily on the shoulders of a Senator if that Senator happens to be chairman of the Transportation Committee. Believe me, it's a little more serious when you happen to be the man who makes the decision as to whether the bill should be presented the Senate for a vote.

"Just last session, Mr. President, we increased the fuel tax, we increased the weight tax, and we increased the state vehicle registration fee. We did that because our highway fund was running in the red. That is a very, very serious matter and, as far as I'm concerned, the primary factor in my supporting this bill. The Federal Government in using this blackjack on our heads has hit us where it hurts the most. I cannot be responsible for holding this bill back and causing the loss of \$17 million and looking down the road forcing this Legislature to increase the fuel tax, the weight tax, and the registration fee at even higher rates. I simply cannot do that.

"So, I won't argue anymore about the merits of raising the drinking age. However, there is one section of this bill which I think deserves some comment, and that is the section which relates to the reduction of insurance premiums. Lobbyists for the insurance industry, Mr. President, have been scurrying around the halls of this Legislature in near hysteria trying to convince members of this body that should we pass this bill, should the 10 percent premium reduction be adopted, that they would go broke. First of all, let me say that I'm not wedded to 10 percent, although I think that figure can be justified. I do note, however, that the insurance industry allowed itself and, in fact, came forward to testify for raising the drinking age.

"Let me quote to you from testimony given at the committee hearing. This is from the testimony of MADD, Mothers Against Drunk Driving, dated March 30, 1985, quoting the Insurance Institute for Highway Safety, they state: 'A study by the Insurance Institute for Highway Safety examined nine states that have raised their drinking age. According to the Insurance Institute study, the average reduction in night-time fatal crashes was 28 percent. The Institute concluded that any state raising its drinking age to 21 could reduce night-time fatal crashes by 28 percent.' That's data coming from the insurance industry, itself.

"Let me quote to you testimony given before the committee. This comes from a magazine called 'The Company Magazine of UIAA Insurance,' dated March 30, 1985. UIAA stands for United Insurance Agents Association, another insurance group. Let me quote you the testimony: 'According to insurance industry estimates, raising the drinking age to 21 could save 1,250 lives each year, nationwide.'

"Let me quote to you more testimony; this time given by a local insurance source, The Hawaii Independent Insurance Agents Association, testimony given on March 30, 1985, and I quote in part: 'The Hawaii Independent Insurance Agents Association citing statistics from U.S. News and World Report from an interview with John Volpe states, "Between 1981 and 1982 there was a drop in drunk driving fatalities of about 2600, during a time when 14 states raised their drinking age. The State of Michigan experienced a 20 percent rise in drunk driving, that's when it lowered the age to 18 and had a 31 percent reduction when it was raised back to 21.'

"There's more. Some of you may have seen ads in Time, Newsweek, and U.S. News and World Report ads published by the insurance industry calling for tort reform, raising the drinking age as a means to lower insurance costs. The evidence is overwhelming that the insurance industry has had its finger in supporting the movement to raise the drinking age.

"Now, what is the basis for the insurance premium reduction? It's really very simple. We are saying that this data is correct, and I think that we have to assume that because Congress assumed it was correct; that's why they passed the federal law; Mothers Against Drunk Driving assumed it was correct, and the proponents of this bill assumed it's correct. If we assume it's correct, then that means, very simply and logically, that when you raise the drinking age there should be less accidents; there should be less fatalities; there should be less property damage; there should be less injuries. If there are less fatalities, there are less injuries, less property damage, that means very simply and logically that there would be less benefits paid out by the insurance companies. Now, if you understand how insurance rates are set, usually they wait and try to accumulate a three-to-five year history so that they can make actuarial projections. I don't think we should wait for that. Why? Because as soon as we pass this law, and as soon as people 18, 19 and 20 are not allowed to drink, benefits will begin to accrue. If we wait five years, those benefits will accrue to the insurance industry and they will be realizing a windfall.

"I suggest that we err on the side of the

consumer, that we pass on the benefits now; even if it is just an estimate, we should pass on the benefits now and if the history does not project out as we think it will, then the insurance industry can come in at a later time and ask that the rates be adjusted. It's very simple. We have to choose — choose between the insurance industry and the consumer. As Senator Toyofuku once said to Senator Abercrombie, on a bill that we heard five years ago, he said, 'Neil, it's very simple. In this bill you, if you're for the bill, you're for the insurance industry; if you're against the bill, you're for the consumer.' This bill is very simple, also. And those who oppose that particular section should take that into account.

"Now, the insurance industry's position on this particular bill is very interesting and it is consistent with the position that it's taken with respect to workers' comp, the so-called liability insurance, and the whole business of tort reform. Mr. President, because of my profession, I have not said anything on tort reform. But, let me say to members of this body, should we even dream this year of taking away the rights of victims by passing tort reform legislation we should tie in to every bill that we pass which brings about tort reform some reduction in insurance premiums, whether it's liability insurance, workers' comp, or automobile insurance. I think that's a very logical way to proceed, and as far as I'm concerned, if this bill goes to conference and the insurance industry wants to bring us information which may require an adjustment in the rates, the percentage of reduction that is called for in the bill, I'm open. But, Mr. President, should someone dream, since I believe I will be the chairman of the Conference Committee on this bill, should by some accident the House feel that this bill should pass without any reduction in insurance premiums, I would be very, very reluctant to let this bill move. Thank you."

Senator George also rose to speak in favor of passing the bill:

"Mr. President, I rise to speak in favor of this bill. Of course, I speak in favor of this bill. After so many years of being stubborn and relentless about the necessity to raise the drinking age in Hawaii to 21 it would be a curious aberration if I were to oppose House Bill 26, even in its present form.

"I do, however, have reservations about certain burdens which this vehicle bears after its departure from the Transportation Committee.

"For instance, I wonder about the necessity, the relevance and the fairness of the provision for a ten percent reduction in automobile insurance premiums. I have gone through the evidence received by the committees having custody of House Bill 26

and testimony given at hearings on the same subject matter, and a good pile of published commentary, and nowhere do I find specifics that show that our raising the drinking age will generate this dramatic 10 percent windfall for the insurance companies.

"Of course we all hope that our actions here will help to reduce the incidence of alcohol related driving accidents and fatalities and lessen property damage.

"But even if the predicted decrease in driving statistics doesn't happen — which would surprise me greatly — there are plenty of good reasons for raising our drinking age. I have here a nifty compendium titled '21 Reasons for Raising the Drinking Age to 21.' I'm not going to read it. It's getting late. I'm sure all of us have waded through more literature on this subject than we ever expected to — but let me remind you that the relationship between young drivers and alcohol provides only one of numerous good reasons for raising the drinking age.

"I think most of you heard Judge Spencer on one of the occasions when he testified on the relationship of alcohol to violent crime committed by persons under 21. Remember what he said: 'Judiciary statistics reflect the following:

'Ninety percent of persons under 21 convicted of murder, manslaughter, attempted murder, and attempted manslaughter were consuming alcohol immediately prior to the crime, in contrast to 41 percent over 21 convicted of such crimes.

'Forty-four percent of persons under 21 convicted of robbery were consuming alcohol immediately prior to the crime, in contrast to 35 percent of persons over 21 convicted of such a crime.

'Sixty-four percent of persons under 21 convicted of violent sex crimes had been consuming alcohol immediately prior to the crime, in contrast to 21 percent of persons over 21 convicted of such a crime.

'Fifty-four percent of persons under 21 convicted of assault had been consuming alcohol immediately prior to the crime, in contrast to 38 percent of persons over 21 convicted of such a crime.'

"These numbers alone provide us with a very good reason for passing this bill.

"All of us who attended one or more of the public hearings on the drinking age proposals have also heard from educators and parents of teenagers, offering compelling testimony that raising the drinking age would help to keep alcohol out of the hands of younger teens.

"And I have just been reminded that we're living in a democracy and we're supposed to be reflecting, regardless of money, what the people we represent feel and we ought to remember that the majority of the adults over 21, not just nationally but locally, favor raising the drinking age and young people 18 to 21 have also indicated they want the drinking age raised to 21. This is the constituency we are elected to represent.

"Then of course there's the additional reason — indeed from the standing committee report before us today, and for the purpose expressed in Section 1 of the bill — the only reason.

"Freely translated, I think it boils down to 'we're doing it for the money.'

"Not the noblest reason in the world for justifying legislation, but I admit to a certain pragmatic desirability.

"However, if we're going to do it for the money, I would like us to identify more correctly the amounts for which we're doing it.

"This bill, and the Standing Committee Report No. 516 which accompanies it, gives outdated numbers for the amount of federal highway funds which will be lost if we don't raise the drinking age to 21.

"If the Transportation Committee chairman would like to pencil in the figures so that the changes can be made in conference, the correct amount that would be lost in fiscal 1987 is \$6,285,000 and in 1988 it will be \$12,570,000. Almost \$19 million instead of the \$17 million 'blackjack' noted by the Transportation chairman.

"With these reservations, Mr. President, I would vote 'aye' on this bill, and implore my colleagues to do the same. It's high time."

Senator Cobb spoke in favor of the bill, with reservations, as follows:

"Mr. President, I would like to express my reservations on this matter, and it goes far beyond the Section 6 which I flagged out by my signature on the committee report. I agree with many of the comments made by Senator Abercrombie, in terms of this being a classic example of federal blackmail. I agree also with the comments made by the chairman of the Transportation Committee that we would probably not be passing a 21-age drinking bill were it left to our free discretion.

"When I was a teenager, Hawaii had a drinking age law of 20. When the war in Vietnam came, there was a national movement to lower the drinking age to 18. Part of that, no doubt, reflecting the burden

of those who bore the brunt of combat. The average age of a soldier in Vietnam was 19. Many of you heard a song to that effect.

"The prediction is that the 21-age drinking will remain the law of the land until we have another war, and those who are of the age who bear the brunt of that combat will then be asked to serve the country and be confronted with the irony they could be called upon to serve and die for their country but couldn't drink within its borders. They couldn't even drink on a military reservation under the jurisdiction of any of the United States Armed Services. That's the ultimate irony of this federal action.

"If we were logical, Mr. President, in looking at the accident data, then the drinking age should in effect be raised to 24 because that's the peak of accident data that exists. That's the highest rate, not 21. It keeps going up from 21 until you hit 24, but no state has taken that action. Yet, if we relied purely on logic, this bill should read 24.

"A concern that I also raise is whether or not the 'drop dead' clause for 1991 would cause the loss of federal funds, but my primary interest in this is not the loss of money. It's another example of the loss of basic freedom — not a right, but a privilege which we have seen more and more in our society today, both locally and nationally.

"Some allusion have been made to insurance figures, and I would like to bring to the members' attention some figures that have been presented to me as to what the scope of the problem is. If we eliminate accidents by youthful drivers under the age of 21 who were drinking, the total impact would be less than one percent on the total overall premium. The actuary data that I've seen indicates that it would be eight-tenths of one percent. Unfortunately, many accidents occurred by the youthful driver either by just plain carelessness or showing off. And the eight-tenths of one percent may be high because this figure takes into account all persons under the age of 21, such as those under 18 who are not supposed to drink now.

"When the basic no-fault law was passed, a provision was inserted that prohibits age discrimination of any kind with drivers of experience. That has caused all of the rest of us over the age of 24 to, in effect, subsidize the rates of those below that age. Let me give you some comparisons. If we have an average 1985 car in Honolulu with full no-fault coverage, the premium for everyone today, based on an accident-free and ticket-free driving record is \$372.00 — that's average. However, if we had an age-class rating system, here would be the premiums: for age over 65, \$283; for age 30

to 64, \$298; for age 25 to 29, \$373; for age 23 to 24, if the individual is married, \$373; for age 21 to 22, married, \$432; for age 21 to 24, single, \$500; under 21, married, would be \$537; and under 21 single, would be \$798.

"It is estimated, Mr. President, that each driver could save anywhere from \$30 to \$75, if some allowance were made for differentiation on age and driving experience. We passed some bill to that effect now in the House. But the theoretical problem that I have with an across-the-board reduction is the last time this happened — I think was just very recently — when a 10 percent reduction was mandated, and what happened was the insurance companies came back and they said, 'Well, the cost have gone up in other areas so you have a 15 percent increase in cost and a 10 percent reduction in rate, so you still have a 5 percent increase.' I think if we're going to mandate an increase, we need to make sure that we have the data to present to the Insurance Commissioner to make it stick, so that we won't be confronted with this kind of situation again.

"Those are my reservations, Mr. President. The sadness of it is that we are responding, as has been pointed out correctly, to a case of federal blackmail. I would hope that that kind of federal thinking can be changed. Until it is or until there is another war that causes us to rethink the problem, this is the trend — it's done not just for money; it's done as a part of an overall national trend that we hear in the name of freedom, and yet take some of those freedoms away. Thank you."

Senator Kuroda added his remarks in support of passing the bill as follows:

"Mr. President, I rise to speak in support of the measure. I shall not quote any statistics and I shall keep my remarks short. I support the bill, not for the purpose of retaining federal monies, and not necessarily to deal with the drunken driver. But as I have spoken before on this measure, and as Senator George alluded to as an additional reason — and I think it is a very important reason — and that is to make alcohol less accessible to the sub-teen and the teenager. We've heard Dr. Fox, president of the most prestigious private school in this state, Punahou, come and testify as others have, other school administrators and teachers who described the problem faced at the schools because of the easy access of alcohol by teens and sub-teens. I believe it is very important for that reason that we must raise the drinking age. Thank you."

Senator Cayetano responded to the remarks of Senators George and Kuroda as follows:

"Mr. President, in response to Senator George and I guess to Senator Kuroda, I think what we should keep clear and make a distinction about is that are we arguing for temperance? Are we arguing to go back to prohibition? That will certainly resolve the problems raised by Senator George. The point made by Senator Cobb, why not go to 24? Why, why indeed, why not? Those illogical considerations just make it very, very difficult to see why the drinking age should be raised. We're not talking about teens. As Senator Cobb pointed out, we're talking about adults, 18-, 19-, 20-year-olds. The figures show that 40 percent of the soldiers who died in Vietnam were 19 and under — that's what we're talking about. We're talking about people who can go to jail because they're adults; we're talking people who go to war because they're adults — they happen to be 18-, 19- and 20-year-olds. We're not talking about prohibition, as some of the people here seem to be arguing. We're not talking about teenagers. We're talking about adults. And if you think this is going to stop drinking by teenagers, I'm not as optimistic.

"The five-year 'drop-dead' clause will give us an opportunity to look at this as a test. Five years from now, if the data vindicates the optimistic projections made by the proponents of raising the drinking age, then maybe, Mr. President, it should be extended. It seems to me that there are many other good ways to deal with drunken driving. We have passed bills which impose harsher penalties, and a good example is the roadblock bill that we passed a year or two ago. That has been very effective in curbing drunk driving, and the beauty of it all, and the fairness of it all, is that it applies to everyone, whether you are 18 or 90."

Senator Abercrombie then replied to previous arguments as follows:

"Mr. President, just very briefly by way of rebuttal, and I sympathize with the chairman of Transportation's remarks just made. We don't want to confuse what's being done here. We wanted to raise the age to 19, as was suggested. The chairman had, last year, come up with what I thought was a very good idea. If you raise it to 19 for purchase in the package stores and left it at 18 for the clubs kind of thing, it would solve the problem, or at least attempt to solve the problem in a good-faith manner — with alcohol coming on to the high school campuses, and so on. If that's what we're concerned about, we should be dealing with a different bill. We shouldn't be dealing with this bill. And the same with remarks made by Senator Cobb also apply. If we really want to do this on a statistical basis, we'll raise it to 24. It's going to 21 because that's where the pressure comes, vis-a-vis the money from the Federal Government.

That's what it is, for the money.

"I want to point out . . . I had alluded to it and I meant to make it more clear, just so we understand exactly because we're told about a bad business climate around here. Just remember this when we pass the bill, to look on page 6 on line 19. This has to do with exemption from making money. I'm sorry some of the young people have left now because they may be affected by it.

"When I raised this issue with the then head of the Department of Labor, Mr. Aagsalud, about why should anyone who owns a restaurant, for example, hire 18-, 19- or 20-year-olds, when they stood to be accused of a misdemeanor — just exclude them? When they come in to apply for a job, ask them, 'Are you 18, 19 or 20?' If they say 'yes,' say 'sorry, we're not going to hire you.' And he said, 'Oh, that would be discrimination; you couldn't do that.' And after the general laughter subsided, it came down to the fact that that's the way it's going to work out for a very simple reason. Anyone who owns a restaurant, anyone who owns a store where liquor is being distributed, better not have a 18-, 19- or 20-year-old behind that counter or serving that alcohol because under this bill, if that person, unless they can establish under (2) (c) on page 5, 'was reasonable under the circumstances, that the minor had attained the age of twenty-one.' That's the only excuse given in this bill for serving someone or allowing someone to drink on your premises, 18, 19 or 20. What restaurant owner in his or her right mind is going to have an 18-, 19- or 20-year-old who might after work be spotted drinking a bottle of beer in the kitchen by a liquor inspector? If that happens, despite the best intention, inasmuch as that person knew that the person was not 21 years old, and that's the only exemption allowed under this bill, that means that the owner of the restaurant or bar or a store or whatever the business, where the alcohol is subject to a misdemeanor conviction — not a petty misdemeanor, a misdemeanor. That means they can serve up to a year in jail, a year in jail, because an 18-, 19- or 20-year-old got caught by a liquor inspector.

"If the answer to me is going to be, 'oh, don't worry, the judge will never sentence anybody to a year in jail.' If they're not going to sentence anybody to a year in jail, then why the misdemeanor? Why not make it a petty misdemeanor? That's 30 days, if that would make them feel better. Petty misdemeanor is 30 days. Now, we may go over to Columbia Inn or I don't know, pick one, down to Ward Warehouse, out to Pearl Ridge, and everybody who owns any of these restaurants is going to guarantee, right, that no 18-, 19- or 20-year-old employee will ever let alcohol touch their lips while they're making money for them serving it,

and that no alcohol inspector is ever going to spot us; and that no judge is ever going to make any kind of sentence that's going to be meaningful, because if it isn't meaningful then the law obviously isn't. They're not going to pay any attention to it if they're going to fine them five bucks.

"If they're going to make an example ... I think we've had it here today, rapers, murderers, violent assaulters . . . we'll just put a thing here saying no, you shouldn't drink. I'm sure that'll affect rapers and murderers and violent assaulters all over the whole country, let alone in the State of Hawaii. If it's against the law to drink, I guess I shouldn't murder anybody today.

"This is the practical consequences of what you're doing when we pass this bill. There is no way a rational businessperson is going to hire an 18-, 19- or 20-year-old to work in their place of business where alcohol is being served, unless they want to face the possibility of being charged with an offense that could put them into jail for up to a year. So, the consequences, economically, believe me, are considerable and I commend that to the chairman's attention if and when a conference is held on this bill, that perhaps the criminal consequences of the 18-, 19- and 20-year-old for business people in this state should be thought of again, and very thoroughly. Thank you."

At 12:49 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:52 o'clock p.m.

Senator Soares spoke in support of the bill with the following statements:

"Mr. President, I rise to speak in favor of this bill and so doing I'd like to ask the chairman to allow me the privilege to serve on conference so we can correct the possible problem with the bill; that's the earth-shaking news I had to give you.

"I will file with the Clerk, for the Journal, my comments on the insurance part of the bill which I have indicated with my reservations on the committee report. But, Mr. President, to close this discussion I'd like to make a few comments dealing with the reason why I'm so strongly in favor of this bill.

"For those of us who spend a lot of time with the youth of our state, those of us who are very happy to work with 18-, 19-, 20- and 21-year-olds, I think that to say this bill will increase accidents, by my colleague on my left over here, is not accurate. I don't agree with that; we don't agree on a lot of things, and that is one of them. But I find that discussions dealing with the high

schools are very relevant in this matter of drinking. The fact is that schools today have canteens and dances and have to hire police department people to keep track of the liquor being drunk on campus or brought on campus by the elders. The problem is that you have younger students being influenced by this activity.

"I went to all the hearings. I heard all the arguments for the bill. I'm convinced that this has got to pass, and therefore, rather than going into each of the features for the bill, I would just say that I am convinced that the move we make today is the best thing we can do this whole session. And therefore, I ask the members of this body to support this bill, and have us go in to conference and correct the situation that might be a problem. Thank you, Mr. President."

Senator Soares' insertion is as follows:

"Mr. President, H.B. 26 came to us last year with a single noteworthy purpose, to raise the drinking age from 18 to 21. However, this bill has now been complicated by its attempt to predict what insurance savings there might be. The bill presumes that there will be an automatic 10 percent savings as a result of raising the drinking age. There is no pretense that this figure is based on any data. It is a number pulled out of the air.

"Our 18 to 21 year old drivers make up only 6.5 percent of drivers. They are not suddenly going to stop having accidents just because they are not supposed to drink anymore. We would have to raise the driving age to 21 before we could begin to realize the kind of savings contemplated by this bill.

"Your Transportation Committee was provided with the income data of the top seven auto insurance companies. They produced a combined profit of 1.2 percent in auto insurance for the last five years. This is before taxes and includes investment income.

"Simple math tells us that a 10 percent across the board discount would require insurers to do business at a 8.8 percent loss. Presently insurers from the Mainland are being sought to insure U-drive companies and tour bus operators who lost coverage when their insurance company went bankrupt. New companies will not come into the state in which the legislature requires the companies to do business at a loss.

"Hawaii has lost two of its largest auto insurers in the last two years, U.I.L.A. and Commercial Union. Together they insured 20 percent of the state's automobiles. The state cannot afford to lose any more

insurance capacity. We should be trying to add to our capacity to increase competition.

"Mandatory rate reduction is meaningless under Hawaii's auto competitive rating law. Each company sets its own rates in order to try to meet or beat the competition. They can change rates at any time to try to get the competitive edge.

"This Legislature never mandates price discounts from any other sector of the economy when we pass legislation which might produce some savings. The only data we were given indicated that any savings would be less than one percent.

"I trust that this unreasonable appendage to this otherwise important and worthy bill is amputated in conference."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 516-86 was adopted and H.B. No. 26, H.D. 1, S.D. 1,

entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Abercrombie, Solomon and Wong). Excused, 1 (Chang).

RE-REFERRAL OF A HOUSE BILL

The President re-referred House Bill No. 2254-86, H.D. 1, to the Committee on Ways and Means.

At this time, Senator George introduced Carol McNamee to the members of the Senate.

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., Thursday, March 20, 1986.

FORTY-FIRST DAY

Thursday, March 20, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:37 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Walter M. Harris, Captain, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senators Holt, Kuroda and Machida who were excused.

The President announced that he had read and approved the Journal of the Fortieth Day.

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

Senator Hagino, on behalf of Senator Toguchi and himself, introduced a group of 65 students from Kahuku High and Elementary School, participants of the Student Legislative Experience Program, and their teachers: Mrs. Vanisi, Mrs. Finia, Mrs. Galeai, Mrs. Makaiiau, Mrs. Ongoogotau and Mrs. Bueno, and parent: Mrs. Anelua.

Senator Toguchi then introduced and recognized, in honor of National Volunteer Week, April 21-27, 1986, the following volunteers of the Library for the Blind and Physically Handicapped: Ms. Ethel Alexander, Ms. Carol Phelps, Ms. Kanoe Souza, Ms. Lydia Ranger and Ms. Georgia Morikawa who was represented by Ms. Lydia Lambert, accompanied by Mr. Bart Kane, State Librarian. The Clerk of the Senate read the congratulatory Senate Certificate to the members of the Senate.

The honorees rose to be recognized and were presented the Senate Certificates and leis by Senators Toguchi and members of the Senate Education Committee.

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.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 246 to 264) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 246, informing the Senate that on March 18, 1986, he signed the following bills into law:

House Bill No. 107 as Act 3, entitled: "RELATING TO STATE WARRANTS,"

House Bill No. 2022-86 as Act 4, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,"

was placed on file.

Gov. Msg. No. 247, submitting for consideration and confirmation to the Board of Barbers, the nominations of:

Harold M. Nakamoto, term to expire June 30, 1988; and
Richard H. Kawano, term to expire June 30, 1990,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 248, submitting for consideration and confirmation to the Board of Examiners of Nursing Home Administrators, the nomination of Verna Hanashiro, term to expire June 30, 1989, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 249, submitting for consideration and confirmation to the Board of Pharmacy, the nominations of Kalli S. Malley and Todd Kiyoshi Inafuku, terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 250, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of Stella Satake, term to expire June 30, 1989, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 251, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of Albert H. Ornellas, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 252, submitting for consideration and confirmation to the Hawaii Fisheries Coordinating Council, the nomination of Ralph H. Takafuji, term to expire June 30, 1988, was referred to the Committee on Economic Development.

Gov. Msg. No. 253, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nominations of Aloha D. Gellert, Samuel Spencer and Ronald Kimball, terms to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 254, submitting for consideration and confirmation to the

Library Advisory Commission, County of Hawaii, the nominations of Frank N. Kaneda and Martha S. Nagakura, terms to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 255, submitting for consideration and confirmation to the Board of Health, the nomination of Ernest L. Bade, M.D., term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 256, submitting for consideration and confirmation to the Advisory Commission on Drug Abuse and Controlled Substances, the nominations of Edward Stanley and Robert C. Palmer, M.D., terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 257, submitting for consideration and confirmation to the Environmental Council, the nomination of Walter H. Muraoka, term to expire June 30, 1988, was referred to the Committee on Health.

Gov. Msg. No. 258, submitting for consideration and confirmation to the Board of Directors, Research Corporation, University of Hawaii, the nominations of Robert M. Ota, Simon Schneiderman, Ph.D., and Brian K. Minaai, terms to expire June 30, 1990, was referred to the Committee on Higher Education.

Gov. Msg. No. 259, submitting for consideration and confirmation to the Hawaii Housing Authority, the nominations of Wilbert K. Eguchi and Calvin S. Nemoto, terms to expire June 30, 1990, was referred to the Committee on Housing and Community Development.

Gov. Msg. No. 260, submitting for consideration and confirmation to the Hawaii Community Development Authority, the nominations of Stanley K. Kawaguchi and Gary Caulfield, terms to expire June 30, 1990, was referred to the Committee on Housing and Community Development.

Gov. Msg. No. 261, submitting for consideration and confirmation to the Policy Advisory Board for Elderly Affairs, the nomination of Kenneth Okuma, term to expire June 30, 1988, was referred to the Committee on Human Services.

Gov. Msg. No. 262, submitting for consideration and confirmation to the Board of Registration, Island of Hawaii, the nomination of Mabel Ishii, term to expire June 30, 1990, was referred to the Committee on Judiciary.

Gov. Msg. No. 263, submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nominations of Lynette K. Paglinawan,

Edith K. McKinzie, Gerald T. Takano, Yoshihiko Sinoto, D.Sc., and Kiyoshi Ikeda, Ph.D., terms to expire June 30, 1990, was referred to the Committee on Tourism and Recreation.

Gov. Msg. No. 264, submitting for consideration and confirmation to the Board of Taxation Review, Third Taxation District (Hawaii), the nomination of Albert "Benny" Rodero, term to expire June 30, 1990, was referred to the Committee on Ways and Means.

HOUSE COMMUNICATION

Hse. Com. No. 367, transmitting House Concurrent Resolution No. 2, H.D. 1, which was adopted by the House of Representatives on March 19, 1986, was placed on file.

By unanimous consent, H.C.R. No. 2, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION TO PROVIDE FOR FOREIGN LANGUAGE STUDY IN THE SCHOOLS," was referred to the Committee on Education.

SENATE RESOLUTION

S.R. No. 80, entitled: "SENATE RESOLUTION REQUESTING CONTINUED OVERSIGHT AND ENFORCEMENT OF THE FEDERAL PACKERS AND STOCKYARDS ACT," was offered by Senators Solomon, Kuroda, Yamasaki, Fernandes Salling, A. Kobayashi, Young, Mizuguchi, Toguchi, Hee, Matsuura, Soares, Henderson, McMurdo, B. Kobayashi, Holt, Cayetano, Cobb, Kawasaki, Hagino, George, Chang and Abercrombie, and was read by the Clerk.

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

ORDER OF THE DAY

MATTER DEFERRED FROM WEDNESDAY, MARCH 19, 1986

Senate Bill No. 1647-86, H.D. 1 (Hse. Com. No. 366):

On motion by Senator Solomon, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1647-86, and S.B. No. 1647-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE," was placed on the calendar for Final Reading on Friday, March 21, 1986.

THIRD READING

MATTERS DEFERRED FROM WEDNESDAY, MARCH 19, 1986

House Bill No. 1954-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1954-86, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO CHANGE THE LEGISLATIVE SESSION RECESS REQUIREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Abercrombie, Hee, Holt, Kuroda and Machida).

House Bill No. 317, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 317, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIMITATIONS PERIOD FOR FEDERAL ACTIONS BROUGHT IN STATE COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Abercrombie, Hee, Holt, Kuroda and Machida).

House Bill No. 1995-86, H.D.1, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Kawasaki and carried, H.B. No. 1995-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Abercrombie, Hee, Holt, Kuroda and Machida).

House Bill No. 2004-86, S.D. 1:

By unanimous consent, action on H.B. No. 2004-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," was deferred until Friday, March 21, 1986.

House Bill No. 2104-86:

On motion by Senator B. Kobayashi, seconded by Senator Kawasaki and carried, H.B. No. 2104-86, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Abercrombie, Holt, Kuroda and Machida).

House Bill No. 2003-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2003-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POISON," was deferred until Friday, March 21, 1986.

House Bill No. 2046-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2046-86, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Abercrombie, Holt, Kuroda and Machida).

House Bill No. 2119-86, H.D. 1, S.D. 1:

On motion by Senator Young, seconded by Senator Hee and carried, H.B. No. 2119-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Abercrombie, Holt, Kuroda and Machida).

RE-REFERRAL OF HOUSE BILLS

The President made the following re-referral of House bills:

House Bill	Referred to:
No. 2482-86, H.D. 1	Committee on Judiciary
No. 2532-86, H.D. 2	Committee on Ways and Means
No. 2608-86, H.D. 2	Committee on Ways and Means

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 subjects listed on the agenda of the Senate Ways and Means Committee's hearing notice for Friday, March 21, 1986, and the President granted the waiver.

ADJOURNMENT

At 11:57 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 21, 1986.

FORTY-SECOND DAY

Friday, March 21, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:37 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Ms. Alicia Guajardo, Hawaii National Baha'i Assembly, after which the Roll was called showing all Senators present with the exception of Senators Aki, Henderson and Wong who were excused.

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

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

Senator Abercrombie introduced Dr. Richard Kosaki as follows:

"Many of us have known Dr. Richard Kosaki as an administrator and as a friend at the University of Hawaii for many, many years. He has retired this year as an administrator of the University of Hawaii, but I'm very happy to say that all of the students still will have the benefit of his knowledge and his inspiration in his teaching ability at the university in the years to come. And it's my opportunity today to make a presentation, on behalf of the Senate, to Dr. Kosaki.

"I can't think of anyone, Mr. Vice President, who embodies more in my estimation the spirit of teaching, research and public service in administration than Dr. Richard Kosaki. Over the years, not only students like myself, but faculty members and people in the community have benefitted again and again from his wisdom, from his perception, from his capacity to analyze the situation and to bring a perspective to bear that has always been in the interest of the people of this state, of the students at the university and the advancement of education.

"Not only is it recognized here by virtue of this certificate which will be presented today, but just before the session was called to order today, members of the ASUH Senate made a special effort to come down today. And not only did they bring leis to be presented to Dr. Kosaki, on behalf of the student body, which will be presented by Senator Young and by Senator Solomon, but they wanted me to indicate — and I know this is going to be a surprise to him — that the ASUH just voted to make a substantial donation in his name to the UH Foundation, for scholarship funds. This is a measure of the respect that the student body, past and present, has for this gentleman.

"I would like us to have this opportunity

to publicly recognize Dr. Richard Kosaki. As you know, Mr. Vice President, Dr. Kosaki, you've heard about the uncrowned champion in all of the various sports, in boxing, and here is the uncrowned champion teacher and administrator, vice president of the University of Hawaii."

The honoree rose to be recognized and was presented the Senate Certificate and leis by Senators A. Kobayashi, Young and Solomon.

At 11:45 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:47 o'clock a.m.

Senator Cobb introduced a group of visitors from the Union of Soviet Socialist Republics (USSR), who are members of the Second Goodwill Mission from the USSR to Hawaii: Mr. Zhanis Zakenfeld, the delegation leader, Mr. Sergei Romanov, Dr. Valeriy Tishkov, Dr. Nicolai Skrypnik, the Rev. Anatoly Sokolov, Mr. Gegam Grigorian, Mr. Aram Simonian, Mr. Uriy Yaama, Mr. Vello Moost, Miss Irina Averianova, Dr. Matsapa Bekmetov, Mr. Balkibai Amanturdiev, Mr. Vitautas Levitskas, Mr. Kazis Bagdonavichus, Mr. Nadezhda Babkina, Miss Nina Vorona, Miss Tatiana Savanova and Mr. Alexander Katenin.

The honorees rose to be recognized and were presented State of Hawaii souvenir pens and leis by the Senators.

At 11:52 o'clock a.m., the Senate stood in recess and were entertained with a number of songs by a group of the Russian delegation.

The Senate reconvened at 12:02 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 265 to 269) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 265, transmitting a draft of a Senate Concurrent Resolution, authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Keehi Lagoon, Oahu, Hawaii, for the purpose of constructing, operating and maintaining a marina facility at Keehi Lagoon, Oahu, Hawaii, was referred to the Committee on Economic Development.

Gov. Msg. No. 266, transmitting a draft of a Senate Concurrent Resolution, authorizing

the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Keehi Lagoon, Oahu, Hawaii, for the purpose of constructing, operating and maintaining a marina facility at Keehi Lagoon, Oahu, Hawaii, was referred to the Committee on Economic Development.

Gov. Msg. No. 267, transmitting a draft of a Senate Concurrent Resolution, authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Pier 41, Honolulu Harbor, Oahu, Hawaii, for the purpose of constructing, operating and maintaining a shipyard facility at Pier 41, Honolulu Harbor, Oahu, Hawaii, was referred to the Committee on Economic Development.

Gov. Msg. No. 268, transmitting a draft of a Senate Concurrent Resolution, authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Ala Wai Small Boat Harbor, Honolulu, Hawaii, for the purpose of constructing, operating and maintaining a marine facility at Ala Wai Small Boat Harbor, Honolulu, Hawaii, was referred to the Committee on Economic Development.

Gov. Msg. No. 269, transmitting a draft of a Senate Concurrent Resolution, authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Kewalo Basin, Honolulu, Hawaii, for the purpose of constructing, operating and maintaining a shipyard facility at Kewalo Basin, Honolulu, Hawaii, was referred to the Committee on Economic Development.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 56 to 61) were read by the Clerk and were disposed of as follows:

S.C.R. No. 56, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF MOLOKAI GENERAL HOSPITAL," was offered by Senators Hee and B. Kobayashi.

By unanimous consent, S.C.R. No. 56 was referred to the Committee on Health.

S.C.R. No. 57, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LAND FOR PURPOSES OF ESTABLISHING A MOORING ANCHOR FOR AN OFF-SHORE FISHING PLATFORM," was

offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 57 was referred to the Committee on Economic Development.

S.C.R. No. 58, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF A LEASE, TOGETHER WITH AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 58 was referred to the Committee on Economic Development.

S.C.R. No. 59, 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," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 59 was referred to the Committee on Economic Development.

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," was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 60 was referred to the Committee on Economic Development.

S.C.R. No. 61, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO APPOINT A PANEL TO STUDY THE INSURANCE PREMIUM TAX," was offered by Senators Yamasaki, Machida, Holt, Hagino, Cayetano, Soares, Henderson, George, McMurdo, B. Kobayashi, Cobb, Fernandes Salling and Mizuguchi.

By unanimous consent, S.C.R. No. 61 was referred to the Committee on Ways and Means.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 81 to 84) were read by the Clerk and were disposed of as follows:

S.R. No. 81, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF MOLOKAI GENERAL HOSPITAL," was offered by Senators Hee and B. Kobayashi.

By unanimous consent, S.R. No. 81 was referred to the Committee on Health, then to the Committee on Legislative Management.

S.R. No. 82, entitled: "SENATE RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON THE EXCHANGE OF PUBLIC LAND FOR PRIVATE LAND," was offered by Senator Wong, by request.

By unanimous consent, S.R. No. 82 was referred to the Committee on Economic Development.

S.R. No. 83, entitled: "SENATE RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON THE EXCHANGE OF PUBLIC LAND FOR PRIVATE LAND," was offered by Senator Wong, by request.

By unanimous consent, S.R. No. 83 was referred to the Committee on Economic Development.

S.R. No. 84, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO APPOINT A PANEL TO STUDY THE INSURANCE PREMIUM TAX," was offered by Senators Yamasaki, Machida, Holt, Hagino, Cayetano, Soares, Henderson, McMurdo, B. Kobayashi, Cobb, Fernandes Salling and Mizuguchi.

By unanimous consent, S.R. No. 84 was referred to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 621-86) recommending that House Bill No. 2028-86 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. 2028-86, entitled: "A BILL FOR AN ACT RELATING TO BONDING OF SOLAR ENERGY DEVICE DEALERS," passed

Second Reading and was placed on the calendar for Third Reading on Monday, March 24, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 622-86) recommending that House Bill No. 1975-86 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. 1975-86, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATION OF OATH," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 24, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 623-86) recommending that House Bill No. 1973-86, H.D. 1, 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. 1973-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORM OF SUMMONS AND CITATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 24, 1986.

ORDER OF THE DAY

MATTERS DEFERRED FROM
THURSDAY, MARCH 20, 1986

THIRD READING

House Bill No. 2004-86, S.D. 1:

By unanimous consent, action on H.B. No. 2004-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," was deferred until Monday, March 24, 1986.

House Bill No. 2003-86, H.D. 1, S.D. 1:

Senator B. Kobayashi moved that H.B. No. 2003-86, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Machida.

At this time, Senator B. Kobayashi rose on a point of information regarding the measure:

"Mr. Vice President, I'd like to note that there's a small error in the committee report -- a mistaken reference to a chapter title. The title of Chapter 328 should read: 'Food, Drugs, and Cosmetics.'"

The Chair responded, "Correction is ordered."

The motion was put by the Chair and carried, and H.B. No. 2003-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POISONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

FINAL READING

Senate Bill No. 1647-86, H.D. 1 (Hse. Com. No. 366):

On motion by Senator Solomon, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1647-86, and S.B. No. 1647-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONGOOSE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

RE-REFERRAL OF A HOUSE BILL

The President re-referred House Bill No. 2284-86, H.D. 2, to the Committee on Ways and Means.

At this time, Senator Machida, on behalf of Senators Solomon and Yamasaki and himself, introduced eighteen students from the Baldwin High School Key Club, accompanied by one of their teachers, Mrs Barbara Huntley, and advisors who are members of the Kiwanis Club of Maui, Mr. Ken Kurokawa and Mr. Alan Manibog.

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

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

ADJOURNMENT

At 12:12 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:00 o'clock a.m., Monday, March 14, 1986.

FORTY-THIRD DAY

Monday, March 24, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:09 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by the Reverend Yubin Narashiba of the Jodo Mission of Hawaii, after which the Roll was called showing all Senators present with the exception of Senators Solomon, Toguchi and Wong who were excused.

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

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

Senator Soares introduced Dr. Richard Roy Kelley, recipient of the 1985 Marketer of the Year Award of the American Marketing Association, and read portions of the congratulatory Senate Certificate honoring him. Dr. Kelley was accompanied by his wife Linda, son Christopher, and sister Jean Rolles.

The honoree and his family rose to be recognized and were presented with leis by various Senators. Senator Soares presented Dr. Kelley the congratulatory certificate.

Senator Chang introduced a group of 54 high school participants of the 37th YMCA Youth Legislature from the Islands of Hawaii, Kauai, Maui and Oahu, representing 17 public and private schools. The following youth leaders were then recognized: Youth Governor Gavin Doi of McKinley High School; Senate President Helen Baron of Moanalua High School; Senate Attorney Desiree Ranne of Roosevelt High School; Senate Clerk Andrew Aoki of Iolani High School; Senate Sergeant-at-Arms Doug Bugado of St. Joseph's High School; Senate Chaplain Laura Fan of Iolani High School; House Speaker Staci Uesugi of Leilehua High School; House Attorney Russ Awakuni of Roosevelt High School; House Clerk Dan Patterson of Moanalua High school; House Sergeant-at-Arms Lee Hokama of Waiakea High School; and House Chaplain Craig Nishio of Kaimuki High School. The group was accompanied by 11 professional and volunteer staff advisors led by Robert Stivers.

Senator Holt then introduced a group of 20 students from a history class of Honolulu Community College, accompanied by Professor Deborah Forbis.

Senator A. Kobayashi introduced a delegation of members of the California-Nevada-Hawaii District of

Kiwanis International, accompanied by District Governor Howard M. Dull, District Lieutenant Governor "Obie" Olson, and International Trustee Noris Lusche.

At 11:18 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:24 o'clock a.m.

Senator Holt, at this time, introduced Dr. Albert Simone, incoming President of the University of Hawaii, and read portions of the Senate Certificate honoring Dr. Simone on the eve of his inauguration as the 10th president of the University of Hawaii. Senator Holt also introduced Dr. Simone's family — his wife, Carol; daughters, Laura, Deborah and Mary; and parents, Mary and Edward Simone.

The honoree and members of his family rose to be recognized and were presented with leis by Senators Young, Yamasaki, A. Kobayashi, Matsuura, Mizuguchi and Machida. Senator Holt presented Dr. Simone the congratulatory certificate.

Members of Dr. Simone's administration, who were sitting in the gallery, were also introduced and rose to be recognized.

At this time, Senator Abercrombie added his remarks on Dr. Simone as follows:

"Mr. Vice President, before you call a recess I would like the privilege of getting my personal commendation to Dr. Simone, if I might.

"Mr. Vice President and members, as you know, at one time I contemplated the opportunity for being president of the university and I always believe in strong competition, except in my own primaries, and the fact of the matter was that the search was made for a president of the university. And through all the travails and tribulations and the arguments that went on, it was quite apparent that Dr. Simone stood for his principles, made clear what his programs would be, indicated that no matter what the decision was his loyalty and his fidelity was going to be with the University of Hawaii and to its community. And I think it's to his great credit that he withstood all the storms of controversy that swirled around the selection of the president and that since that time, since his selection which will be of course formalized tomorrow, he has proved to the community, beyond the shadow of a doubt, that his selection was an excellent one.

"I think there is a new infusion of

enthusiasm, a new atmosphere of cooperation and intention to succeed at the university that's not been there for some time. I, for one, who as an alumnus of the university, twice over, had the opportunity to observe the university over the past 26 years as a student, as a teacher, and as a member and vice chairman and chairman of the Higher Education Committee, look forward with enthusiasm to his tenure as president of the university.

"I pledge my full and complete cooperation with him, wish him well, and can only say to his mom and dad and his family, how, if you are proud to be here with your son today, believe me, we are all proud to have him as president of the University of Hawaii.

"As I indicated to you, Al, just before, just follow the short guy in green in the procession tomorrow and he'll get you right up there to be inaugurated. Thank you."

At 11:30 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:33 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 270 and 271) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 270, submitting for consideration and confirmation to the Board of Certification for Practicing Psychologists, the nomination of Jean Adair-Leland, Ph.D., term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 271, submitting for consideration and confirmation to the Board of Public Broadcasting, the nominations of:

Thomas K. Sing, term to expire June 30 1989; and

Neil Jacob Kamo'okele Hannahs and Elroy J. Chun, terms to expire June 30, 1990;

was referred to the Committee on Education.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 368 to 370) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 368, transmitting House Concurrent Resolution No. 59, H.D. 1, which was adopted by the House of Representatives on March 21, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 59, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION (FAA) TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE," was referred to the Committee on Transportation.

Hse. Com. No. 369, returning Senate Bill No. 1595-86, which passed Third Reading in the House of Representatives on March 21, 1986, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1595-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES," was placed on the calendar for further consideration on Tuesday, March 25, 1986.

Hse. Com. No. 370, returning Senate Bill No. 1678-86, which passed Third Reading in the House of Representatives on March 21, 1986, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1678-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES," was placed on the calendar for further consideration on Tuesday, March 25, 1986.

STANDING COMMITTEE REPORTS

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 624-86) recommending that House Bill No. 2166-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and H.B. No. 2166-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 625-86) recommending that House Bill No. 1830-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report

of the Committee was adopted and H.B. No. 1830-86, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 626-86) recommending that House Bill No. 2626-86, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2626-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE WEIGHT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

ORDER OF THE DAY

THIRD READING

MATTER DEFERRED FROM FRIDAY, MARCH 21, 1986

House Bill No. 2004-86, S.D. 1:

By unanimous consent, action on H.B. No. 2004-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," was deferred until Tuesday, March 25, 1986.

THIRD READING

House Bill No. 2028-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2028-86, entitled: "A BILL FOR AN ACT RELATING TO BONDING OF SOLAR ENERGY DEALERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chang, Solomon, Toguchi and Wong).

House Bill No. 1975-86:

On motion by Senator Hagino, seconded by Senator Fernandes Salling and carried, H.B. No. 1975-86, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATION OF OATH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chang, Solomon, Toguchi and Wong).

House Bill No. 1973-86, H.D. 1:

On motion by Senator Hagino, seconded by Senator Fernandes Salling and carried, H.B. No. 1973-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORM OF SUMMONS AND CITATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chang, Solomon, Toguchi and Wong).

At this time, Senator Hagino, on behalf of the members of the Senate, extended Happy Birthday wishes to Senator Kuroda who was then given a lei by Senator Fernandes Salling.

Senator Yamasaki, chairman of the Committee on Ways and Means, requested a waiver of the 48-hour Notice of a Public Hearing on H.B. No. 2284-86, H.D. 2, and the Chair granted the waiver.

ADJOURNMENT

At 11:37 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, March 25, 1986.

FORTY-FOURTH DAY

Tuesday, March 25, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:42 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend William Steeper of Kalihi Union Church, after which the Roll was called showing all Senators present with the exception of Senators Aki and B. Kobayashi who were excused.

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

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

Senator Chang introduced Mr. Peter Wang as follows:

"This morning I am pleased to present Mr. Peter Wang, a noted writer, director and actor. He has played a cook in 'Chan Is Missing' and wrote the screenplay, as well as played the main actor in 'Ah Ying,' which won the Hong Kong Film Festival Award recently shown here during the Narcissus Festival. Mr. Wang also wrote, directed and starred in 'The Great Wall Is a Great Wall,' which was shown during the 1985 Hawaii International Film Festival. He is here in Hawaii as a guest of the Hawaii Chinese History Center to discuss the making of a feature-length movie for the 200th anniversary of the Chinese in Hawaii."

Mr. Wang was accompanied by Puanani Kini, Executive Director of the Hawaii History Center, and Daniel and Lucille Wong, executive producers of the film project honoring the 200th anniversary of the Chinese coming to Hawaii.

The honorees rose to be recognized and were presented with leis by Senators A. Kobayashi, Chang, Fernandes Salling and Hee.

Senator Holt introduced Mike and Robin Seber of Salem, Oregon, and their son Chris, accompanied by Tom and Jeannie Gushiken. The Sebers were hosts to the son of Mr. Gushiken, a former Asahi player and Waipahu baseball coach, when he travelled to Oregon for the regional baseball playoffs.

Senator Mizuguchi introduced Mr. Herbert Souza and Mr. George Freitas.

Senator Machida introduced four public school food service managers: Florence Makimoto from Moanalua Elementary School, Carolyn Yoshioka from Waipahu High School, Mary Pamatigan from August

Ahrens Elementary School, and Alice Uyehara from Jefferson Elementary School.

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

The Senate reconvened at 11:54 o'clock a.m.

Senator A. Kobayashi, on behalf of Senators Toguchi, Abercrombie and Chang and herself, introduced Hawaii's 1986 Teacher of the Year, Mr. Reynold J. L. Choy, as follows:

"Mr. President, fellow Senators and guests, this morning, it is my distinct pleasure to introduce Mr. Reynold J. L. Choy, Hawaii's 1986 Teacher of the Year. He is accompanied by Mr. Charles Goo, principal of President Theodore Roosevelt High School, where Mr. Choy serves as chairman of the science department.

"On behalf of this body of legislators, the community of students and fellow educators at Roosevelt High School, and the people of Hawaii, I would like to congratulate Mr. Choy for being selected Hawaii's 1986 Teacher of the Year. The Teacher of the Year Program is an excellent vehicle for calling public attention to the importance of good teachers in our public education system.

"Mr. Choy successfully competed in two arduous phases of local competition to emerge victorious first as the Honolulu District Teacher of the Year and second as Hawaii's 1986 Teacher of the Year from an elite class of qualified, dedicated, and outstanding educators. As our Teacher of the Year, Mr. Choy is Hawaii's nominee for the title of National Teacher of the Year. We wish him the best of luck in this final phase of the competition, although we, in Hawaii, already believe that you deserve to win the title of National Teacher of the Year.

"We commend you for a job well-done and for your spirit of professionalism and dedication to your students and school."

The honoree, accompanied by his daughter, Samantha, and Mr. Goo rose to be recognized and were presented with leis by Senators George and Young.

At 11:55 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.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 272 to 281) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 272, submitting for consideration and confirmation to the Advisory Committee on Flowers and Foliage, the nominations of Carl Kobashigawa and Ray T. Nishiyama, terms to expire June 30, 1990, was referred to the Committee on Agriculture.

Gov. Msg. No. 273, submitting for consideration and confirmation to the Boxing Commission, the nomination of Edmund C. K. Lum, M.D., term to expire June 30, 1988, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 274, submitting for consideration and confirmation to the Contractors License Board, the nomination of Hugh H. Willocks, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 275, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of Alexander K. Cho, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 276, submitting for consideration and confirmation to the Natural Area Reserves System Commission, the nominations of: Frank L. Peterson, Ph. D., and Kenneth M. Nagata, terms to expire June 30, 1990; M. Lee Goff, Ph.D., term to expire June 30, 1989, was referred to the Committee on Economic Development.

Gov. Msg. No. 277, submitting for consideration and confirmation to the Library Advisory Commission, County of Kauai, the nominations of Priscilla T. Leong, Glenn M. Molander, Irene G. Wilhelm, Ethelyn Kauilani Rosa and Beverly C. Johnston, terms to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 278, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Kauai County Hospital System, the nomination of Florence Tomita, term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 279, submitting for consideration and confirmation to the Board of Directors, Research Corporation, University of Hawaii, the nomination of Dennis T. Toyomura, term to expire June 30, 1989, was referred to the Committee on Higher Education.

Gov. Msg. No. 280, submitting for consideration and confirmation to the Commission on the Status of Women, the nominations of Nanea Sai, Patrice A. Tottori, Barbara B. Peterson, Ph.D. and Mary K. Kama, terms to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 281, submitting for consideration and confirmation to the Board of Registration, Kauai and Niihau, the nomination of Leslie Chang, term to expire June 30, 1990, was referred to the Committee on Judiciary.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 371 to 376) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 371, returning Senate Bill No. 1527-86, which passed Third Reading in the House of Representatives on March 24, 1986, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1527-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," was deferred until Thursday, March 27, 1986.

Hse. Com. No. 372, returning Senate Bill No. 200, S.D. 1, which passed Third Reading in the House of Representatives on Monday, March 24, 1986, was placed on file.

Hse. Com. No. 373, returning Senate Bill No. 1912-86, S.D. 1, which passed Third Reading in the House of Representatives on Monday, March 24, 1986, was placed on file.

Hse. Com. No. 374, returning Senate Bill No. 1576-86, S.D. 1, which passed Third Reading in the House of Representatives on Monday, March 24, 1986, was placed on file.

Hse. Com. No. 375, returning Senate Bill No. 2130, S.D. 1, which passed Third Reading in the House of Representatives on Monday, March 24, 1986, was placed on file.

Hse. Com. No. 376, returning Senate Bill No. 2358-86, S.D. 1, which passed Third Reading in the House of Representatives on Monday, March 24, 1986, was placed on file.

SENATE CONCURRENT RESOLUTION

S.C.R. No. 62, entitled: "SENATE CONCURRENT RESOLUTION RATIFYING A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES RELATIVE TO THE COMPENSATION OF MEMBERS OF THE UNITED STATES CONGRESS AND WHEN ANY VARIATIONS THEREIN SHALL TAKE EFFECT," was

offered by Senators Henderson, Matsuura, Solomon, A. Kobayashi, George, Soares, Abercrombie, Hee and Aki, and was read by the Clerk.

By unanimous consent, S.C.R. No. 62 was referred to the Committee on Judiciary.

SENATE RESOLUTION

S.R. No. 85, entitled: "SENATE RESOLUTION RATIFYING A PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES RELATIVE TO THE COMPENSATION OF MEMBERS OF THE UNITED STATES CONGRESS AND WHEN ANY VARIATIONS THEREIN SHALL TAKE EFFECT," was offered by Senators Henderson, Matsuura, Solomon, A. Kobayashi, George, Soares, Abercrombie, Hee and Aki, and was read by the Clerk.

By unanimous consent, S.R. No. 85 was referred to the Committee on Judiciary.

STANDING COMMITTEE REPORTS

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 627-86) recommending that House Bill No. 2128-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2128-86, entitled: "A BILL FOR AN ACT RELATING TO AIRCRAFT SERVICING VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 628-86) recommending that House Bill No. 1913-86, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 628-86 and H.B. No. 1913-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE AUDITOR," was deferred until Thursday, March 27, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 629-86) recommending that House Bill No. 1727-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 1727-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," passed Second Reading and was placed on the calendar for Third

Reading on Thursday, March 27, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 630-86) recommending that House Bill No. 2605-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2605-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 631-86) recommending that House Bill No. 1904-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No. 1904-86, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 632-86) recommending that House Bill No. 2029-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No. 2029-86, entitled: "A BILL FOR AN ACT RELATING TO REGULATORY LICENSING REFORM," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 633-86) recommending that House Bill No. 2040-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No. 2040-86, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT OF ATTORNEYS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 634-86) recommending that House Bill No.

2113-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No. 2113-86, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 635-86) recommending that House Bill No. 1739-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 1739-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 636-86) recommending that House Bill No. 2374-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2374-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSING," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 637-86) recommending that House Bill No. 2596-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2596-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 638-86) recommending that House Bill No. 2026-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No.

2026-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 639-86) recommending that House Bill No. 2036, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No. 2036-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 640-86) recommending that House Bill No. 2038-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2038-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 641-86) recommending that House Bill No. 2042-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No. 2042-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 642-86) recommending that House Bill No. 2048-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by

Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2048-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSE DENIAL APPEALS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 643-86) recommending that House Bill No. 2050-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2050-86, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 644-86) recommending that House Bill No. 2051-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Chang and carried, the report of the Committee was adopted and H.B. No. 2051-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 645-86) recommending that House Bill No. 2052-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2052-86, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 646-86) recommending that House Bill No. 2053-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No.

2053-86, entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 647-86) recommending that House Bill No. 2111-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2111-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 648-86) recommending that House Bill No. 2112-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2112-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 649-86) recommending that House Bill No. 2114-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2114-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 650-86) recommending that House Bill No. 2115-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2115-86, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Second Reading and was placed on the calendar for

Third Reading on Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 651-86) recommending that House Bill No. 2805-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 2805-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 652-86) recommending that House Bill No. 1898-86, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 652-86 and H.B. No. 1898-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT OPPORTUNITIES," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 653-86) recommending that House Bill No. 2102-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 653-86 and H.B. No. 2102-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 654-86) recommending that House Bill No. 1878-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 654-86 and H.B. No. 1878-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 655-86) recommending that House Bill No. 393, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 655-86 and H.B. No. 393, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 656-86) recommending that House Bill No. 1666-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 656-86 and H.B. No. 1666-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 657-86) recommending that House Bill No. 2624-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 657-86 and H.B. No. 2624-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INDUSTRIAL DEVELOPMENT CORPORATION," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 658-86) recommending that House Bill No. 2023-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 658-86 and H.B. No. 2023-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 659-86) recommending that House Bill No. 2013-86, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 659-86 and H.B. No. 2013-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 660-86) recommending that House Bill No. 2495-86, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 660-86 and H.B. No. 2495-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on

Ways and Means, presented a report (Stand. Com. Rep. No. 661-86) recommending that House Bill No. 2273-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass, Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 661-86 and H.B. No. 2273-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 662-86) recommending that House Bill No. 1697-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 662-86 and H.B. No. 1697-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 663-86) recommending that House Bill No. 2122-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 663-86 and H.B. No. 2122-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 664-86) recommending that House Bill No. 2501, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 664-86 and H.B. No. 2501-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXABLE MORTGAGE SECURITIES PROGRAMS," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 665-86) recommending that House Bill No. 2024-86, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 665-86 and H.B. No. 2024-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 666-86) recommending that House Bill No. 1663-86, H.D. 2, S.D. 1, pass

Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 666-86 and H.B. No. 1663-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A UNIVERSITY OF HAWAII CHILD CARE CENTER PILOT PROJECT," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 667-86) recommending that House Bill No. 2138-86, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 667-86 and H.B. No. 2138-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 668-86) recommending that House Bill No. 2219-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 668-86 and H.B. No. 2219-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S FACILITIES," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 669-86) recommending that House Bill No. 1815-86, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 669-86 and H.B. No. 1815-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 670-86) recommending that House Bill No. 2412-86, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 670-86 and H.B. No. 2412-86, H.D. 2, S.D.1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPENSES RELATED TO PARTICIPATION OF A HAWAIIAN VOYAGING CANOE IN THE TALL SHIP CELEBRATION OF THE CENTENNIAL RESTORATION OF THE STATUE OF LIBERTY," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on

Ways and Means, presented a report (Stand. Com. Rep. No. 671-86) recommending that House Bill No. 1706-86, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 671-86 and H.B. No. 1706-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HAZARDOUS WASTE PROGRAM," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 672-86) recommending that House Bill No. 2221-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 672-86 and H.B. No. 2221-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 673-86) recommending that House Bill No. 2752-86, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 673-86 and H.B. No. 2752-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE 'DIAL LAW' PROGRAM OF THE HAWAII BAR ASSOCIATION," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 674-86) recommending that House Bill No. 1691-86, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 674-86 and H.B. No. 1691-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 675-86) recommending that House Bill No. 1990-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 675-86 and H.B. No. 1990-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 676-86) recommending that

House Bill No. 381, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 676-86 and H.B. No. 381, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS' COMPENSATION," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 677-86) recommending that House Bill No. 1493, S.D. 2, as amended in S.D. 3, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 677-86 and H.B. No. 1493, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 678-86) recommending that House Bill No. 1687-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 678-86 and H.B. No. 1687-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RENTAL ASSISTANCE REVOLVING FUND," was deferred until Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 679-86) recommending that House Bill No. 1856-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 1856-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 680-86) recommending that House Bill No. 2595-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 2595-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on

Ways and Means, presented a report (Stand. Com. Rep. No. 681-86) recommending that House Bill No. 526, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 526, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE STOCK OWNERSHIP," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 682-86) recommending that House Bill No. 2201-86, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 682-86 and H.B. No. 2201-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUNDWATER PROTECTION PROGRAM," was deferred until Thursday, March 27, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 683-86) recommending that House Bill No. 2116-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2116-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

ORDER OF THE DAY

MATTERS DEFERRED FROM MONDAY, MARCH 24, 1986

Senate Bill No. 1595-86, H.D. 1 (Hse. Com. No. 369):

By unanimous consent, action on S.B. No. 1595-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES," was deferred until Thursday, March 27, 1986.

Senate Bill No. 1678-86, H.D. 1 (Hse. Com. No. 370):

By unanimous consent, action on S.B. No. 1678-86, H.D. 1 entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE

SUBZONES," was deferred until Thursday, March 27, 1986.

THIRD READING

House Bill No. 2004-86, S.D. 1:

By unanimous consent, action on H.B. No. 2004-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," was deferred until Thursday, March 27, 1986.

RE-REFERRAL OF A HOUSE BILL

The President re-referred House Bill No. 1665-86, H.D. 2, to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the adoption of standing committee reports received by the Senate Clerk prior to 4:30 o'clock p.m. In consequence thereof, and subsequent to its recessing at 12:01 o'clock p.m., the Senate took the following actions on the following bills and standing committee reports:

Stand. Com. Rep. No. 684-86 was adopted and House Bill No. 1869-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 685-86 was adopted and House Bill No. 1905-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 686-86 was adopted and House Bill No. 2044-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 687-86 was adopted and House Bill No. 2193-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 688-86 was adopted and House Bill No. 1907-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOXING COMMISSION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 689-86 was adopted and House Bill No. 1908-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 690-86 was adopted and House Bill No. 2049-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 691-86 was adopted and House Bill No. 2608-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR VETERANS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 692-86 and House Bill No. 2800-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE," were placed on the calendar for further consideration on Thursday, March 27, 1986.

Stand. Com. Rep. No. 693-86 and House Bill No. 82, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," were placed on the calendar for further consideration on Thursday, March 27, 1986.

Stand. Com. Rep. No. 694-86 and House Bill No. 2580-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for further consideration on Thursday, March 27, 1986.

Stand. Com. Rep. No. 695-86 was adopted and House Bill No. 2108-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROL OF PETROLEUM PRODUCTS," passed Second Reading and was placed on the

calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 696-86 was adopted and House Bill No. 2427-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 697-86 was adopted and House Bill No. 2280-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 698-86 was adopted and House Bill No. 2011-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 699-86 was adopted and House Bill No. 2010-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADVISORY COMMISSION ON EMPLOYMENT AND HUMAN RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

Stand. Com. Rep. No. 700-86 was adopted and House Bill No. 2009-86, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 27, 1986.

ADJOURNMENT

At 4:30 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Thursday, March 27, 1986.

FORTY-FIFTH DAY

Thursday, March 27, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:42 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Lawrence H. Roller, Colonel, United States Air Force, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Forty-Fourth Day.

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

Senator Machida introduced a delegation from the Hotel Worker's Union (HERE Local 5), Mr. Romeo Mindo, president, and Mr. Gary Gill, a lobbyist.

Senator Kuroda introduced 36 children from Tokyo, Japan, who are members of a soccer team on a goodwill exchange with Hawaii teams, accompanied by Mr. Shigeru Fujiwara, coordinator; Mr. Hideharu Honda, chairman of the Setagaya Ku Soccer Club; Mr. Ted Morioka, a former state representative; and six chaperones.

Senator Toguchi, on behalf of Senator Hee and himself, introduced a group of Boy Scouts from Kaneohe Elementary School, Pack 214, Den 3, accompanied by their leader, Mr. Yamamoto, and den mother, Mrs. Nakaoka.

Senator Yamasaki, on behalf of Senators Solomon and Machida and himself, introduced a group of Up-Country Senior Citizens from Maui, led by Mr. Ernest Makalii.

Senator McMurdo introduced Bill and Freda Codd of Baltimore, Maryland, and Mrs. Liz Neroutsos.

Senator Holt introduced his cousin, Karen Holt, from San Jose, California.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 282, informing the Senate that on March 24, 1986, he signed the following bills into law:

Senate Bill No. 1641-86 as Act 5, entitled: "RELATING TO BREEDING OF ANIMALS IN QUARANTINE,"

Senate Bill No. 1648-86 as Act 6, entitled: "RELATING TO COOPERATION WITH FEDERAL AUTHORITIES,"

Senate Bill No. 1649-86 as Act 7,

entitled: RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS,"

was read by the Clerk and was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 63 and 64) were read by the Clerk and were disposed of as follows:

S.C.R. No. 63, entitled: SENATE CONCURRENT RESOLUTION ENCOURAGING CONTINUED EFFORTS TOWARD DEVELOPMENT OF GEOTHERMAL RESOURCES," was offered by Senators Matsuura, Henderson, Abercrombie, Machida, Mizuguchi, Young, Kawasaki, McMurdo, Hagino, Yamasaki, Toguchi, A. Kobayashi, Cayetano, Chang, Kuroda, B. Kobayashi, Soares, Aki, Solomon, Fernandes Salling, George, Holt and Hee.

By unanimous consent, S.C.R. No. 63 was referred to the Committee on Energy.

S.C.R. No. 64, entitled: SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON A PLAN OF ACTION TO DEAL WITH ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) IN THE SCHOOLS," was offered by Senators Hee and Abercrombie.

By unanimous consent, S.C.R. No. 64 was referred to the Committee on Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 86 to 89) were read by the Clerk and were disposed of as follows:

S.R. No. 86, entitled: "SENATE RESOLUTION ENCOURAGING CONTINUED EFFORTS TOWARD DEVELOPMENT OF GEOTHERMAL RESOURCES," was offered by Senators Matsuura, Henderson, Abercrombie, Machida, B. Kobayashi, Mizuguchi, Young, Kawasaki, McMurdo, Hagino, Yamasaki, Hee, A. Kobayashi, Cayetano, Chang, Kuroda, Soares, Aki, Solomon, Fernandes Salling, George, Toguchi and Holt.

By unanimous consent, S.R. No. 86 was referred to the Committee on Energy.

S.R. No. 87, entitled: "SENATE RESOLUTION REQUESTING THE TRUSTEES OF THE EMPLOYEES' RETIREMENT SYSTEM TO REVIEW ITS PRESENT POST RETIREMENT DISTRIBUTION FORMULA FOR THE PURPOSE OF SUGGESTING ADJUSTMENTS TO THE STATE

EMPLOYEES' RETIREMENT SYSTEM," was offered by Senators Matsuura, Hagino, Toguchi, Fernandes Salling, B. Kobayashi, McMurdo, Yamasaki, Mizuguchi, Soares, Holt, George, Cayetano, Henderson, A. Kobayashi, Kuroda, Machida, Abercrombie, Hee, Solomon, Young, Kawasaki, Chang and Aki.

By unanimous consent, S.R. No. 87 was referred to the Committee on Labor and Employment.

S.R. No. 88, entitled: "SENATE RESOLUTION REQUESTING A REPORT ON A PLAN OF ACTION TO DEAL WITH ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) IN THE SCHOOLS," was offered by Senators Hee and Abercrombie.

By unanimous consent, S.R. No. 88 was referred to the Committee on Education.

S.R. No. 89, entitled: "SENATE RESOLUTION REQUESTING THE ENACTMENT OF LAWS TO CHANGE THE METHOD OF COLLECTING SALES TAX," was offered by Senator Hee, by request.

By unanimous consent, S.R. No. 89 was referred to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 701-86) recommending that Senate Concurrent Resolution No. 51 be adopted.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.C.R. No. 51, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT BANKRUPTCY TRUSTEES ADMINISTER THE BANKRUPTCY CODE WITH DUE CONSIDERATION FOR INNOCENT DEPOSITORS OF FAILED FINANCIAL INSTITUTIONS," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 702-86) recommending that Senate Resolution No. 75 be adopted.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.R. No. 75, entitled: "SENATE RESOLUTION REQUESTING THAT BANKRUPTCY TRUSTEES ADMINISTER THE BANKRUPTCY CODE WITH DUE CONSIDERATION FOR INNOCENT DEPOSITORS OF FAILED FINANCIAL INSTITUTIONS," was adopted.

ORDER OF THE DAY

MATTERS DEFERRED FROM TUESDAY, MARCH 25, 1986

Senate Bill No. 1595-86, H.D. 1 (Hse. Com. No. 369):

On motion by Senator Matsuura, seconded by Senator Aki and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1595-86, and requested a conference on the subject matter thereof.

By unanimous consent, action of S.B. No. 1595-86, H.D. 1, entitled: A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES," was deferred until a later date.

Senate Bill No. 1678-86, H.D. 1 (Hse. Com. No. 370):

On motion by Senator Matsuura, seconded by Senator Aki and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1678-86, and requested a conference on the subject matter thereof.

By unanimous consent, action on S.B. No. 1678-86, H.D. 1, entitled: A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES," was deferred until a later date.

Senate Bill No. 1527-86, H.D. 1 (Hse. Com. No. 371):

Senator Cobb moved that the Senate agree to the amendments proposed by the House to S.B. No. 1527-86, seconded by Senator B. Kobayashi.

Senator Cobb explained, "Mr. President, the House changed the period to 20 days for the purpose of having an individual tenant not be considered to be absent. We had sent it over with 15 days. I think this is a perfectly reasonable change."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1527-86, and S.B. No. 1527-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," was placed on the calendar for Final Reading on Monday, March 31, 1986.

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

The Senate reconvened at 11:54 o'clock a.m.

MATTER DEFERRED FROM TUESDAY, MARCH 25, 1986

THIRD READING

House Bill No. 2004-86, S.D. 1:

By unanimous consent, action on H.B. No. 2004-86, S.D. 1, was deferred to the afternoon calendar.

THIRD READING

By unanimous consent, action on the following standing committee reports and bills was deferred to the afternoon calendar:

H.B. No. 2166-86, H.D. 1, S.D. 1;
 H.B. No. 1830-86;
 H.B. No. 2626-86, H.D. 2;
 H.B. No. 2128-86;
 Stand. Com. Rep. No. 628-86 and H.B. No. 1913-86, H.D. 1, S.D. 1;
 H.B. No. 1727-86, H.D. 1, S.D. 1;
 H.B. No. 2605-86, H.D. 1, S.D. 1;
 H.B. No. 1904-86;
 H.B. No. 2029-86;
 H.B. No. 2040-86;
 H.B. No. 2113-86;
 H.B. No. 1739-86, H.D. 1;
 H.B. No. 2374-86, S.D. 1;
 H.B. No. 2596-86, S.D. 1;
 H.B. No. 2026-86, H.D. 1, S.D. 1;
 H.B. No. 2036-86, H.D. 1, S.D. 1;
 H.B. No. 2038-86, S.D. 1;
 H.B. No. 2042-86, H.D. 1, S.D. 1;
 H.B. No. 2048-86, S.D. 1;
 H.B. No. 2050-86;
 H.B. No. 2051-86, S.D. 1;
 H.B. No. 2052-86;
 H.B. No. 2053-86;
 H.B. No. 2111-86, S.D. 1;
 H.B. No. 2112-86, S.D. 1;
 H.B. No. 2114-86, S.D. 1;
 H.B. No. 2115-86;
 H.B. No. 2805-86, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 652-86 and H.B. No. 1898-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 653-86 and H.B. No. 2102-86, H.D. 1, S.D. 2;
 Stand. Com. Rep. No. 654-86 and H.B. No. 1878-86, H.D. 1, S.D. 2;
 Stand. Com. Rep. No. 655-86 and H.B. No. 393, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 656-86 and H.B. No. 1666-86, H.D. 2, S.D. 2;
 Stand. Com. Rep. No. 657-86 and H.B. No. 2624-86, H.D. 2, S.D. 2;
 Stand. Com. Rep. No. 658-86 and H.B. No. 2023-86, H.D. 1, S.D. 2;
 Stand. Com. Rep. No. 659-86 and H.B. No. 2013-86, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 660-86 and H.B. No. 2495-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 661-86 and H.B. No. 2273-86, H.D. 1, S.D. 2;
 Stand. Com. Rep. No. 662-86 and H.B. No. 1697-86, H.D. 2, S.D. 2;
 Stand. Com. Rep. No. 663-86 and H.B. No. 2122-86, H.D. 1, S.D. 2;
 Stand. Com. Rep. No. 664-86 and H.B. No. 2501-86, H.D. 1, S.D. 2;
 Stand. Com. Rep. No. 665-86 and H.B. No.

2024-86, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 666-86 and H.B. No. 1663-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 667-86 and H.B. No. 2138-86, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 668-86 and H.B. No. 2219-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 669-86 and H.B. No. 1815-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 670-86 and H.B. No. 2412-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 671-86 and H.B. No. 1706-86, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 672-86 and H.B. No. 2221-86, H.D. 2, S.D. 2;
 Stand. Com. Rep. No. 673-86 and H.B. No. 2752-86, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 674-86 and H.B. No. 1691-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 675-86 and H.B. No. 1990-86, H.D. 2, S.D. 2;
 Stand. Com. Rep. No. 676-86 and H.B. No. 381, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 677-86 and H.B. No. 1493, S.D. 3;
 Stand. Com. Rep. No. 678-86 and H.B. No. 1687-86, H.D. 2, S.D. 2;
 H.B. No. 1856-86, S.D. 1;
 H.B. 2595-86, H.D. 1, S.D. 1;
 H.B. 526, H.D. 1, S.D. 1;
 Stand. Com. Rep. No. 682-86 and H.B. No. 2201-86, H.D. 1, S.D. 1;
 H.B. No. 2116-86, S.D. 1;
 H.B. No. 1869-86, H.D. 1, S.D. 1;
 H.B. No. 1905-86, H.D. 1, S.D. 1;
 H.B. No. 2044-86, S.D. 1;
 H.B. No. 2193-86, S.D. 1;
 H.B. No. 1907-86, H.D. 1, S.D. 1;
 H.B. No. 1908-86, H.D. 1, S.D. 1;
 H.B. No. 2049-86, S.D. 1;
 H.B. No. 2608-86, H.D. 2, S.D. 1;
 Stand. Com. Rep. No. 692-86 and H.B. No. 2800-86, H.D. 2, S.D. 2;
 Stand. Com. Rep. No. 693-86 and H.B. No. 82, H.D. 1, S.D. 2;
 Stand. Com. Rep. No. 694-86 and H.B. No. 2580-86, H.D. 1, S.D. 2;
 H.B. No. 2108-86, H.D. 1, S.D. 1;
 H.B. No. 2427-86, S.D. 1;
 H.B. No. 2280-86, H.D. 2, S.D. 1;
 H.B. No. 2011-86, H.D. 1, S.D. 1;
 H.B. No. 2010-86, S.D. 1; and
 H.B. No. 2009-86.

At this time, Senator Cobb, chairman of the Committee on Consumer Protection and Commerce requested a waiver of the 48-hour Notice of Public Hearing on H.B. No. 1940-86, H.D. 1, S.D. 1, and the President granted the waiver.

At 11:56 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 4:00 o'clock p.m.

AFTERNOON SESSION

The Senate reconvened at 4:30 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 703-86) recommending that House Bill No. 2202-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and H.B. No. 2202-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 704-86) recommending that House Bill No. 1951-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 1951-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 705-86) recommending that House Bill No. 2285-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 2285-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 706-86) recommending that House Bill No. 2730-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 2730-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee

on Health, presented a report (Stand. Com. Rep. No. 707-86) recommending that House Bill No. 1999-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 1999-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 708-86) recommending that House Bill No. 2348-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2348-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 709-86) recommending that House Bill No. 1695-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1695-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 710-86) recommending that House Bill No. 1906-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1906-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIR INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 711-86) recommending that House Bill No.

2142-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2142-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABELING," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 712-86) recommending that House Bill No. 2192-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2192-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 713-86) recommending that House Bill No. 2424-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2424-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 714-86) recommending that House Bill No. 2425-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2425-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 715-86) recommending that House Bill No. 2586-86, as amended in S.D. 1, pass Second

Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2586-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 716-86) recommending that House Bill No. 2756-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2756-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 717-86) recommending that House Bill No. 2844-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2844-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 718-86) recommending that House Bill No. 1316, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1316, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REFUNDS AND EXCHANGES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 719-86) recommending that House Bill No. 2786-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand.

Com. Rep. No. 719-86 and H.B. No. 2786-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Monday, March 31, 1986.

Senator Machida, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 720-86) recommending that House Bill No. 2714-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and H.B. No. 2714-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Machida, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 721-86) recommending that House Bill No. 2618-86, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and H.B. No. 2618-86, H.D. 2, , entitled: "A BILL FOR AN ACT RELATING TO CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING ECONOMIC DEVELOPMENT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Machida, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 722-86) recommending that House Bill No. 2008-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and H.B. No. 2008-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Machida, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 723-86) recommending that House Bill No. 1672-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Machida, seconded

by Senator Abercrombie and carried, the report of the Committee was adopted and H.B. No. 1672-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 724-86) recommending that House Bill No. 2060-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2060-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAT BELTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 725-86) recommending that House Bill No. 1741-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 1741-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1985 TO JUNE 30, 1987," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 726-86) recommending that House Bill No. 1961-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 726-86 and H.B. No. 1961-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Monday, March 31, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 727-86) recommending that House Bill No. 1764-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 727-86 and H.B. No. 1764-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was deferred until Monday, March 31, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 728-86) recommending that

House Bill No. 2549-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 728-86 and H.B. No. 2549-86, H.D.2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred until Monday, March 31, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 729-86) recommending that House Bill No. 1665-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 1665-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 730-86) recommending that House Bill No. 2284-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and H.B. No. 2284-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 731-86) recommending that House Bill No. 2173-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and H.B. No. 2173-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 732-86) recommending that House Bill No. 832, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and H.B. No. 832, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REPLACEMENT OF ERODED SAND ON PUBLIC BEACHES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 733-86) recommending that House Bill No. 1870-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 1870-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 734-86) recommending that House Bill No. 167, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 167, H.D.1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 735-86) recommending that House Bill No. 2014-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2014-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 736-86) recommending that House Bill No. 2015-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2015-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 737-86) recommending that House Bill No. 2027-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2027-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 738-86) recommending that House Bill No. 2105-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2105-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 739-86) recommending that House Bill No. 2109-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2109-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLAN," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 740-86), recommending that House Bill No. 2129-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by

Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2129-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LAND," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 741-86) recommending that House Bill No. 2168-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2168-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 742-86) recommending that House Bill No. 2695-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2695-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 743-86) recommending that House Bill No. 2700-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and H.B. No. 2700-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 744-86) recommending that House Bill No. 1322, S.D.1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 744-86 and H.B. No. 1322,

S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," was deferred until Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 745-86) recommending that House Bill No. 1941-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1941-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BANKING," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 746-86) recommending that House Bill No. 2032-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2032-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 747-86) recommending that House Bill No. 2039-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2039-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 748-86) recommending that House Bill No. 2035-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2035-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

PHARMACISTS AND PHARMACY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 749-86) recommending that House Bill No. 2047-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2047-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 750-86) recommending that House Bill No. 2054-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2054-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 751-86) recommending that House Bill No. 2074-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2074-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 752-86) recommending that House Bill No. 2191-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2191-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," passed Second

Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 753-86) recommending that House Bill No. 2189-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2189-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 754-86) recommending that House Bill No. 2194-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2194-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 755-86) recommending that House Bill No. 2216-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2216-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 756-86) recommending that House Bill No. 2217-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2217-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 757-86) recommending that House Bill No. 2722-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2722-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 758-86) recommending that House Bill No. 2715-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2715-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 759-86) recommending that House Bill No. 2599-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2599-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 760-86) recommending that House Bill No. 2444-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 2444-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUNSCREENING DEVICES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 761-86) recommending that House Bill No. 1998-86, H.D. 1, as amended

in S.D.1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.B. No. 1998-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 762-86) recommending that House Bill No. 2000-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and H.B. No. 2000-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT PREVENTION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 763-86) recommending that House Bill No. 2001-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and H.B. No. 2001-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 764-86) recommending that House Bill No. 2002-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and H.B. No. 2002-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 765-86) recommending that House Bill No. 2069-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for

Third Reading.

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and H.B. No. 2069-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY ABUSE OR NEGLECT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 766-86) recommending that House Bill No. 2246-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, the report of the Committee was adopted and H.B. No. 2246-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

ORDER OF THE DAY

MATTERS DEFERRED FROM THE MORNING CALENDAR

THIRD READING

House Bill No. 2004-86, S.D. 1:

By unanimous consent, H.B. No. 2004-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGENT ORANGE," was recommitted to the Committee on Health.

At 4:31 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:35 o'clock p.m.

House Bill No. 2166-86, H.D. 1, S.D. 1:

On motion by Senator Toguchi, seconded by Senator Solomon and carried, H.B. No. 2166-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Abercrombie, Holt, B. Kobayashi and Machida).

House Bill No. 1830-86:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 1830-86, 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, 21. Noes, none. Excused, 4 (Abercrombie, Holt, B. Kobayashi and Machida).

House Bill No. 2626-86, H.D.2:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2626-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE WEIGHT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2128-86:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2128-86, entitled: "A BILL FOR AN ACT RELATING TO AIRCRAFT SERVICING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 628-86 (H.B. No. 1913-86, H.D. 1, S.D. 1):

On motion by Senator Young, seconded by Senator Hagino and carried, Stand. Com. Rep. No. 628-86 was adopted and H.B. No. 1913-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE AUDITOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 1727-86, H.D. 1, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 1727-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2605-86, H.D. 1, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2605-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING SAFETY," having been read throughout, passed Third Reading on the following

showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 1904-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1904-86, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2029-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2029-86, entitled: "A BILL FOR AN ACT RELATING TO REGULATORY LICENSING REFORM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2040-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2040-86, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT OF ATTORNEYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2113-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2113-86, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 1739-86, H.D.1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 1739-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2374-86, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2374-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2596-86, S.D. 1:

By unanimous consent, action on H.B. No. 2596-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," was deferred until Monday, March 31, 1986.

House Bill No. 2026-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2026-86, H.D. 1, S.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 (Abercrombie, Holt and Machida).

House Bill No. 2036-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2036-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2038-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2038-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2042-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2042-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2048-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2048-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSE DENIAL APPEALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2050-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2050-86, 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 (Abercrombie, Holt and Machida).

House Bill No. 2051-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2051-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2052-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2052-86, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2053-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2053-86, entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2111-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2111-86, S.D. 1, 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 (Abercrombie, Holt and Machida).

House Bill No. 2112-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2112-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2114-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2114-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2115-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2115-86, entitled: "A BILL FOR AN ACT RELATING TO NURSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2805-86, H.D. 1, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, H.B. No. 2805-86, H.D. 1, S.D. 1, 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, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 652-86 (H.B. No. 1898-86, H.D. 2, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 652-86 was adopted and H.B. No. 1898-86, H.D. 2, S.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO EMPLOYMENT OPPORTUNITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 653-86 (H.B. No. 2102-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 653-86 was adopted and H.B. No. 2102-86, H.D.1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 654-86 (H.B. No. 1878-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 654-86 was adopted and H.B. No. 1878-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 655-86 (H.B. No. 393, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 655-86 was adopted and H.B. No. 393, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 656-86 (H.B. No. 1666-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 656-86 was adopted and H.B. No. 1666-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 657-86 (H.B. No.

2624-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 657-86 was adopted and H.B. No. 2624-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INDUSTRIAL DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 658-86 (H.B. No. 2023-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 658-86 was adopted and H.B. No. 2023-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR 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 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 659-86 (H.B. No. 2013-86, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 659-86 was adopted and H.B. No. 2013-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 660-86 (H.B. No. 2495-86, H.D. 2, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 660-86 was adopted and H.B. No. 2495-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 661-86 (H.B. No. 2273-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 661-86 was adopted and H.B. No. 2273-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO

AGRICULTURAL PARKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 662-86 (H.B. No. 1697-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 662-86 was adopted and H.B. No. 1697-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 663-86 (H.B. No. 2122-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 663-86 was adopted and H.B. No. 2122-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 664-86 (H.B. No. 2501-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 664-86 was adopted and H.B. No. 2501-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXABLE MORTGAGE SECURITIES PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 665-86 (H.B. No. 2024-86, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 665-86 was adopted and H.B. No. 2024-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 666-86 (H.B. No. 1663-86, H.D. 2, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 666-86 was adopted and H.B. No. 1663-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A UNIVERSITY OF HAWAII CHILD CARE CENTER PILOT PROJECT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 1 (Kawasaki). Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 667-86 (H.B. No. 2138-86, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 667-86 was adopted and H.B. No. 2138-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 668-86 (H.B. No. 2219-86, H.D. 2, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 668-86 was adopted and H.B. No. 2219-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 669-86 (H.B. No. 1815-86, H.D. 2, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 669-86 was adopted and H.B. No. 1815-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 670-86 (H.B. No. 2412-86, H.D. 2, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 670-86 was adopted and H.B.

No. 2412-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPENSES RELATED TO PARTICIPATION OF A HAWAIIAN VOYAGING CANOE IN THE TALL SHIP CELEBRATION OF THE CENTENNIAL RESTORATION OF THE STATUE OF LIBERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 671-86 (H.B. No. 1706-86, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 671-86 was adopted and H.B. No. 1706-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HAZARDOUS WASTE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 672-86 (H.B. No. 2221-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 672-86 was adopted and H.B. No. 2221-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 673-86 (H.B. No. 2752-86, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 673-86 was adopted and H.B. No. 2752-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE 'DIAL LAW' PROGRAM OF THE HAWAII BAR ASSOCIATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 2 (George and A. Kobayashi). Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 674-86 (H.B. No. 1691-86, H.D. 2, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 674-86 was adopted and H.B. No. 1691-86, H.D. 2, S.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 675-86 (H.B. No. 1990-86, H.D. 2, S.D. 2):

Senator Yamasaki moved that Stand. Com. No. 675-86 be adopted and H.B. No. 1990-86, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

At this time, Senator Cayetano requested, "Mr. President, may I ask for a ruling on conflict?"

The Chair replied, "No conflict."

The motion was put by the Chair and carried, and Stand. Com. No. 675-86 was adopted and H.B. No. 1990-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 676-86 (H.B. No. 381, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 676-86 was adopted and H.B. No. 381, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS' COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 677-86 (H.B. No. 1493, S.D. 3):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 677-86 was adopted and H.B. No. 1493, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 678-86 (H.B. No. 1687-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 678-86 was adopted and H.B. No. 1687-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RENTAL ASSISTANCE REVOLVING FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 1856-86, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, H.B. No. 1856-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2595-86, H.D. 1, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, H.B. No. 2595-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 526, H.D. 1, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, H.B. No. 526, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE STOCK OWNERSHIP," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 682-86 (H.B. No. 2201-86, H.D. 1, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 682-86 was adopted and H.B. No. 2201-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUND WATER PROTECTION PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2116-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2116-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

At 4:52 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:53 o'clock p.m.

House Bill No. 1869-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1869-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 1905-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1905-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2044-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2044-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2193-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2193-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 1907-86, H.D.1, S.D. 1:

On motion by Senator Cobb, seconded by

Senator B. Kobayashi and carried, H.B. No. 1907-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOXING COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 1908-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1908-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2049-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2049-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

At 4:55 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:57 o'clock p.m.

House Bill No. 2608-86, H.D. 2, S.D. 1:

Senator Yamasaki moved that H.B. No. 2608-86, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

At this time, Senator Cobb said, "Mr. President, I'd like to ask for a conflict ruling."

The Chair replied, "No conflict."

The motion was put by the Chair and carried, and H.B. No. 2608-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR VETERANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 692-86 (H.B. No. 2800-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded

by Senator Mizuguchi and carried, Stand. Com. Rep. No. 692-86 was adopted and H.B. No. 2800-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 693-86 (H.B. No. 82, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 693-86 was adopted and H.B. No. 82, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

Stand. Com. Rep. No. 694-86 (H.B. No. 2580-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 694-86 was adopted and H.B. No. 2580-86, H.D. 1, S.D. 2, 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, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2108-86, H.D. 1, S.D. 1:

On motion by Senator Matsuura, seconded by Senator Aki and carried, H.B. No. 2108-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROL OF PETROLEUM PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2427-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator Yamasaki and carried, H.B. No. 2427-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2280-86, H.D. 2, S.D. 1:

On motion by Senator Cobb, seconded by

Senator Yamasaki and carried, H.B. No. 2280-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2011-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator Yamasaki and carried, H.B. No. 2011-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2010-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator Yamasaki and carried, H.B. No. 2010-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ADVISORY COMMISSION ON EMPLOYMENT AND HUMAN RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

House Bill No. 2009-86:

On motion by Senator Cobb, seconded by Senator Yamasaki and carried, H.B. No. 2009-86, , entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Abercrombie, Holt and Machida).

At 5:00 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 9:00 o'clock p.m.

EVENING SESSION

The Senate reconvened at 11:35 o'clock p.m.

STANDING COMMITTEE REPORTS

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 767-86) recommending that House Bill No. 2513-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi,

seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 2513-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 768-86) recommending that House Bill No. 172, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 172, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 769-86) recommending that House Bill No. 2103-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 2103-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 770-86) recommending that House Bill No. 1996-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 1996-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 771-86) recommending that House Bill No. 2007-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 2007-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO DEVELOPMENTAL DISABILITIES AND MENTAL RETARDATION RECORDS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 772-86) recommending that House Bill No. 2836-86, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and H.B. No. 2836-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Kawasaki, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 773-86) recommending that House Bill No. 1829-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and H.B. No. 1829-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Kawasaki, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 774-86) recommending that House Bill No. 1826-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and H.B. No. 1826-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Kawasaki, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 775-86) recommending that House Bill No. 1716-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and H.B. No. 1716-86, entitled: "A BILL FOR AN ACT RELATING TO BALL OR MARBLE MACHINES," passed Second

Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 776-86) recommending that House Bill No. 1855-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1855-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BRANDING," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 777-86) recommending that House Bill No. 1970-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1970-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 778-86) recommending that House Bill No. 1971-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1971-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RIGHTS OF ENTRY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 779-86) recommending that House Bill No. 1974-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1974-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ISSUANCE OF SUMMONS AND CITATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 780-86) recommending that

House Bill No. 1976-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1976-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CERTIFICATE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 781-86) recommending that House Bill No. 1977-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1977-86, entitled: "A BILL FOR AN ACT RELATING TO RULES GOVERNING THE INSPECTION, QUARANTINE, DISINFECTION, OR DESTRUCTION OF ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 782-86) recommending that House Bill No. 1983-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1983-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 783-86) recommending that House Bill No. 1984-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1984-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF ANIMALS FERAE NATURAE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 784-86) recommending that House Bill No. 2282-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 2282-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PESTICIDES ADVISORY COMMITTEE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 785-86) recommending that House Bill No. 1767-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 785-86 and H.B. No. 1767-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES," was deferred until Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 786-86) recommending that House Bill No. 1942-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1942-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BANKING," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 787-86) recommending that House Bill No. 1945-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1945-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BARBERING," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 788-86) recommending that House Bill No. 2033-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2033-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE

AND COLLECTION SERVICING AGENTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 789-86) recommending that House Bill No. 1946-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1946-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the majority of the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 790-86) recommending that House Bill No. 2062-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the majority of the Committee was adopted and H.B. No. 2062-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 791-86) recommending that House Bill No. 2117-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2117-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF FINE PRINTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 792-86) recommending that House Bill No. 2238-86, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 792-86 and H.B. No. 2238-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE LIABILITY INSURANCE," was deferred until Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 793-86) recommending that House Bill No. 1959-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1959-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUVENILE JUSTICE INTERAGENCY BOARD," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 794-86) recommending that House Bill No. 1740-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1740-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 795-86) recommending that House Bill No. 2561-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the majority of the Committee was adopted and H.B. No. 2561-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 796-86) recommending that House Bill No. 1680-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1680-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 797-86) recommending that House Bill No. 2360-86, H.D. 1, pass Second

Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2360-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 798-86) recommending that House Bill No. 2465-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2465-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION TO VICTIMS OF CRIME," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 799-86) recommending that House Bill No. 2483-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2483-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT JURISDICTION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 800-86) recommending that House Bill No. 2363-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2363-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 801-86) recommending that House Bill No. 2656-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No.

2656-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 802-86) recommending that House Bill No. 1993-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1993-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO THE STATE TORT LIABILITY ACT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 803-86) recommending that House Bill No. 2358-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2358-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 804-86) recommending that House Bill No. 2373-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2373-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFENSE OF INTOXICATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 805-86) recommending that House Bill No. 2337-86, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 805-86 and H.B. No. 2337-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," was deferred until Monday, March 31, 1986.

Senator Chang, for the Committee on

Judiciary, presented a report (Stand. Com. Rep. No. 806-86) recommending that House Bill No. 2479-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2479-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 807-86) recommending that House Bill No. 2170-86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 807-86 and H.B. No. 2170-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BLOOD TEST," was deferred until Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 808-86) recommending that House Bill No. 2362-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2362-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 809-86) recommending that House Bill No. 326, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 326, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 810-86) recommending that House Bill No. 105, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 105, H.D. 1, S.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO NAMES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 811-86) recommending that House Bill No. 2845-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2845-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 812-86) recommending that House Bill No. 122, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 812-86 and H.B. No. 122, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE POWER OF THE ATTORNEY GENERAL," was deferred until Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 813-86) recommending that House Bill No. 1969-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1969-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF POULTRY AND POULTRY PRODUCTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 814-86) recommending that House Bill No. 1967-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.B. No. 1967-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF MEAT AND MEAT PRODUCTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on

Judiciary, presented a report (Stand. Com. Rep. No. 815-86) recommending that House Bill No. 1729-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1729-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL REMEDIES AND DEFENSES AND SPECIAL PROCEEDINGS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 816-86) recommending that House Bill No. 1688-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 816-86 and H.B. No. 1688-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS," was deferred until Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 817-86) recommending that House Bill No. 1488, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1488, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 818-86) recommending that House Bill No. 1388, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 1388, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 819-86) recommending that House Bill No. 692, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 819-86 and H.B. No. 692, H.D. 1, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO TERMS OF BOARDS AND COMMISSIONS," was deferred until Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 820-86) recommending that House Bill No. 100, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 820-86 and H.B. No. 100, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred until Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 821-86) recommending that House Bill No. 2158-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2158-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 822-86) recommending that House Bill No. 1857-86, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the majority of the Committee was adopted and H.B. No. 1857-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 823-86) recommending that House Bill No. 2725-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 823-86 and H.B. No. 2725-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," was deferred until Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 824-86) recommending that House Bill No. 2526-86, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2526-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 825-86) recommending that House Bill No. 2760-86, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2760-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 826-86) recommending that House Bill No. 2516-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and H.B. No. 2516-86, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Senator Chang, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 827-86) recommending that House Bill No. 2468-86, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 827-86 and H.B. No. 2468-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS," was deferred until Monday, March 31, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 828-86) recommending that House Bill No. 1694-86, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 828-86 and H.B. No. 1694-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Monday, March 31, 1986.

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the

Senate authorized the adoption of standing committee reports received by the Senate Clerk prior to midnight. In consequence thereof, and subsequent to its recessing at 11:36 o'clock p.m., the Senate took the following actions on the following bills and standing committee reports:

Stand. Com. Rep. No. 829-86 was adopted and House Bill No. 1940-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Stand. Com. Rep. No. 830-86 was adopted and House Bill No. 2312-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY IN HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Stand. Com. Rep. No. 831-86 was adopted and House Bill No. 2525-86, H.D. 1, S.D.

1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSURANCE LAW," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

Stand. Com. Rep. No. 832-86 and House Bill No. 1692-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORTS," were placed on the calendar for further consideration on Monday, March 31, 1986.

Stand. Com. Rep. No. 833-86 was adopted and House Bill No. 2569-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO 'ALOHA SPIRIT,'" passed Second Reading and was placed on the calendar for Third Reading on Monday, March 31, 1986.

ADJOURNMENT

At 12:00 o'clock midnight, on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:00 o'clock a.m., Monday, March 31, 1986.

FORTY-SIXTH DAY

Monday, March 31, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:20 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Ms. Nancy Lewis, Representative, 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 Forty-Fifth Day.

Senator Matsuura introduced to the members of the Senate Don and Genni Davis of Long Beach, California.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 283 to 293) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 283, transmitting the Final Report (February 1986) and Minority Report of the Governor's Advisory Committee on Insurance Capacity, was referred to the Committee on Judiciary.

Gov. Msg. No. 284, submitting for consideration and confirmation to the Board of Medical Examiners, the nominations of Erlinda M. Cachola, M.D., and Russell W.O. Lum, terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 285, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of Leighton Wong, term to expire June 30, 1989, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 286, submitting for consideration and confirmation to the State Foundation on Culture and the Arts, the nominations of Gladys Y. Sonomura, Millicent Kim and Arthur A. Kohara, terms to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 287, submitting for consideration and confirmation to the Waianae Coast Subarea Health Planning Council, the nominations of Christine S. Jackson, Walter C.K. Aona, Joyce Margaret O'Brien and Daniel B. Smith, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 288, submitting for consideration and confirmation to the Maui

County Subarea Health Planning Council, the nomination of Shirley H. Kodani, term to expire June 30, 1987, was referred to the Committee on Health.

Gov. Msg. No. 289, submitting for consideration and confirmation to the Kauai County Subarea Health Planning Council, the nominations of Charlotte Smith Kauai and Pauline D. Ventura, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 290, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nominations of Stanley G.H. Yim and Gerald A. Jensen, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 291, submitting for consideration and confirmation to the Board of Regents, University of Hawaii, the nomination of Albert S. Nishimura, term to expire June 30, 1990, was referred to the Committee on Higher Education.

Gov. Msg. No. 292, submitting for consideration and confirmation to the Commission on Transportation, the nominations of Ah Leong Kam and Mark H. Hastert, terms to expire June 30, 1990, was referred to the Committee on Transportation.

Gov. Msg. No. 293, submitting for consideration and confirmation to the Medical Advisory Board, the nominations of the following:

David Y. Kimura, M.D., term to expire June 30, 1989; and
Michael M. Okihiro, M.D., and William M. Dang Jr., M.D., terms to expire June 30, 1990,

was referred to the Committee on Transportation.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 65 to 68) were read by the Clerk and were disposed of as follows:

S.C.R. No. 65, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE REASONABLENESS OF CHILD CARE LAWS AND RULES AS THEY RELATE TO DIFFERENT TYPES OF CHILD CARE PROGRAMS," was offered by Senators Hee and Abercrombie.

By unanimous consent, S.C.R. No. 65 was

referred to the Committee on Human Services.

S.C.R. No. 66, entitled: "SENATE CONCURRENT RESOLUTION HONORING PROFESSIONAL SECRETARIES ON THE OCCASION OF PROFESSIONAL SECRETARIES' DAY, APRIL 23, 1986, AND THE PROFESSIONAL SECRETARIES' WEEK, APRIL 20-26, 1986," was offered by Senators Henderson, Soares, Fernandes Salling, Hagino, McMurdo, B. Kobayashi, Yamasaki, Abercrombie, Hee, Machida, Mizuguchi, A. Kobayashi, Aki, Solomon, George and Kuroda.

On motion by Senator Henderson, seconded by Senator Soares and carried, S.C.R. No. 66 was adopted.

S.C.R. No. 67, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE REVENUE IMPACT OF INDEXING PERMANENT TOTAL DISABILITY BENEFITS TO THE INFLATION RATE," was offered by Senators Henderson, Soares, Fernandes Salling, Hagino, McMurdo, Yamasaki, B. Kobayashi, Abercrombie, Hee, Machida, A. Kobayashi, Aki, Solomon and George.

By unanimous consent, S.C.R. No. 67 was referred to the Committee on Labor and Employment.

S.C.R. No. 68, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND & NATURAL RESOURCES TO LEASE STATE LAND FOR A SHOOTING RANGE IN WEST HAWAII," was offered by Senators Henderson and Solomon.

By unanimous consent, S.C.R. No. 68 was referred to the Committee on Tourism and Recreation.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 90 to 93) were read by the Clerk and were disposed of as follows:

S.R. No. 90, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE REASONABLENESS OF CHILD CARE LAWS AND RULES AS THEY RELATE TO DIFFERENT TYPES OF CHILD CARE PROGRAMS," was offered by Senators Hee and Abercrombie.

By unanimous consent, S.R. No. 90 was referred to the Committee on Human Services.

S.R. No. 91, entitled: "SENATE RESOLUTION HONORING PROFESSIONAL SECRETARIES ON THE OCCASION OF PROFESSIONAL SECRETARIES' DAY, APRIL 23, 1986, AND THE PROFESSIONAL

SECRETARIES' WEEK, APRIL 20-26, 1986," was offered by Senators Henderson, Soares, Fernandes Salling, Hagino, McMurdo, Yamasaki, B. Kobayashi, Abercrombie, Hee, Machida, Mizuguchi, A. Kobayashi, Aki, Solomon, George and Kuroda.

On motion by Senator Henderson, seconded by Senator Soares and carried, S.R. No. 91 was adopted.

S.R. No. 92, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE REVENUE IMPACT OF INDEXING PERMANENT TOTAL DISABILITY BENEFITS TO THE INFLATION RATE," was offered by Senators Henderson, Soares, Fernandes Salling, Hagino, McMurdo, B. Kobayashi, Yamasaki, Abercrombie, Hee, Machida, A. Kobayashi, Aki, Solomon and George.

By unanimous consent, S.R. No. 92 was referred to the Committee on Labor and Employment, then to the Committee on Legislative Management.

S.R. No. 93, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND & NATURAL RESOURCES TO LEASE STATE LAND FOR A SHOOTING RANGE IN WEST HAWAII," was offered by Senators Henderson and Solomon.

By unanimous consent, S.R. No. 93 was referred to the Committee on Tourism and Recreation.

At 11:23 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:27 o'clock a.m.

STANDING COMMITTEE REPORTS

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 834-86) recommending that Senate Resolution No. 39, amended in S.D. 1, be adopted.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and S.R. No. 39, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING MAGNET SCHOOLS," was adopted.

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 835-86) recommending that Senate Concurrent Resolution No. 17, as amended in S.D. 1, be adopted.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report

of the Committee was adopted and S.C.R. No. 17, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING MAGNET SCHOOLS," was adopted.

At 11:29 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:30 o'clock a.m.

ORDER OF THE DAY

MATTERS DEFERRED FROM THURSDAY, MARCH 27, 1986

THIRD READING

House Bill No. 2596-86, S.D. 1:

By unanimous consent, action on H.B. No. 2596-86, S.D. 1, was deferred to the end of the calendar.

FINAL READING

Senate Bill No. 1527-86, H.D. 1 (Hse. Com. No. 371):

By unanimous consent, action on S.B. No. 1527-86, H.D. 1, was deferred to the end of the calendar.

THIRD READING

House Bill No. 2202-86, H.D. 1, S.D. 1:

On motion by Senator Matsuura, seconded by Senator Aki and carried, H.B. No. 2202-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1951-86, H.D. 1, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 1951-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2285-86, H.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 2285-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

ENVIRONMENTAL QUALITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2730-86, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 2730-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY ENFORCEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1999-86, H.D. 1, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 1999-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2348-86, H.D. 1, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2348-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1695-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1695-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1906-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1906-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIR INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2142-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2142-86, H.D. 1, S.D. 1, was deferred to the

end of the calendar.

Ayes, 25. Noes, none.

House Bill No. 2192-86, H.D. 1, S.D. 1:

House Bill No. 1316, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2192-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1316, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REFUNDS AND EXCHANGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Ayes, 25. Noes, none.

House Bill No. 2424-86, S.D. 1:

Stand. Com. Rep. No. 719-86 (H.B. No. 2786-86, S.D. 2):

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2424-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

By unanimous consent, action on Stand. Com. Rep. No. 719-86 and H.B. No. 2786-86, S.D. 2, was deferred to the end of the calendar.

Ayes, 25. Noes, none.

House Bill No. 2714-86, S.D. 1:

House Bill No. 2425-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2425-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, H.B. No. 2714-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Ayes, 25. Noes, none.

House Bill No. 2618-86, H.D. 2:

House Bill No. 2586-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2586-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, H.B. No. 2618-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Cayetano, Henderson, Kawasaki and Soares).

Ayes, 25. Noes, none.

House Bill No. 2756-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2756-86, S.D. 1, 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:

House Bill No. 2008-86, H.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, H.B. No. 2008-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Ayes, 25. Noes, none.

House Bill No. 2844-86, H.D. 2, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2844-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

House Bill No. 1672-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1672-86, H.D. 1, S.D. 1, was deferred to the end of the calendar.

House Bill No. 2060-86, H.D. 1, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2060-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAT BELTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1741-86, H.D. 1, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, H.B. No. 1741-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1985 TO JUNE 30, 1987," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 726-86 (H.B. No. 1961-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 726-86 was adopted and H.B. No. 1961-86, H.D. 2, S.D. 2, 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, 25. Noes, none.

Stand. Com. Rep. No. 727-86 (H.B. No. 1764-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 727-86 was adopted and H.B. No. 1764-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 728-86 (H.B. No. 2549-86, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 728-86 and H.B. No. 2549-86, H.D. 2, S.D. 2, was deferred to the end of the calendar.

House Bill No. 1665-86, H.D. 2, S.D. 1:

Senator Yamasaki moved that H.B. No. 1665-86, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Mizuguchi.

Senator Abercrombie spoke in support of the measure as follows:

"Mr. President, I just want, for purposes of the record, to indicate that this is probably one of the most important bills with respect to the University of Hawaii that we will have before us this year or almost in any year. It will be the culmination of a good many years of effort, and I commend the chairman for his attention to this matter. I sincerely hope that this bill will find its way, regardless of whatever discussions take place about flexibility or independence with the university, into law. Without it the university will be severely restricted in its capacity to achieve the kinds of excellence that was envisioned in President Simone's inaugural speech. I certainly hope we will all support it very, very vigorously as we move to the end of the session."

The motion was put by the Chair and carried and H.B. No. 1665-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2284-86, H.D. 2, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, H.B. No. 2284-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2173-86, H.D. 1, S.D. 1:

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, H.B. No. 2173-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 832, H.D. 1, S.D. 1:

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, H.B. No. 832, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REPLACEMENT OF ERODED SAND ON PUBLIC BEACHES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1870-86, H.D. 1, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 1870-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 167, H.D. 1, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 167, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2014-86, H.D. 1, S.D. 1:

Senator Aki moved that H.B. No. 2014-86, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Abercrombie inquired:

"Mr. President, will the chairman yield to a question?"

The President posed the question and Senator Aki having replied in the affirmative, Senator Abercrombie asked:

"Mr. President, would the chairman answer a question with respect to the destruction ... mentioned in the report ... destruction of crops by various species of wild birds, game birds, and game mammals. It says that the purpose 'is not to be construed as permission to indiscriminately destroy species that are considered rare, threatened, or endangered, even though some aquaculturists consider them pests.'

"What precisely will this bill do to make sure that that does not take place with respect to some of the exotic and rare breeds of animals, particularly birds that exist in Hawaii?"

Senator Aki answered:

"Mr. President, my understanding is that in cases where endangered species are concerned, the law is still applicable; therefore, this bill does not prevent a person to bring complaints and address these kinds of problems."

Senator Abercrombie continued:

"Mr. President, if the chairman would answer just one further question.

"On page 2 of the bill, it says,

'Authorizing without requiring permits or reports,' Is he referring to the permit system, and does that permit system require an examination as to whether or not there are rare or endangered species involved?"

At 11:40 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:42 o'clock a.m.

Senator Abercrombie then continued:

"Mr. President, I have the assurance of the chairman and several other members who inquired about the same thing that the laws with respect to endangered species still apply. The problem here is that the phrase is 'authorizing without requiring permits or reports,' and the chairman has indicated that he'll inquire further on the bill to make sure that that would not in effect eliminate any kind of inquiry in the first place as to whether or not there was an endangered specie or some other protected species involved. That satisfies me and I thank the chairman."

The motion was put by the Chair and carried and H.B. No. 2014-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2015-86, H.D. 1, S.D. 1:

By unanimous consent, H.B. No. 2015-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS," was recommitted to the Committee on Economic Development.

House Bill No. 2027-86, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 2027-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2105-86, H.D. 1, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 2105-86, H.D. 1, S.D. 1, 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, 25. Noes, none.

House Bill No. 2109-86, H.D. 1, S.D. 1:

Senator Aki moved that H.B. No. 2109-86, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsuura.

Senator Abercrombie rose to speak against the measure and remarked:

"Mr. President, I urge a 'no' vote.

"I have never seen so much labor go into so many things, so many pages and material, consume so many people in our state involved to little or no good end. I have yet to see in any committee hearing that I have attended any reference by any of the executive departments to the State Plan or any attempt to make the budget or any of the laws that are presented by the executive, let alone in the Legislature, attempt to tie up with the Hawaii State Plan.

"I recall making an effort when I was education chairman to do that which was met with looks of, if not derision, by members of the administration or others in the community, with bewilderment, inasmuch as nobody can remember what the State Plan was any longer. To the degree there is a plan for the state, it remains well hidden; to the degree that the State Plan exists on paper, that's all that it exists on, and it seems to me that to go on with this charade at this stage of the game is to simply perpetuate the myth that somehow we are engaged in any kind of systematic integrated planning, legislatively or at the executive level.

"I participated in this State Plan situation when I was a member of the House. Participated with some enthusiasm as a matter of fact, and did my very best over the years when I had various and sundry responsibilities with respect to the State Plan to try to implement it to work sincerely and with intensity with those people who were associated with it.

"My criticism is not meant to denigrate in any way all the work that was put in. On the contrary, many, many groups and citizens throughout the state exercised a great deal of effort on behalf of trying to implement a state plan and put it together, and it seems to me that all that work was essentially for show, for going through the motions and for all intents and purposes means little or nothing in terms of the state.

"The State Plan Policy Council ... I doubt that there are five people in the state, other than those who are around it who can tell you who that council is or what they do. I doubt there's anybody in the halls of the

Legislature even right now today that could even name them, let alone what they've been doing with respect to this bill that's before us.

"I think that we should vote 'no' on it as an indication that perhaps with the next administration we will have some kind of direction.

"To pass it at this time seems to me merely to add insult to the injury that's already taken place in that so many people spent so much time dealing with the State Plan only to see it go into a purgatory or a limbo with respect to any kind of action being taken legislatively or otherwise based on it."

The motion was put by the Chair and carried and H.B. No. 2109-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLAN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes 22. Noes, 3 (Abercrombie, Kawasaki and McMurdo).

House Bill No. 2129-86, H.D. 1, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 2129-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LAND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2168-86, H.D. 1, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 2168-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2695-86, H.D. 1, S.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 2695-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2700-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2700-86, H.D. 1, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 744-86 (H.B. No. 1322, S.D. 1):

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, Stand. Com. Rep. No. 744-86 was adopted and H.B. No. 1322, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1941-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1941-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BANKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2032-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2032-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2039-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2039-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2035-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2035-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS AND PHARMACY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2047-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No.

2047-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2054-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2054-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2074-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2074-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2191-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2191-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2189-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2189-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2194-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2194-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2216-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2216-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2217-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2217-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2722-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2722-86, H.D. 1, S.D. 1, 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, 25. Noes, none.

House Bill No. 2715-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2715-86, H.D. 1, S.D. 1, was deferred to the end of the calendar.

House Bill No. 2599-86, H.D. 1, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2599-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2444-86, S.D. 1:

By unanimous consent, action on H.B. No. 2444-86, S.D. 1, was deferred to the end of the calendar.

House Bill No. 1998-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1998-86, H.D. 1, S.D. 1, was deferred to the end of the calendar.

House Bill No. 2000-86, H.D. 1, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, H.B. No. 2000-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

CHILD ABUSE AND NEGLECT PREVENTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2001-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2001-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2002-86, H.D. 1, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, H.B. No. 2002-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2069-86, H.D. 1, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, H.B. No. 2069-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY ABUSE OR NEGLECT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2246-86, H.D. 2, S.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, H.B. No. 2246-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2513-86, H.D. 2, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 2513-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 172, S.D. 1:

On motion by Senator B. Kobayashi,

seconded by Senator Machida and carried, H.B. No. 172, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2103-86, H.D. 1, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 2103-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1996-86, H.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 1996-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2007-86, H.D. 1, S.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 2007-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES AND MENTAL RETARDATION RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2836-86, H.D. 2:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 2836-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1829-86, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, H.B. No. 1829-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1826-86, H.D. 1, S.D. 1:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, H.B. No. 1826-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1716-86:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, H.B. No. 1716-86, entitled: "A BILL FOR AN ACT RELATING TO BALL OR MARBLE MACHINES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1855-86, H.D. 1, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1855-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BRANDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1970-86, H.D. 2, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1970-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1971-86, H.D. 1, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1971-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RIGHTS OF ENTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1974-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1974-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ISSUANCE OF SUMMONS AND CITATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1976-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1976-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CERTIFICATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1977-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1977-86, entitled: "A BILL FOR AN ACT RELATING TO RULES GOVERNING THE INSPECTION, QUARANTINE, DISINFECTION, OR DESTRUCTION OF ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1983-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1983-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1984-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1984-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF ANIMAL FERAE NATURAE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2282-86, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 2282-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PESTICIDES ADVISORY COMMITTEE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 785-86 (H.B. No. 1767-86, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 785-86 and H.B. No. 1767-86, H.D. 2, S.D. 2, was deferred to the end of the calendar.

House Bill No. 1942-86, S.D. 1:

By unanimous consent, action on H.B. No. 1942-86, S.D. 1, was deferred to the end of the calendar.

House Bill No. 1945-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1945-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BARBERING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2033-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2033-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE AND COLLECTION SERVICING AGENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1946-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1946-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2062-86, H.D. 2, S.D. 1:

By unanimous consent, action on H.B. No. 2062-86, H.D. 2, S.D. 1, was deferred to the end of the calendar.

House Bill No. 2117-86, S.D. 1:

Senator Cobb moved that H.B. No. 2117-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator B. Kobayashi.

Senator Cobb spoke on the measure as follows:

"Mr. President, some members had requested that I coordinate with the chairman of the House Consumer Protection and Commerce Committee on this particular measure. He is agreeable to a conference as he indicated that he will be disagreeing so that the matter will go to conference for further discussion. Thank you."

The motion was put by the Chair and

carried and H.B. No. 2117-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALE OF FINE PRINTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 792-86 (H.B. No. 2238-86, H.D. 2, S.D. 1):

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, Stand. Com. Rep. No. 792-86 was adopted and H.B. No. 2238-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE LIABILITY INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1959-86, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1959-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUVENILE JUSTICE INTERAGENCY BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1740-86, H.D. 2, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1740-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2561-86, S.D. 1:

By unanimous consent, action on H.B. No. 2561-86, S.D. 1, was deferred to the end of the calendar.

House Bill No. 1680-86, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1680-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2360-86, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2360-86, 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, 25. Noes, none.

House Bill No. 2465-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2465-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION TO VICTIMS OF CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2483-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2483-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT JURISDICTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2363-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2363-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2656-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2656-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1993-86, H.D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 1993-86, H.D. 1, S.D. 1, was deferred to the end of the calendar.

House Bill No. 2358-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2358-86, S.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, 25. Noes, none.

House Bill No. 2373-86, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2373-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFENSE OF INTOXICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 805-86 (H.B. No. 2337-86, H.D. 2, S.D. 1):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 805-86 was adopted and H.B. No. 2337-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2479-86, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2479-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 807-86 (H.B. No. 2170-86, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 807-86 was adopted and H.B. No. 2170-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BLOOD TEST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2362-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2362-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 326, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 326, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout,

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

Ayes, 25. Noes, none.

House Bill No. 105, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 105, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2845-86, H.D. 2, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2845-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 812-86 (H.B. No. 122, H.D. 1, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 812-86 was adopted and H.B. No. 122, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTIGATIVE POWER OF THE ATTORNEY GENERAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1969-86, H.D. 1, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1969-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF POULTRY AND POULTRY PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1967-86, H.D. 1, S.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1967-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF MEAT AND MEAT PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1729-86, S.D. 1:

By unanimous consent, action on H.B. No. 1729-86, S.D. 1, be deferred to the end of the calendar.

Stand. Com. Rep. No. 816-86 (H.B. No. 1688-86, H.D. 1, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 816-86 was adopted and H.B. No. 1688-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Soares).

House Bill No. 1488, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1488, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1388, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1388, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 819-86 (H.B. No. 692, H.D. 1, S.D. 1):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 819-86 was adopted and H.B. No. 692, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TERMS OF BOARDS AND COMMISSIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 820-86 (H.B. No. 100, H.D. 1, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 820-86 was adopted and H.B. No. 100, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2158-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2158-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1857-86, H.D. 2, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1857-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 823-86 (H.B. No. 2725-86, H.D. 1, S.D. 2):

On motion by Senator Chang, seconded by Senator Cayetano and carried, Stand. Com. Rep. No. 823-86 was adopted and H.B. No. 2725-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2526-86, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2526-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2760-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2760-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2516-86:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2516-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 827-86 (H.B. No. 2468-86, H.D. 2, S.D. 2):

Senator Chang moved that Stand. Com. Rep. No. 827-86 be adopted and H.B. No. 2468-86, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Cayetano.

At this time, Senator Cayetano asked for a ruling of the Chair as follows:

"Mr. President, may I have a conflict ruling? My law firm represents the organizations which want to sue the state."

The Chair ruled that Senator Cayetano was not in conflict.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 827-86 was adopted and H.B. No. 2468-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 828-86 (H.B. No. 1694-86, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 828-86 and H.B. No. 1694-86, H.D. 1, S.D. 2, was deferred to the end of the calendar.

House Bill No. 1940-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1940-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Fernandes Salling and Kawasaki).

House Bill No. 2312-86, H.D. 1, S.D. 1:

By unanimous consent, H.B. No. 2312-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY IN HARBORS," was recommitted jointly to the Committee on Health and the Committee on Transportation.

House Bill No. 2525-86, H. D. 1, S.D. 1:

By unanimous consent, action on H.B. No. 2525-86, H.D. 1, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 832-86 (H.B. No.

1692-86, H.D. 2, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 832-86 and H.B. No. 1692-86, H.D. 2, S.D. 2, was deferred to the end of the calendar.

House Bill No. 2569-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2569-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO 'ALOHA SPIRIT,'" having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Abercrombie, Henderson and McMurdo).

At 12:11 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.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

THIRD READING

House Bill No. 2596-86, S.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.B. No. 2596-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

FINAL READING

Senate Bill No. 1527-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, S.B. No. 1527-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

THIRD READING

House Bill No. 2142-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2142-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABELING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1

(McMurdo).

Stand. Com. Rep. No. 719-86 (H.B. No. 2786-86, S.D. 2):

On motion by Senator Holt, seconded by Senator Chang and carried, Stand. Com. Rep. No. 719-86 was adopted and H.B. No. 2786-86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1672-86, H.D. 1, S.D. 1:

On motion by Senator Machida, seconded by Senator Abercrombie and carried, H.B. No. 1672-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 728-86 (H.B. No. 2549-86, H.D. 2, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 728-86 was adopted and H.B. No. 2549-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (George, Henderson and Soares).

House Bill No. 2700-86, H.D. 1, S.D. 1:

By unanimous consent, H.B. No. 2700-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," was recommitted to the Committee on Economic Development.

House Bill No. 2715-86, H.D. 1, S.D. 1:

Senator Cobb moved that H.B. No. 2715-86, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator B. Kobayashi.

Senator Abercrombie rose to ask:

"Mr. President, if the chairman would be kind enough just to yield to a question on this.

"Does this bill authorize professional testing services to examine the massage therapist, and if so what constitutes that testing?"

The Chair asked the chairman of Consumer Protection and Commerce Committee if he would yield to the question and Senator Cobb replied in the affirmative and said:

"Certainly, Mr. President.

"In answer to the Senator's question, 'yes.' What it does, however, is make clear that if there is to be separate testing for shiatsu massage that it is to be done at the party's expense through the licensing process.

"Throughout your Committee on Consumer Protection and Commerce's review of various boards and commissions, we have adopted a consistent policy of trying to encourage the development of either professional or standardized tests wherever possible, and the board would be given a similar direction in this particular case, as well."

Senator Cayetano spoke in support of the measure and said:

"Mr. President, I'm going to support this bill, but I have some reservations that I would like to state for the record.

"Throughout the years in this Legislature, we have seen the development by law of boards and commissions and tests for occupations such as massage and other kinds of activities. The concern that I have with respect to massage is that I would be very concerned about how the tests ... if tests are adopted ... are going to be rated because as we know there are many people who have been in, for example, shiatsu for some time or who have developed other kinds of techniques such as, for example, kiate which very few people practice. I'd be very concerned as to how the tests would be made to deal with these kinds of services.

"I would also be very concerned if the test required skills, for example, in terms of reading and writing which may not be appropriate when you are dealing with elderly folks who have developed expertise in the area of massage through cultural activities or just through the years, as time went by. I would hate very much to see, for example, this kind of prohibition or requirements be made or provided for a test on lomi-lomi or something like that where we know that quite a few kupunas and people in the Hawaiian community who are not maybe very well educated but have developed great expertise and skill in their respective areas.

"The bill, as I see it, leaves this area pretty wide open. And if there is anything that I have noticed in this Legislature it is that, whether it involves the psychologists, psychiatrists, social workers vs. marriage

counselors, there seem to be endless turf battles.

"I would hope that the Board of Massage would be somewhat cautious in at least taking into account the concerns that I have just related. I would hate to see old folks shut out from practicing skills and arts which they have learned throughout the years simply because they do not, for example, have the kind of education that some of the younger practitioners may have."

Senator Cobb also supported the measure and remarked:

"Mr. President, I share the concern of the chairman of the Transportation Committee in this area, and there is a separate area of the law dealing with the examinations that allows for a verbal taking of the examination when the individual either has a limited English speaking capacity or limited education or limited verbal ability.

"I also agree with the concern about turf battles and it's one of the primary reasons why myself and the other committee members have consistently tried to avoid taking sides, whenever possible, in a turf battle. And it's one of the reasons why this bill is largely structured on a pay-as-you-go basis, to require that those who are going to practice shiatsu, which could be dangerous in the hands of an individual who is not properly trained and qualified in that area, that if the board is going to be getting into other areas, they're going to have to look at it, one, in trying to avoid a turf battle; two, on a pay-as-you-go basis; and three, proceeding very carefully in the development of any other types of examinations."

The motion was put by the Chair and carried and H.B. No. 2715-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2444-86, S.D. 1:

Senator Cayetano moved that H.B. No. 2444-86, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Toguchi.

At this time, Senator George rose to inquire if the chairman of the Transportation Committee would yield to a question. The Chair posed the question to the chairman and the chair having answered in the affirmative, Senator George asked:

"Mr. President, I wonder if the chairman would respond to the question whether or

not this bill would place us in conformity with federal regulations in this regard?"

Senator Cayetano answered:

"Mr. President, I'm afraid I do not have the answer to that question at this particular time. I don't believe that this bill is not in conformance with the federal regulations."

Senator George further inquired:

"Mr. President, do I understand the chairman to say that this bill would not place us in conformity?"

Senator Cayetano replied:

"Mr. President, I think I said I believe this bill does conform to federal regulations."

Senator George continued:

"Thank you, Mr. President.

"Mr. President, if I may, the last time we had this matter under discussion I believe that we determined and voted, nevertheless, that the present 35 percent regulation was not in conformity. This, I believe, allows for more opacity. This would reduce the opacity percentage, in one case from 35 percent to 25 percent, in one from 35 percent to 15 percent. I hesitate to challenge the chairman's superior wisdom in this respect, but I believe we would be in further danger of running afoul of federal sanctions. We already are and I think this would worsen our position and I would vote against this measure."

Senator Cayetano responded:

"Mr. President, I boast of no expertise in this area, believe me."

Senator Cobb spoke in support of the measure and said:

"Mr. President, I'm going to vote for this measure, but I'd like to express my reservations that with sun screening devices or tinted windows, as you may call them, I've never had a satisfactory answer as to how you would enforce a seat belt law at night on any car with a tinted window.

"If it's going to be reduced in terms of the screening from 35 percent to 25 percent, that's going to make it even more difficult to enforce the seat belt requirement unless, of course, you get a head-on view through the front windshield, but most cars I've seen drive around at night with the windows rolled up and it's extremely difficult, if not impossible, to determine whether or not the individual is or is not wearing a seat belt at that point."

The motion was put by the Chair and carried and H.B. No. 2444-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUN SCREENING DEVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes 20. Noes, 5 (George, Henderson, A. Kobayashi, Kuroda and Soares).

House Bill No. 1998-86, H.D. 1, S.D. 1:

Senator Cayetano moved that H.B. No. 1998-86, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Toguchi.

Senator Henderson rose to ask if the chairman of the Transportation Committee would yield to a question.

The Chair posed the question to the chairman and Senator Cayetano having answered in the affirmative, Senator Henderson asked:

"Mr. President, I notice on page 2 that lines 4 through 8 have been bracketed. I would ask the chairman whether that was intentional or is that in error?"

Senator Cayetano answered:

"Mr. President, it was never the intent of the committee or my intent, certainly, that vehicles carrying or involved in harvesting be required to conform to the requirements of this particular bill. Senator Henderson has pointed out a provision in the bill which I would like to address in conference.

"I will contact the chairman of the House Transportation Committee and raise that point with him."

Senator Henderson then continued:

"Mr. President, because if we don't get rid of that provision, I think we'll put the sugar industry out of business."

The Chair responded: "You're talking about the bracketing?"

Senator Henderson answered: "Yes, thank you."

The motion was put by the Chair and carried and H.B. No. 1998-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 785-86 (H.B. No. 1767-86, H.D. 2, S.D. 2):

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, Stand. Com. Rep. No. 785-86 was adopted and H.B. No. 1767-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1942-86, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1942-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BANKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Henderson and Soares).

House Bill No. 2062-86, H.D. 2, S.D. 1:

Senator Cobb moved that H.B. No. 2062-86, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator B. Kobayashi.

Senator Kawasaki rose to speak against the measure and remarked:

"Mr. President, I rise to speak against this bill. I have some questions to direct to the chairman of the committee from which this bill emanated if the chairman is willing to answer my question."

The Chair asked if the chairman of the Consumer Protection and Commerce Committee would yield to a question and Senator Cobb having answered in the affirmative, Senator Kawasaki asked:

"How many physicians are specialists in this type of treatment for their patients? May I get that answer?"

Senator Cobb replied:

"Mr. President, the information that was presented to our committee indicates somewhere between five and fifteen at the present time in the State of Hawaii."

Senator Kawasaki then continued:

"I see.

"Notwithstanding the committee report which says in effect, on the second page, that passage of this legislation is not intended to mean that the Legislature is opening the door or setting a precedent for the future, a proposal to require or mandate health coverage by the insurers for procedures that are not absolutely necessary to maintain health.

"I feel that we're setting a bad precedent by allowing or mandating these insurance companies to provide coverage for this type of specialized treatment of people who need this kind of care, particularly, if it's not a voluntary request on the part of the patient and it's not absolutely necessary to maintain a person's health.

"I think we're setting a very bad trend in proposing this bill and I think that's something to think about, and for that reason I speak against passage of this bill."

Senator Hee also rose to inquire if the chairman of the Consumer Protection and Commerce Committee would yield to a question. The Chair posed the question and Senator Cobb answered in the affirmative.

Senator Hee asked:

"Was it the understanding of the caucus, Mr. President, that the chairman would seek to have this bill go to conference with the expressed intent on setting dialogue on a cap on what the insurance carrier can charge with respect to this particular bill?"

Senator Cobb answered:

"Mr. President, I don't recall a caucus decision on that particular matter. I know there had been some amendatory language proposed by HMSA several days after the hearing and decision-making had taken place, and the House may or may not choose to go to conference on that particular item. But I don't have any record of a caucus decision to take this matter to conference for a capping because we have capped it already with a one-time only provision. It says that in vitro will not take precedence over any other type of fertility treatment."

Senator Hee then responded:

"Mr. President, I don't understand. Perhaps you could ask the chairman to amplify on how a one-time only procedure on in vitro places a cap with respect to the insurance carrier. It's my understanding that the consumer will be assessed a charge irrespective of whether it's one time or multiple times by HMSA."

Senator Cobb answered:

"Mr. President, the testimony before the committee, as I detailed in the caucus, indicated there would be an additional charge of approximately 50 cents per consumer, per premium, for this type of coverage, and that if the charges exceeded that then HMSA would come under legislative scrutiny for what would be considered to be an unwarranted rate increase.

"The original bill, when it was heard

before your Committee on Consumer Protection and Commerce as a Senate bill, as well as the original bill in the House, provided for unlimited coverage in an unlimited number of attempts by in vitro fertilization. A normal success rate for that would be between five and six attempts to achieve a success rating of over 65 percent.

"By limiting it to one-time only, we are in fact capping the cost very severely because the success rate for the first time is somewhere between 15 and 20 percent. We've also made it very clear that this is to be considered as an ancillary form of fertilization along with other elements of surgery which are already covered under HMSA today."

Senator Hee continued:

"Mr. President, am I to understand the previous speaker by saying explicitly that the rate increase to consumers, as a result of passage of this bill, will be limited to not more than 50 cents?"

Senator Cobb responded:

"Mr. President, I would have grave reservations and questions for HMSA if any rate increase as a result of this bill exceeded 50 cents."

Senator Hee then continued:

"Mr. President, then I will speak in favor of this bill with the reservation that the bill does not at this time address a rate increase. I would hate to have a bill like this with its intentions to be misconstrued by the insurance industry as an opening of the door for excessive rate increases as a means of furthering their profit.

"Thank you, Mr. President."

Senator Kawasaki spoke against the measure and remarked:

"Mr. President, responding briefly to the dialogue that just took place.

"I'm just afraid that this is exactly what might happen, if my observation of the insurance industry in the past is any indication of what might happen. And while I am in opposition to this bill, I don't want it to be misconstrued that I've absolutely no sympathy with infertile males."

Senator George then asked:

"Mr. President, may I ask for a ruling of the Chair on conflict of interest? I am a member of the Board of Directors of HMSA."

The Chair ruled that Senator George was

not in conflict.

Senator Abercrombie then inquired:

"Mr. President, I thought I understood this bill pretty thoroughly but I have a question, based on the discussion, to the chairman.

"Would you ask the chairman whether I'm correct or I heard correctly that other forms of fertilization procedures are to be implemented or attempted before this bill comes into effect? Did I misunderstand?"

Senator Cobb answered:

"No, Mr. President. Other forms of fertilization techniques, such as surgery, are already covered today under HMSA payment policies.

"All this bill would authorize is not giving in vitro any type of priority in that it will allow it to be one of the types of fertilization to be considered. The determination of that of which to use would be between the doctor and the patient."

Senator Abercrombie continued:

"Does that include these various drugs that have resulted in multiple births ... utilization of ...?"

Senator Cobb responded:

"Most drugs, as I understand it, if they're not experimental, Mr. President, are covered by HMSA. However, if they are either considered experimental or dangerous and are not FDA approved, then they are not covered."

Senator Abercrombie continued:

"So the multiple birth situation that we've seen publicized in various parts of the country, when they've taken place and have received a great deal of publicity, that's already covered, is that correct?"

Senator Cobb answered:

"If the drug is FDA approved, that is correct, Mr. President."

Senator Abercrombie thanked the chairman.

Senator Kawasaki then asked:

"Mr. President, another question that just came to mind — what is the average cost to a patient who desires and chooses to have this method of fertilization done?"

Senator Cobb answered:

"Mr. President, the cost that was reported to our committee during the course of

public hearings is approximately \$5,000 per attempt in vitro fertilization.

"Under the terms of the UCR or usual and customary rates, HMSA would pay 80 percent of that and that's one of the compelling reasons why we decided to limit it to a one-time only attempt. Some of the types of surgery that are already covered today for the purpose of restoring or implanting fertilization can cost upwards of \$7,000 to \$15,000."

Senator Kawasaki further inquired:

"Was this bill sponsored particularly by the specialist physicians who are doing this type of work?"

Senator Cobb answered:

"I don't know the original sponsorship of the bill, Mr. President. They were there testifying for it. I think that question would be more aptly addressed to the members of the House who had introduced this measure."

Senator Kawasaki then said:

"Thank you. This appears to me to smack of special interest legislation and again it only fortifies my desire to vote against this bill."

The motion was put by the Chair and carried and H.B. No. 2062-86, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Chang, George, Kawasaki, A. Kobayashi, Henderson and Soares). Excused, 1 (Young).

House Bill No. 2561-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2561-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (George, A. Kobayashi, Henderson and Soares). Excused, 1 (Young).

House Bill No. 1993-86, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1993-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO THE STATE TORT LIABILITY ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 1729-86, S.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 1729-86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL REMEDIES AND DEFENSES AND SPECIAL PROCEEDINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 828-86 (H.B. No. 1694-86, H.D. 1, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Stand. Com. Rep. No. 828-86 was adopted and H.B. No. 1694-86, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

House Bill No. 2525-86, H.D. 1, S.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2525-86, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSURANCE LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Abercrombie).

Stand. Com. Rep. No. 832-86 (H.B. No. 1692-86, H.D. 2, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 832-86 be adopted and H.B. No. 1692-86, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded Senator Mizuguchi.

Senator Kawasaki, in support of the measure, asked:

"Mr. President, while I rise to speak in favor of this bill, I would like to direct a question to the chairman of the Senate Judiciary Committee."

The President asked the chairman if he would yield to a question and Senator Chang answered: "May I hear the question, Mr. President."

Senator Kawasaki asked:

"I'd like to know, this being a House bill with a Senate draft, I wonder what is the possibility of this bill being accepted in complete agreement and as a consequence there will be no amendments or an amended version of the committee report emanating from the conference committee?"

Senator Chang answered:

"Without serving as a personal guarantor, Mr. President, I would waive my right to be at the Vice President's congratulatory and celebratory lunch if the House should decline to go to conference on this measure."

Senator Kawasaki continued:

"Mr. President, while I'm in favor of this bill, I think the fact that the committee report neglected to have some grammar or some text to the effect that we expect some good consequences as a result of passage of this bill to accrue to the consumer or the patients for medical care ... this is absent in this report and this concerns me.

"You know, the reason why we're passing this bill is primarily because the physicians and the health care providers said that the cost of premiums for malpractice insurance have become so exorbitant in the last few years, in the last decade, that we need to do something in the Legislature to rectify this situation. First, to make malpractice insurance available in the case where it is not available, and certainly to cut down the cost of malpractice insurance.

"Of course, the health care providers, including the doctors, the hospitals, the nurses, the skilled nursing care facilities thought nothing about their great increases in their fees. The second page of the committee report very appropriately has a listing of the increases in fees charged by various categories of physicians — a great increase, I must say, since 1975 to 1985. And ostensibly, this increase in the cost of health care to patients, generally, is because malpractice insurance premiums went so high.

"If we pass this bill and if the results that we anticipate, which is to say that malpractice insurance premiums are going to be lower, thus saving physicians and health care providers a lot of savings, do we have any reasonable assurance that these savings would be passed on to the patients of these medical care providers?"

"I would wish that the committee reflected some sentiment from the Legislature to say that now that we're doing something about the high cost of malpractice insurance premiums and their availability of these types of insurance, we expect you people in the medical profession to lower your fees to the patients, which have gone up so dramatically in the case of hospitals, for example.

"To cite an example, intensive care per day costs at Queens Hospital is \$722 a day; Kuakini Hospital, \$612 a day; and those are

rates that I obtained about a year and a half ago ... today, it's even higher.

"We hope that with the passage of this bill and with the availability of malpractice insurance at a lower premium cost, that these savings will be indeed passed on to the patient. This is the only reason we're voting for this bill and I would hope that if we enter into a conference committee and a new conference committee draft is prepared that such a sentiment on the part of the Legislature is expressed so that this is a very clear message to the medical profession that we did something for you in the way of trying to get you cheaper insurance premiums, now we expect you people to come down on your fees, which today practically wipe out old people whose lifetime savings, after one or two months of confinement in hospitals and intensive care units, are just being wiped out. This is a social problem. We hope we get some results as a consequence of this bill passing."

Senator McMurdo spoke against the measure and remarked:

"Mr. President, I have a terrible feeling about this bill that we're playing Russian roulette with victim's rights. We're playing Russian roulette in the hope that when this goes to conference all the little kinks can be worked out of it.

"Also, I think that we have over-reacted this year to this insurance crisis. If there is any truth at all in what Mr. Ralph Nader said about this being a manufactured crisis, then we indeed are over-reacting.

"I'm opposing this bill because I do not agree that the victim's rights have been fully respected. I see the rights of victims being severely limited. I do not believe this is proper action by a body which is elected to guard the public's interest.

"In my own view this bill gives immunity to those who would knowingly harm the public the way they have with the asbestos victims and the way they have with many of the pesticide and chemical cases. And as you know, many of those affected are our island people.

"In short, this bill publicly announces that our job is not to protect the citizens of this state, but to give in to the pressure exerted by special interest groups. The final insult to the unconscionable exploitations of the citizens of this state is that section which will allow a court to require all or part of the judgment in excess of \$100,000 to be paid in periodic payments. In other words, after you have taken away most of the rights of the citizens we're going to penalize anyone who is successful in obtaining any award for damages by exerting control over the spending of those

awards.

"This bill is a miscarriage of justice. I can't support it, even on the chance that it might be changed in conference."

Senator Chang then responded:

"Mr. President, in response to the Vice President's initial question, the elements of the House and Senate proposals are so disparate as to virtually assure referral to a conference committee."

Senator Cayetano spoke in support of the measure as follows:

"Mr. President, I speak in favor of the bill but, again, I would like to state reservations that I have for the record.

"First, in response to the Vice President's inquiry as to whether passage of a bill like this would lower medical costs, I'm not very certain about the figures but the latest information that I had indicated to me that the cost of medical malpractice insurance, in terms of the overall cost of medicine, is something like 5 percent or less. In fact, Senator Chang tells me it may be one percent, so I don't see any dramatic change in terms of overall medical costs if the tort reforms sought by the insurance industry, as well as the medical profession, are passed in tow.

"Let me state my concerns about this bill.

"First, I recognize the difficult job that the chairman had in putting together the committee report; however, I just want to state that the information stated in the committee report is I think subject to argument. Some of the data cited in the committee report, I think, the credibility of that data will depend on who or which side, you talk to.

"Mr. President, the push for tort reform is in my view a very clever move by the insurance industry. We know, for example, that the insurance industry is probably the largest industry in the United States. It affects every aspect of our lives. I have here, and I'll be glad to show this to members of this body, a copy of Newsweek magazine, the latest issue, and in this copy of Newsweek are two full-page ads. Both have been paid for by the Insurance Information Institute.

"The headline on the first ad is: 'The Lawsuit Crisis Is Bad for Babies.' It talks about the high cost of medical malpractice.

"The second ad states, and I quote: 'Even the Clergy Can't Escape the Lawsuit Crisis.' And it talks about the fact that even clergy are being sued today.

"It's interesting that when you read these ads you find that the ad places or makes adversaries out of the victim — the person who has been injured in a medical malpractice situation or a tort situation — and either business or the doctors, the insurance companies, not surprisingly, seem to be standing on the sidelines and are giving up nothing except dishing out this propaganda.

"This bill proposes some drastic revisions to our tort law, and I am willing to swallow this bill, Mr. President, if there is a corresponding benefit accruing to the consumer.

"For example, one part of the bill which concerns me is the prohibition of the imposition of punitive damages. The information that we have available to us indicate that punitive damages are rarely awarded. But, punitive damages, as pointed out by Mr. Ralph Nader, are meant to deter wrongdoing on the part of industry, on the part of business, on the part of tortfeasors.

"Earlier, mention was made about the asbestos cases. We know for example from the news reports that the dozens, if not hundreds, of people who worked at Pearl Harbor and are now suffering from asbestos, including those who have lost loved ones because of asbestos poisoning or who have loved ones or relatives suffering because of asbestos poison, who know that the company in that particular case knew very well that asbestos was harmful to human beings. And despite such knowledge, and this is all substantiated and was substantiated during the trial, and that is the reason why the jury awarded such high damages in that case, indicate that the company, the asbestos manufacturer in that case, deliberately covered up the information that was available indicating that asbestos would be harmful to human beings.

"Let me cite another case in which punitive damages benefited public policy. This was the Chevron case. You folks may remember the Chevron fire in which two men were first burned and then later died as a result of their burns. The jury in that case assessed Chevron \$20 million in punitive damages, as well as \$7 million in regular damages. Well, Mr. President, the facts of that case indicate that those men were horribly burned, but also that Chevron knew, Chevron knew that there was a dangerous situation that existed. Chevron had reason to know for a very long time that this situation existed and did nothing about it. The jury in that case saw fit to assess Chevron \$20 million in punitive damages.

"Let me say that while that may sound like a lot to us sitting here, to a big company like Chevron it is not a lot of

money. However, you can bet your bottom dollar that Texaco, Union Oil and some of these other companies which took a look at that case became a bit more careful in the way they maintained their premises for workers and for the public.

"So, victims will be giving up a very important right by this bill's prohibition of punitive damages.

"Let's take another section of the bill which provides that in medical malpractice, after a health care provider and a victim or a person who has been injured goes before a medical conciliation claim panel and the panel makes a decision, the health care provider has the right unilaterally to seek arbitration. In other words, if he doesn't like what went on before the medical conciliation claims panel, he can then seek arbitration — one more hoop to take the victim through. Remember, the victim is usually a lay person, a man on the street who does not have the resources of an insurance defense lawyer which is available to the health care provider.

"Then the bill goes on to say that if the arbitration comes out with a certain decision and the victim then decides to take the matter to court, if the victim in court cannot get damages in excess of 15 percent of what the arbitration panel awarded, then that victim may be assessed or his attorney may be assessed up to \$25,000 in attorney's fees. These are the kinds of provisions in the bill which, standing by itself, I would not vote for.

"Let's take the payment of damages. The bill provides for a periodic payment of damages. This is being done now under the existing law, but usually it's by agreement. What this bill does is allow the defendant to move the court for a court-imposed structure payment of the damages. And, among other things, the court can provide, for example, that in the event the victim dies before the period of the structured payment is over ... in other words, if the victim dies before all of the damages are paid to him ... the damages can accrue back to the defendant. Thus, the court can order, in case the victim dies before everything is paid to him, the defendant gets the windfall. These are the kinds of provisions in this bill which, standing by themselves, I find very distasteful.

"What has happened in this whole issue of tort reform, Mr. President, is that time and time again the insurance companies have come in and called for tort reform, but whenever we pass a bill, for example, the seat belt law ... when we passed the seat belt law, the insurance companies were right in there stating that passage of the seat belt law would reduce traffic accidents, et cetera, et cetera. However,

when this Legislature tacked on to the seat belt law a mandatory 10 percent reduction in insurance premiums for bodily injury, the insurance companies screamed to high heaven and, in fact, the governor's blue ribbon panel on tort reform, which is loaded with representatives from the insurance industry, has called for a repeal of that particular section of the law.

"Recently, we passed a bill calling for the increase of the drinking age to 21. Again, we tried to do the same thing. Clearly, and it seems very logical to me, that if the information that we have is correct, and most of this information was provided by the insurance industry, that raising the drinking age to 21 would save lives, decrease accidents, et cetera, et cetera, some benefit should be accruing to the consumer in terms of savings in insurance payouts. Well, the bill is in the House at the present time and already the insurance industry has marshalled its considerable resources to lobby for the deletion of that particular provision of the law.

"I'm voting for this bill because it is tied in to House Bill 2525, and we are doing here what we have done with the seat belt law as well as the drinking age law; namely, we're asking the insurance industry to put its money where its mouth is. That if in fact passage of these tort reform measures will reduce costs, will make insurance more available, then we should see the results very quickly. The insurance companies should reduce premiums and the reduction of premiums should be guaranteed to business for liability insurance, for doctors for medical malpractice insurance. It is not just for us to take away some of the rights of the victims without getting something in return from the insurance industry."

Senator Yamasaki also spoke in support of the measure as follows:

"Mr. President, I'm speaking in favor of this bill.

"Mr. President, this tort reform bill before us makes sweeping series of changes to the Hawaii system of handling personal injury law suits that would radically transform the way the state's legal system operates.

"Mr. President, tort reform without corresponding reduction in premiums paid by businesses and to insure availability of liability insurance at reasonable costs will be meaningless, and it would only put more money into the pockets of the greedy insurance industry.

"Mr. President, in October of last year, the U. S. Attorney General established the Tort Policy Working Group consisting of ten agencies and the White House, and the

primary contributing agencies included the Department of Justice, the Department of Commerce and the Small Business Administration. A report was issued in February 1986. This report states that 'a review of the current financial condition of the insurance industry and the economic factors leading to this condition show that the property-casualty industry in the past two years has suffered significant underwriting losses, \$21 billion in 1984, \$25 billion in 1985, which have limited its ability to offer as much insurance as its customers desire and have made it reluctant to insure high risk activities which may expose it to further substantial underwriting losses. These underwriting losses appear to be largely a result of coverage written in the late 1970's and early 1980's which may have been underpriced due to the industry's desire to obtain premium income to invest at the then prevailing high interest rates.'

"The report further states: 'there is little to suggest that the recent massive increases in premiums to professionals and businesses are related solely to these losses, or that costs of liability insurance will decline significantly as the industry limits its underwriting losses and restores its desired level of overall profitability.'

"Mr. President, the insurance lobby of the United States is one of the most powerful lobby groups, along with the National Association of Manufacturers. They have done such a beautiful job in public relations that they are saying that insurance availability and affordability does not appear to be a crisis for the insurance industry, but, rather a crisis of victims of tortious conduct who may find that liable defendants cannot pay for them their damages.

"The insurance industry has placed the monkey on our backs and with this tort reform package we are throwing the monkey on their backs with a companion bill to mandate a reduction in premium to 1982 levels, no rate increase till July 1, 1987 and not more than 10 percent rate increases annually for the next four years. It is reported that we cannot reach these companies because they are not domestic companies, then, we must devise a means to get to them legally.

"Therefore, Mr. President, I hope with this reform measure we will be helping Hawaii's businesses as it is claimed that it will reduce premiums and make liability insurance available and affordable. The doctors of Molokai should be able to return back to their offices and make available their professional expertise in serving the people of the Friendly Isle.

"With these concerns, Mr. President, I urge a unanimous vote be cast on this

measure so that it can be continued to be reviewed in conference."

Senator Abercrombie spoke against the measure and remarked:

"Mr. President, I rise to speak against this bill.

"Mr. President, I appreciate all the effort that has gone into it. I appreciate the arguments, particularly of the previous speaker. I appreciate those who have reservations and will nonetheless vote for it and the arguments that have been made about that including some of the particular instances in the bill that were cited by Senator Cayetano. But, I'm afraid that . . . and may I say also that I understand the linkage to the insurance bill, 2525. But, Mr. President, I am of the opinion that it could have been dealt with and possibly should have been dealt with in another way and that it will be the victims who will in the end be the losers, no matter what comes out of the conference, if it goes along the lines of either 2525 or 1692, whatever the combination that takes place . . . because the phrase is used as tort reform, I don't see it as reform at all, any more than I see most of the campaign spending laws that have been put into effect over the past ten or fifteen years as being reform. Just as those laws with respect to campaign spending have had the result of making more impossible than it was before for a person of average means and those who are desirous of serving in public office from being able to do so unless they have enormous organizational or monetary resources not otherwise available.

"Just as that has taken place, I believe that here in the name of reform that the insurance companies will in the end win out.

"And I do not believe that there will be significant changes in medical malpractice insurance costs nor do I believe that in some of the other areas, particularly other areas of insurance covered in 2525, that we're being even remotely fair to the average person who never comes into the situation unless he or she is hurt; unless he or she is damaged; unless he or she comes into a situation that is always an abstraction until it happens to them.

"Under those circumstances, I believe that the individual that we should be protecting is inevitably going to be hurt in this process. If the problem really is in fact the insurance companies, then we should be dealing with it on that level. If we have to go with what we're talking about, state insurance where workers' compensation is concerned, perhaps we have to talk about reforming the insurance industry and how it works. I had a bill in that regard and I understand some language is coming back

from the House with respect to the calculation of investment income and so on which may help to relieve that or address that situation that I just mentioned.

"So, my problem with this is and I've read through both of these bills, the one that has just passed and the one that is before us now, very, very carefully and always with the idea of trying to say, 'look, something more needs to be done; let's try a "yes" vote to keep the thing going.' But the more I look at both of the bills, the more I believe that what comes out will be a diminution of the rights of individuals to protect themselves. And I see a massive effort all across this country, starting right at the highest levels of government in Washington, to see all in the name of getting government out of people's lives, even a more massive government presence and a greater and greater inability on the part of the average individual to withstand or to stand up to either corporate enterprise or government enterprise or large enterprises of all kinds of business and otherwise.

"The individual is losing out, and on that basis, Mr. President, I find it impossible to cast an 'aye' vote despite the good intentions of all those who have spoken to this point."

Senator Kawasaki then added:

"Mr. President, some of the comments made by three of the previous speakers are well taken, certainly very thought provoking. And for those of us who are voting for this bill, notwithstanding our reservations, perhaps it is completely relevant and in order that I make some suggestions to help with the plight of the patient for medical service.

"While the insurance companies certainly are at fault because of their greediness, if you will, I think the medical profession itself cannot completely be absolved of some of the responsibilities. Comments made by Ralph Nader gave me reason to think and I agree with him that there is no profession like the medical profession which covers up its negligence and its misdeeds. And we in the Legislature have helped them to cover up and I point specifically to a bill that we passed a number of years ago, over my objections incidentally, where we rendered impossible by a statutory change, an opportunity for our courts and judicial system, to avail themselves of discussions that had taken place in what is known as the Peer Review Committee of the medical institutions, the medical associations of doctors. Where, when a doctor is charged with malpractice, his peers — doctors, staff people of medical institutions — enter into a discussion, an investigatory kind of role, to find out indeed was the physician in a particular case at fault. Was there

instances of malpractice? In effect, we helped the medical profession to further enhance its ability to cover up ... cover up in cases of negligence, misdeeds, and negligence. And this has added to an increase in incidents of malpractice.

"The pure fact remains that there has been a great increase in malpractice on the part of physicians and medical practitioners. That's one of the reasons why malpractice insurance has gone up, but we are not addressing, at least in this session, to get to that problem of the increase in malpractice. Perhaps we should logically think about it and in succeeding sessions, because it's too late for this session, perhaps we better repeal the statute we passed years ago, as I said, prohibiting the courts access to information generated by peer review committees. Then perhaps the courts and the lawyers representing plaintiffs would avail themselves again to information that are, first of all, valid and perfectly relevant to their litigation.

"Let's do some of these things and then, indeed, we will do something to help the individual that we want to help, even passing this piece of legislation that we have doubts about in some of our cases, then we'll help the patient. We have to do all of these things in tangent, otherwise, one little piece of legislation like this is not going to help the patient. It's not going to reduce the cost of medical care for our citizens.

"With that reservation, that sermon, if you will, I urge a vote in the affirmative for this bill."

Senator Cobb also spoke in support of the measure and remarked:

"Mr. President, I rise to speak in favor of the measure with reservations.

"I would first direct the members' attention to Section 26, page 25 of the bill which I consider to be one of the most creative implementing dates I've seen so far in my career in the Legislature. It says, 'This Act shall take effect on July 1, 1995 only if H.B. No. 2525-86 in any form is passed by the legislature, Regular Session of 1986, becomes an Act and shall be repealed on June 30, 1991.' In effect, what this is saying is the bill will become effective four years after its repeal.

"If this bill doesn't go to conference, Mr. President, I will be willing to walk the plank and jump off the side of the Capitol to assuage the Vice President and, if he wants to help in getting rid of me, then by all means go over and lobby the House to approve it because with that kind of language it's virtually certain to go to conference.

"But there are more serious matters involved in here that I think should be brought to the members' attention.

"First of all, one of the primary recommendations of Mr. Ralph Nader in his hearing before your joint committees on Consumer Protection and Judiciary was to provide for the federal regulation of re-insurance, and this resolution that was introduced in response to his recommendation is coming out of your Committee on Consumer Protection and Commerce. We've already had a hearing on it. The committee has voted in favor, and the matter will be up for adoption rather shortly.

"Be that as it may, Mr. President, this bill provides a basis of further discussion for the so-called tort reform and it is my intention, if I'm one of the conferees, to insure that savings that are derived as a result of any changes in the tort law be passed on to the consumers, co-equal to the savings that have been found in other states. And, that's where the tie-in with the previous bill on insurance is concerned.

"I also agree with some of the comments of the chairman of the Transportation Committee that, for instance, in the area of punitive damages, perhaps they should be allowed and even provided that they are not insurable or could only be insured under a separate policy, thus, providing even a further incentive for any business, corporation or doctor to clean up their act and to be extremely careful. This is all tied in, of course, to the idea that we were attempting to address earlier on captive insurance companies — the so-called peer captives or even association captives — to allow for a sharing of the risk.

"The bottom line to the whole question of tort reform is that where there is a change in the law it benefits the consumer; it benefits any individual; it's savings; cost savings which should be passed on. I hope that the body would be looking at that very closely when the matter comes back, if it does. Thank you."

Senator A. Kobayashi, in support of the measure, said:

"Mr. President, very briefly I'd like to speak in favor of this bill; however, I have concerns about the final outcome of the legislation because of the lobbying tactics of Dr. Phil Hellreich of the Federation of Physicians and Dentists. That group's shoddy and distasteful lobbying tactics could have a negative effect on this bill. Thank you."

The motion was put by the Chair and carried, and Roll Call vote having been

requested, Stand. Com. Rep. No. 832-86 was adopted and H.B. No. 1692-86, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Abercrombie and McMurdo).

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 subjects listed on the agenda of the Senate Ways and Means Committee's hearing notice for Wednesday, April 2, 1986, and the President granted the waiver.

ADJOURNMENT

At 2:37 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 1, 1986.

FORTY-SEVENTH DAY

Tuesday, April 1, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:38 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Hiroshi Suzuki of the Palolo Higashi Hongwanji, after which the Roll was called showing all Senators present with the exception of Senator McMurdo who was excused.

The President announced that he had read and approved the Journal of the Forty-Sixth Day.

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

Senator Mizuguchi introduced two 6th grade classes from Waimalu Elementary School, Aiea, who were accompanied by their teachers, Mrs. Jeanette Nakata and Mrs. Veronica Wong.

Senator Hagino introduced a group of 46 students from the Wahiawa Store Front Program, accompanied by Ms. Debbie Wentworth, Ms. Colette Toma, Ms. Sheri Yoshimoto, Mr. John Honjo, Mr. Craig Gsui and Mr. John Okinaka.

Senator Kuroda, on behalf of Senator Yamasaki, then introduced a delegation from the Liberal Democratic Party of Japan as follows: Assemblyman Sanzo Hosaka, delegation leader and member of the Tokyo Metropolitan Legislature; Assemblyman Hiroshi Yagi from the Osaka Legislature; Assemblyman Shigetsugu Nakashima from the Fukuoka Legislature and his wife, Mrs. Sachie Nakashima; and staff members, Miss Machiko Hisajima, Miss Yuka Ohtani and Miss Sachiko Koike, who were accompanied by Mr. Richard Matsumura of Tokyu America, Inc., a travel agency located in Waikiki.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 294, transmitting reports: "State Planning and Policy Analysis, State Activities to Implement Priority Guidelines of the Hawaii State Plan, February 1986," and "State Planning and Policy Analysis, County Activities to Implement Priority Guidelines of the Hawaii State Plan, February 1986," prepared by the Planning Division of the Department of Planning and Economic Development, with the assistance of other state and county agencies, pursuant to Sec. 226-63, HRS, 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. 377 to 456), returning Senate Bills, as amended, which passed Third Reading in the House of Representatives on March 31, 1986, were read by the Clerk and were placed on file, and by unanimous consent, action on said bills was deferred to Thursday, April 3, 1986:

Hse. Com. No. 377, returning S.B. No. 8, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES";

Hse. Com. No. 378, returning S.B. No. 52, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

Hse. Com. No. 379, returning S.B. No. 81, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MAINTENANCE OF DRAINAGEWAYS";

Hse. Com. No. 380, returning S.B. No. 159, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES";

Hse. Com. No. 381, returning S.B. No. 303, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL PARTIES";

Hse. Com. No. 382, returning S.B. No. 310, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLES";

Hse. Com. No. 383, returning S.B. No. 383, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL SUMMER SCHOOL FUND";

Hse. Com. No. 384, returning S.B. No. 425, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES";

Hse. Com. No. 385, returning S.B. No. 427, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB-SHARING PILOT PROJECT IN THE DEPARTMENT OF HEALTH";

Hse. Com. No. 386, returning S.B. No. 431, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS AND POST RETIREMENT ALLOWANCE";

Hse. Com. No. 387, returning S.B. No. 564, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE

WATER CODE";

Hse. Com. No. 388, returning S.B. No. 774, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES";

Hse. Com. No. 389, returning S.B. No. 970, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS";

Hse. Com. No. 390, returning S.B. No. 934, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION";

Hse. Com. No. 391, returning S.B. No. 1023, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS";

Hse. Com. No. 392, returning S.B. No. 1056, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM AERONAUTICS ACT (MODIFIED)";

Hse. Com. No. 393, returning S.B. No. 1188, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH";

Hse. Com. No. 394, returning S.B. No. 1496-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT";

Hse. Com. No. 395, returning S.B. No. 1514-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY";

Hse. Com. No. 396, returning S.B. No. 1550-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS";

Hse. Com. No. 397, returning S.B. No. 1551-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE";

Hse. Com. No. 398, returning S.B. No. 1569-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE";

Hse. Com. No. 399, returning S.B. No. 1570-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BARBERS";

Hse. Com. No. 400, returning S.B. No. 1624-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS";

Hse. Com. No. 401, returning S.B. No. 1646-86, H.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO LIABILITY OF DOG OWNER";

Hse. Com. No. 402, returning S.B. No. 1652-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL";

Hse. Com. No. 403, returning S.B. No. 1655-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Hse. Com. No. 404, returning S.B. No. 1695-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY";

Hse. Com. No. 405, returning S.B. No. 1718-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR";

Hse. Com. No. 406, returning S.B. No. 1727-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES";

Hse. Com. No. 407, returning S.B. No. 1743-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS";

Hse. Com. No. 408, returning S.B. No. 1761-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS";

Hse. Com. No. 409, returning S.B. No. 1762-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES";

Hse. Com. No. 410, returning S.B. No. 1773-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND";

Hse. Com. No. 411, returning S.B. No. 1780-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET";

Hse. Com. No. 412, returning S.B. No. 1831-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH";

Hse. Com. No. 413, returning S.B. No. 1837-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL

USE OF BODIES";

Hse. Com. No. 414, returning S.B. No. 1843-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT";

Hse. Com. No. 415, returning S.B. No. 1886-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TRANSIENT ACCOMMODATIONS TAX";

Hse. Com. No. 416, returning S.B. No. 1933-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES";

Hse. Com. No. 417, returning S.B. No. 1960-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX";

Hse. Com. No. 418, returning S.B. No. 1961-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION";

Hse. Com. No. 419, returning S.B. No. 1965-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION";

Hse. Com. No. 420, returning S.B. No. 1998-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS";

Hse. Com. No. 421, returning S.B. No. 2038-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT";

Hse. Com. No. 422, returning S.B. No. 2048-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS";

Hse. Com. No. 423, returning S.B. No. 2050-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES IN THE COMPENSATION PLAN FOR MANAGERIAL WHITE COLLAR POSITIONS AND MAKING APPROPRIATION AND OTHER ADJUSTMENTS";

Hse. Com. No. 424, returning S.B. No. 2057-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES";

Hse. Com. No. 425, returning S.B. No. 2091-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY";

Hse. Com. No. 426, returning S.B. No. 2095-86, H.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO ENTERPRISE ZONES";

Hse. Com. No. 427, returning S.B. No. 2126-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION";

Hse. Com. No. 428, returning S.B. No. 2127-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION";

Hse. Com. No. 429, returning S.B. No. 2131-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS";

Hse. Com. No. 430, returning S.B. No. 2166-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY";

Hse. Com. No. 431, returning S.B. No. 2173-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY";

Hse. Com. No. 432, returning S.B. No. 2190-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY";

Hse. Com. No. 433, returning S.B. No. 2258-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS";

Hse. Com. No. 434, returning S.B. No. 2266-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY";

Hse. Com. No. 435, returning S.B. No. 2268-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES";

Hse. Com. No. 436, returning S.B. No. 2277-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS";

Hse. Com. No. 437, returning S.B. No. 2290-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANS AND TRUSTEES";

Hse. Com. No. 438, returning S.B. No. 2295-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS";

Hse. Com. No. 439, returning S.B. No. 2296-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES";

Hse. Com. No. 440, returning S.B. No. 2303-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM

IMPACT MANAGEMENT SYSTEM";

Hse. Com. No. 441, returning S.B. No. 2308-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR";

Hse. Com. No. 442, returning S.B. No. 2309-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS";

Hse. Com. No. 443, returning S.B. No. 2310-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANY SOLVENCY";

Hse. Com. No. 444, returning S.B. No. 2312-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION";

Hse. Com. No. 445, returning S.B. No. 2315-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS";

Hse. Com. No. 446, returning S.B. No. 2319-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Hse. Com. No. 447, returning S.B. No. 2320-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Hse. Com. No. 448, returning S.B. No. 2346-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES";

Hse. Com. No. 449, returning S.B. No. 2359-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS";

Hse. Com. No. 450, returning S.B. No. 2468-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES";

Hse. Com. No. 451, returning S.B. No. 2471-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS";

Hse. Com. No. 452, returning S.B. No. 2474-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM";

Hse. Com. No. 453, returning S.B. No. 2478-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE";

Hse. Com. No. 454, returning S.B. No. 2481-86, S.D. 1, H.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO INSURANCE";

Hse. Com. No. 455, returning S.B. No. 2512-86, H.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING"; and

Hse. Com. No. 456, returning S.B. No. 718, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES."

At 11:47 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.

At this time, Senator Hagino introduced the Westlake Madrigal Singers of Westlake School in Los Angeles, California, and their director, Mrs. Jane Campbell, and singled-out Miss Sarah Ouchi, daughter of Dr. William Ouchi, professor at UCLA, who was a guest speaker of the Senate prior to the session.

The Westlake Madrigal Singers entertained the Senators and guests with two songs, one of which was a rendition of "Hawaii Aloha."

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

The Senate reconvened at 12:01 o'clock p.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 69 to 74) were read by the Clerk and were disposed of as follows:

S.C.R. No. 69, entitled: "SENATE CONCURRENT RESOLUTION URGING STATE AND COUNTY AGENCIES TO ENFORCE THE REGULATIONS RELATING TO FLOOD PLAIN MANAGEMENT," was offered by Senators McMurdo, Cobb, Chang, Young, Solomon, Mizuguchi, Yamasaki, Hee, Toguchi, B. Kobayashi, Aki, Matsuura, Kuroda, Hagino, Abercrombie and Cayetano

By unanimous consent, S.C.R. No. 69 was referred to the Committee on Housing and Community Development.

S.C.R. No. 70, entitled: "SENATE CONCURRENT RESOLUTION PROPOSING A SISTER STATE/PROVINCE RELATIONSHIP WITH CHEJU PROVINCE, REPUBLIC OF KOREA," was offered by Senators Kuroda, Matsuura, Hee, Young, McMurdo, Kawasaki, Yamasaki, A. Kobayashi, George, Solomon, Mizuguchi, Cobb, Machida, Hagino, Chang, Toguchi, B.

Kobayashi and Fernandes Salling.

By unanimous consent, S.C.R. No. 70 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 71, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE SERVICES FOR SCHIZOPHRENICS PROVIDED BY THE MENTAL HEALTH DIVISION," was offered by Senators B. Kobayashi, Kawasaki, A. Kobayashi, Solomon, George, Matsuura and Machida.

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

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 offered by Senators B. Kobayashi, Machida, A. Kobayashi, George, Solomon and Kawasaki.

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

S.C.R. No. 73, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING AN ALTERNATIVE LEARNING CENTER FOR SEVERELY ALIENATED STUDENTS IN THE HONOLULU SCHOOL DISTRICT," was offered by Senator Hee.

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

S.C.R. No. 74, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT STUDY OF THE MOLOKAI IRRIGATION SYSTEM AND THE ESTABLISHMENT OF AN IRRIGATION DISTRICT ON MOLOKAI," was offered by Senator Hee.

By unanimous consent, S.C.R. No. 74 was referred to the Committee on Agriculture.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 94 to 98) were read by the Clerk and were disposed of as follows:

S.R. No. 94, entitled: "SENATE RESOLUTION URGING STATE AND COUNTY AGENCIES TO ENFORCE THE REGULATIONS RELATING TO FLOOD PLAIN MANAGEMENT," was offered by Senators McMurdo, Cobb, Chang, Young, Solomon, Mizuguchi, Yamasaki, Hee, Toguchi, B. Kobayashi, Aki, Matsuura, Kuroda, Hagino, Abercrombie and Cayetano.

By unanimous consent, S.R. No. 94 was referred to the Committee on Housing and Community Development.

S.R. No. 95, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO SUBMIT A TWO-YEAR PLAN AND BUDGET TO IMPLEMENT THE RESIDENTIAL FACILITIES PLAN," was offered by Senators B. Kobayashi, Matsuura, Kawasaki, A. Kobayashi, Solomon, George and Machida.

By unanimous consent, S.R. No. 95 was referred to the Committee on Health.

S.R. No. 96, entitled: "SENATE RESOLUTION REQUESTING A PLAN TO ALLOW QUALIFIED PERMITTEES AND LESSEES OF AGRICULTURAL LANDS TO REMAIN ON SUCH LANDS," was offered by Senator Hee.

By unanimous consent, S.R. No. 96 was referred to the Committee on Agriculture.

S.R. No. 97, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING AN ALTERNATIVE LEARNING CENTER FOR SEVERELY ALIENATED STUDENTS IN THE HONOLULU SCHOOL DISTRICT," was offered by Senator Hee.

By unanimous consent, S.R. No. 97 was referred to the Committee on Education.

S.R. No. 98, entitled: "SENATE RESOLUTION REQUESTING A MANAGEMENT STUDY OF THE MOLOKAI IRRIGATION SYSTEM AND THE ESTABLISHMENT OF AN IRRIGATION DISTRICT ON MOLOKAI," was offered by Senator Hee.

By unanimous consent, S.R. No. 98 was referred to the Committee on Agriculture.

STANDING COMMITTEE REPORT

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 836-86) recommending that Senate Resolution No. 79, as amended in S.D. 1, be adopted.

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.R. No. 79, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO IMMEDIATELY DEVELOP AND IMPLEMENT SHORT TERM SOLUTIONS TO ADDRESS THE STUDENT PARKING SITUATION AT THE UNIVERSITY OF HAWAII AT MANOA," was adopted.

ADJOURNMENT

At 12:06 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., Wednesday, April 2, 1986.

FORTY-EIGHTH DAY

Wednesday, April 2, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:39 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Chaplain Roy W. Oswandel, Major, United States Army, after which the Roll was called showing all Senators present with the exception of Senators Aki and Kuroda who were excused.

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

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

Senator Young introduced two students, Leon Angles and Ronald Navarro, from Iima Intermediate School in Ewa Beach.

Senator Mizuguchi introduced the 1986 Hawaii Junior Miss, Gena Renee Bentkowski, with the following remarks:

"Mr. Vice President, this morning several Senators and I have the distinct pleasure of introducing the 1986 Hawaii Junior Miss and her court. Gena Renee Bentkowski, who is a senior at Aiea High School, was selected as the 1986 Hawaii Junior Miss. She has been active at Aiea High School and has many academic achievements. Gena is a member of the National Honor Society, and won the Hawaii Upward Bound Outstanding Junior Award and the Aiea Foreign Language Academic Award. She has also participated in many extracurricular activities which include athletics, and also has been the student government vice president."

Senator Mizuguchi then introduced the third runner-up of the Junior Miss competition, Ann Watanabe, who is also from Aiea, and said that she is a student at Iolani School who was selected to the Cum Laude Society; is president of the Iolani Christian Fellowship; has been an outstanding student in various classes that reflect a high level of academic excellence; and is a member of the Iolani Marching Band and Key Club.

At this time, Senator Mizuguchi introduced Mrs. Lynda Bentkowski, Mrs. Bernadine Nicholas and Eric Bentkowski, the mother, grandmother and brother of the 1986 Hawaii Junior Miss, and Mr. and Mrs. Carl Watanabe, parents of Ann Watanabe, who were sitting in the gallery.

Senator Abercrombie introduced the first runner-up, Jerelyn Watanabe, from Punahou School and said that she was the division head for the 1985 Punahou carnival, and is a

member of the Punahou Chorale and the National Honor Society.

Senator Toguchi, on behalf of Senator Hee and himself, introduced the second runner-up, Paraluman Stice from Castle High School in Kaneohe, and said that she is the student body president, a member and current vice president of the National Honor Society, a member of the Castle Theater Guild; and she also was the 1985 summer exchange student to Japan and the Outstanding Knight at Castle High School.

Senator Toguchi also introduced Dr. and Mrs. Gary Stice, the parents of Miss Stice.

Senator Cobb, on behalf of Senator Wong, introduced the fourth runner-up, Geri-Ann Baptista, and said, "The Senate Certificate that we're going to present specifies that Geri-Ann Baptista has instilled in all young citizens a sense of responsibility and enthusiasm for the future; she brings to the Junior Miss court high scholastic achievement, poise and appearance, physical well-being, contributions to family and community, and pride and honor in her high school, Sacred Hearts Academy (Honolulu)."

Senator Mizuguchi then introduced Mr. Ed Pei, president, and Mrs. Daphne Oliveros, director, of Hawaii Junior Miss, Inc.

The honorees rose to be recognized and were presented Senate Certificates and leis.

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 75 to 79) were read by the Clerk and were disposed of as follows:

S.C.R. No. 75, entitled: "SENATE CONCURRENT RESOLUTION URGING THE U.S. CONGRESS TO REJECT THE PROPOSED PROVISION IN THE TAX REFORM BILL WHICH WOULD REMOVE THE TAX EXEMPT STATUS OF NON-PROFIT HEALTH ORGANIZATIONS," was offered by Senators George, Young, Hagino, Hee, Fernandes Salling, Yamasaki, Kuroda, Cobb, Mizuguchi, Cayetano, Holt, Henderson, Soares, Aki, A. Kobayashi, Matsuura, Toguchi and B. Kobayashi.

By unanimous consent, S.C.R. No. 75 was referred to the Committee on Health.

S.C.R. No. 76, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING THE AQUACULTURE ADVISORY COUNCIL TO CONDUCT A STUDY ON THE EFFECTS OF EXEMPTING SMALL SCALE AQUACULTURE PROJECTS FROM THE STATE ENVIRONMENTAL IMPACT STATEMENT LAW," was offered by Senators Solomon, Matsuura, Hagino, Mizuguchi, Soares and Fernandes Salling.

By unanimous consent, S.C.R. No. 76 was referred to the Committee on Agriculture.

S.C.R. No. 77, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE NAVY TO RELEASE FEDERAL LANDS TO THE STATE OF HAWAII FOR THE DEVELOPMENT OF AIEA BAY STATE PARK," was offered by Senators Mizuguchi, Kuroda, Machida, Solomon, Abercrombie, Henderson, Cayetano, Young, Holt, Hee, A. Kobayashi, Yamasaki, B. Kobayashi, George and Chang.

By unanimous consent, S.C.R. No. 77 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 78, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COOPERATION OF THE MILITARY IN ITS USE AND DEVELOPMENT OF HAWAII'S WATER RESOURCES," was offered by Senators Matsuura, Aki, Henderson, Soares, Hagino, Mizuguchi, Fernandes Salling, Solomon, Hee, Kuroda, Yamasaki, Chang, A. Kobayashi, Young, Machida, B. Kobayashi, Toguchi, Kawasaki, George, Abercrombie, Cayetano and Cobb.

By unanimous consent, S.C.R. No. 78 was referred to the Committee on Economic Development.

S.C.R. No. 79, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE ESTABLISHMENT OF AN OFFICE OF PUPIL SERVICES IN THE DEPARTMENT OF EDUCATION," was offered by Senator Toguchi, by request.

By unanimous consent, S.C.R. No. 79 was referred to the Committee on Education.

S.C.R. No. 80, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY OF CONTROLLED OFFSHORE GAMBLING IN HAWAII," was offered by Senator Yamasaki.

By unanimous consent, S.C.R. No. 80 was referred to the Committee on Economic Development.

The following resolutions (S.R. Nos. 99 to 104) were read by the Clerk and were disposed of as follows:

S.R. No. 99, entitled: "SENATE RESOLUTION URGING THE U.S. CONGRESS TO REJECT THE PROPOSED PROVISION IN THE TAX REFORM BILL WHICH WOULD REMOVE THE TAX EXEMPT STATUS OF NON-PROFIT HEALTH ORGANIZATIONS," was offered by Senators George, Young, Hagino, Hee, Fernandes Salling, Yamasaki, Kuroda, Cobb, Mizuguchi, Cayetano, Holt, Henderson, Soares, A. Kobayashi, Matsuura and B. Kobayashi.

By unanimous consent, S.R. No. 99 was referred to the Committee on Health.

S.R. No. 100, entitled: "SENATE RESOLUTION RELATING TO MAILE CULTURE," was offered by Senators Solomon, Matsuura, Toguchi, Fernandes Salling, Soares, Henderson, Hee, Hagino and Mizuguchi.

By unanimous consent, S.R. No. 100 was referred to the Committee on Agriculture.

S.R. No. 101, entitled: "SENATE RESOLUTION REQUESTING THE AQUACULTURE ADVISORY COUNCIL TO CONDUCT A STUDY ON THE EFFECTS OF EXEMPTING SMALL SCALE AQUACULTURE PROJECTS FROM THE STATE ENVIRONMENTAL IMPACT STATEMENT LAW," was offered by Senators Solomon, Matsuura, Hagino, Mizuguchi, Soares, Henderson and Fernandes Salling.

By unanimous consent, S.R. No. 101 was referred to the Committee on Agriculture.

S.R. No. 102, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE NAVY TO RELEASE FEDERAL LANDS TO THE STATE OF HAWAII FOR THE DEVELOPMENT OF AIEA BAY STATE PARK," was offered by Senators Mizuguchi, Kuroda, Machida, Solomon, Cayetano, Young, Holt, George, Yamasaki, B. Kobayashi, Chang, Henderson, Abercrombie, Hee and A. Kobayashi.

By unanimous consent, S.R. No. 102 was referred to the Committee on Tourism and Recreation.

S.R. No. 103, entitled: "SENATE RESOLUTION REQUESTING THE COOPERATION OF THE MILITARY IN ITS USE AND DEVELOPMENT OF HAWAII'S WATER RESOURCES," was offered by Senators Matsuura, Aki, Henderson, Soares, Hagino, Mizuguchi, Fernandes Salling, Solomon, Hee, Kuroda, Yamasaki, Toguchi,

Chang, A. Kobayashi, Young, Machida, B. Kobayashi, Kawasaki, George, Abercrombie, Cayetano and Cobb.

By unanimous consent, S.R. No. 103 was referred to the Committee on Economic Development.

S.R. No. 104, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE ESTABLISHMENT OF AN OFFICE OF PUPIL SERVICES IN THE DEPARTMENT OF EDUCATION," was offered by Senator Toguchi, by request.

By unanimous consent, S.R. No. 104 was referred to the Committee on Education.

S.R. No. 105, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY OF CONTROLLED OFFSHORE GAMBLING IN HAWAII," was offered by Senator Yamasaki.

By unanimous consent, S.R. No. 105 was referred to the Committee on Economic Development.

At this time, the Chair spoke on a point of personal privilege as follows:

"On a point of personal privilege, this is an order accorded the presiding officer, I would like to enter into the records of the Senate Journal an occasional, very meaningful editorial by the Honolulu Star-Bulletin. I think last night's editorial regarding the present situation, regarding the Marcos transgressions, is entirely in order. It should be part of the Senate Journal for posterity and for our grandchildren to read what happened today. So I would enter that into the records of the Journal."

Editorial - "Cynical Statements by a Deposed Dictator," from the Honolulu Star-Bulletin, Tuesday, April 1, 1986:

"Ferdinand Marcos for years responded to criticisms of his corrupt and repressive regime in the Philippines with bland denials of wrongdoing and countercharges against his opponents. Even in exile and disgrace, the deposed tyrant is still up to his old tricks.

"Marcos claims that the new revolutionary government of Corazon Aquino is a dictatorship when he in fact was the dictator of the Philippines for 13 years.

"He complains that the presidential

palace was looted after he and his wife fled. In fact the Marcoses had been helping themselves to the resources of the Philippines on a spectacular scale since his first election as president 20 years ago. Almost every day more evidence of their boundless greed is disclosed, but Marcos brazenly denies any wrongdoing.

"Marcos insists that he is still president of the Philippines, and hints in a message to his supporters there that he may return one day. The fact is that his government was overthrown in protest of the massive fraud and violence committed in the February election.

"After whisking him out of Manila by helicopter, the United States immediately recognized Corazon Aquino as the leader of the new government of the Philippines, and recognition by other governments followed. Marcos is president only in his imagination. It is true, as he claims, that the United States played a part in his overthrow, but as a nation we should have no regrets about that.

"Far from being in a position to return to the Philippines, Marcos is on the run from the Aquino government. He probably would face criminal charges, up to and including murder, if he were to return. Even in the United States he is confronted with a mounting number of lawsuits and is trying to evade them by seeking refuge in another country.

"He would have left Honolulu by now if he had found a country willing to accept him. The failure thus far to find one is another indication of the extent of his disgrace.

"Some Filipinos, both in the Philippines and in Hawaii, remain loyal to the Marcoses in the face of overwhelming evidence of their selfish rule. But the Marcoses are here in exile because they were repudiated by the Filipino people, and with good reason. His cynical claims cannot alter that fact."

At this time, Senator B. Kobayashi introduced Representative Whitney Anderson to the members of the Senate.

ADJOURNMENT

At 11:56 o'clock a.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 3, 1986.

FORTY-NINTH DAY

Thursday, April 3, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:38 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Walter M. Harris, Major, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senator Yamasaki who was excused.

The President announced that he had read and approved the Journal of the Forty-Eighth Day.

At 11:41 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 o'clock a.m.

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

Senator George introduced Mr. Glen Hudson, former executive director of the Republican Party of Hawaii, who presently resides in the State of Washington, accompanied by Mr. Roger Evans, also from the State of Washington.

Senator B. Kobayashi, on behalf of Senator Cobb and himself, introduced a group of 36 students from the social studies and English class of Kaimuki Intermediate School, accompanied by their teacher, Mrs. Cindy Sunahara.

Senator Kuroda introduced a group of 49 students from Manana Elementary School, Pearl City, and their teachers, Mrs. Charlotte Muraoka and Mrs. Jessie Yoda, accompanied by Ms. Barbara Story, secretary to Representative Tungpalan.

At 11:49 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:52 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 295 to 304) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 295, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of John Hirota, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 296, submitting for consideration and confirmation to the Board of Examiners in Naturopathy, the nomination of Laurie E. Furuya, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 297, submitting for consideration and confirmation to the Library Advisory Commission, City and County of Honolulu, the nominations of the following:

Suzanne E. Case, term to expire June 30, 1988;

Abraham L. Kealoha Jr., term to expire June 30, 1989; and

Hazel Kauahikaua and Sally Ann Harper, terms to expire June 30, 1990,

was referred to the Committee on Education.

Gov. Msg. No. 298, submitting for consideration and confirmation to the State Planning Council on Developmental Disabilities, the nominations of:

Patricia M. Henderson, Lani Lynn Bartholomew and Lois H. Love, terms to expire June 30, 1990; and

Toshio Nishioka, term to expire June 30, 1987,

was referred to the Committee on Health.

Gov. Msg. No. 299, submitting for consideration and confirmation to the State Emergency Medical Services Advisory Committee, the nominations of Catherine L. Cotton and Gwen S. Naguwa, M.D., terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 300, submitting for consideration and confirmation to the Commission on the Handicapped, the nominations of:

Gladys C. Baisa, term to expire June 30, 1990;

Millicent L.K. Rogers, term to expire June 30, 1987; and

Richard N. Westover, term to expire June 30, 1989,

was referred to the Committee on Health.

Gov. Msg. No. 301, submitting for consideration and confirmation to the

Technical Advisory Committee on Pesticides, the nominations of:

Harry A. Whitten, term to expire June 30, 1988; and

Barbara Z. Siegel, Ph.D., term to expire June 30, 1990,

was referred to the Committee on Health.

Gov. Msg. No. 302, submitting for consideration and confirmation to the Civil Service Commission, the nomination of Joan M.C. Bickson, term to expire June 30, 1990, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 303, submitting for consideration and confirmation to the Board of Trustees, Hawaii Public Employees Health Fund, the nomination of Moriyoshi Hiratani, term to expire June 30, 1988, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 304, submitting for consideration and confirmation to the Board of Taxation Review, First Taxation District (Oahu), the nomination of Robert F. Maynard, term to expire June 30, 1990, was referred to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 81 to 84) were read by the Clerk and were disposed of as follows:

S.C.R. No. 81, entitled: "SENATE CONCURRENT RESOLUTION PROTESTING APARTHEID AND THE INCREASE OF VIOLENCE IN SOUTH AFRICA," was offered by Senators Abercrombie, Toguchi, Hee, Fernandes Salling, McMurdo, Holt, Machida, Chang, Kawasaki, Kuroda, Aki, Young, Mizuguchi, Wong, Cayetano, Hagino, B. Kobayashi, Cobb, Yamasaki, Matsuura, A. Kobayashi, Soares and Solomon.

By unanimous consent, S.C.R. No. 81 was referred to the Committee on Government Operations.

S.C.R. No. 82, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE COMPLETION OF THE DEPARTMENT OF ENERGY'S MOD-5B RESEARCH WIND TURBINE AT KAHUKU, HAWAII," was offered by Senators Matsuura, A. Kobayashi, Henderson, Soares, Fernandes Salling, McMurdo, Toguchi, Hagino, B. Kobayashi, Machida, Mizuguchi, Cayetano and Chang.

By unanimous consent, S.C.R. No. 82 was referred to the Committee on Energy.

S.C.R. No. 83, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONTROL OF THE DECIBEL LEVELS OF TELEVISION COMMERCIALS," was offered by Senators Cobb, Young, Chang, Henderson and A. Kobayashi.

By unanimous consent, S.C.R. No. 83 was referred to the Committee on Consumer Protection and Commerce.

S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE CONTINUING PROBLEM OF THOSE MISSING OR OTHERWISE UNACCOUNTED FOR FROM THE WAR IN SOUTHEAST ASIA," was offered by Senators Cobb, Matsuura, Hagino, Young, McMurdo, B. Kobayashi, Toguchi, Machida, Chang, A. Kobayashi and Henderson.

By unanimous consent, S.C.R. No. 84 was referred to the Committee on Government Operations.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 106 to 110) were read by the Clerk and were disposed of as follows:

S.R. No. 106, entitled: "SENATE RESOLUTION PROTESTING APARTHEID AND THE INCREASE OF VIOLENCE IN SOUTH AFRICA," was offered by Senators Abercrombie, Chang, Toguchi, Hee, Fernandes Salling, McMurdo, Holt, Machida, Yamasaki, Soares, Kuroda, Aki, Young, Mizuguchi, Kawasaki, Cayetano, Hagino, Cobb, B. Kobayashi, Matsuura, A. Kobayashi, Wong and Solomon.

By unanimous consent, S.R. No. 106 was referred to the Committee on Government Operations.

S.R. No. 107, entitled: "SENATE RESOLUTION REQUESTING IMMEDIATE ACTION ON THE COMPENSATION PLANS OF SECRETARIAL CLASSES WITHIN THE CIVIL SERVICE," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 107 was referred to the Committee on Labor and Employment, then to the Committee on Legislative Management.

S.R. No. 108, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE COMPLETION OF THE DEPARTMENT OF ENERGY'S MOD-5B RESEARCH WIND TURBINE AT KAHUKU, HAWAII," was offered by Senators Matsuura, A. Kobayashi, Henderson, Soares, Fernandes Salling, McMurdo, Toguchi, Hagino, B. Kobayashi, Machida, Mizuguchi, Cayetano and Chang.

By unanimous consent, S.R. No. 108 was referred to the Committee on Energy.

S.R. No. 109, entitled: "SENATE RESOLUTION URGING THE CONTROL OF THE DECIBEL LEVELS OF TELEVISION COMMERCIALS," was offered by Senators Cobb, Young, Chong, Henderson and A. Kobayashi.

By unanimous consent, S.R. No. 109 was referred to the Committee on Consumer Protection and Commerce.

S.R. No. 110, entitled: "SENATE RESOLUTION RECOGNIZING THE CONTINUING PROBLEM OF THOSE MISSING OR OTHERWISE UNACCOUNTED FOR FROM THE WAR IN SOUTHEAST ASIA," was offered by Senators Cobb, Matsuura, Hagino, Young, McMurdo, B. Kobayashi, Toguchi, Machida, Chang, A. Kobayashi and Henderson.

By unanimous consent, S.R. No. 110 was referred to the Committee on Government Operations.

ORDER OF THE DAY

MATTERS DEFERRED FROM TUESDAY, APRIL 1, 1986

Senate Bill No. 8, S.D. 1, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 8, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 52, S.D. 2, H.D. 2:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 52, S.D. 2, seconded by Senator Machida.

Senator Mizuguchi clarified the amendments as follows:

"Mr. President, this particular bill would allow the board of trustees of the Employee's Retirement System to invest in real property with non-insurance companies. The Senate is agreeing to the House in limiting these investments to 5 percent of the system's total assets.

"Also, as it relates to investments in improved or productive real property, we are agreeing with the House in restricting the use of financing. We are agreeing to changing the word 'may' to 'shall' as it relates to pooling of funds, including

common or collective trust funds of banks and trust companies, etc."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 52, S.D. 2, and S.B. No. 52, 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 Friday, April 4, 1986.

Senate Bill No. 81, S.D. 1, H.D. 2:

On motion by Senator Aki, seconded by Senator Matsuura and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 81, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Aki, chairman, Matsuura, Fernandes Salling and Henderson as managers on the part of the Senate at such conference.

Senate Bill No. 159, S.D. 2, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 159, S.D. 2, seconded by Senator Matsuura.

Senator Mizuguchi then explained as follows:

"Mr. President, the House made some nonsubstantive changes. They just reworded defining of the terms 'energy service contract,' 'shared-savings plan,' and 'third-party financing arrangement' on the second page of the bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 159, S.D. 2, and S.B. No. 159, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 303, S.D. 1, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 303, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

At 11:56 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.

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

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 310, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:02 o'clock p.m.

Senate Bill No. 383, S.D. 1, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Toguchi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 383, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 425, S.D. 2, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Machida and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 425, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Machida and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 427, S.D. 1, H.D. 2:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 427, S.D. 1, seconded by Senator Machida.

Senator Mizuguchi then said: "Mr. President, the House just updated several dates and made some grammatical changes to the bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 427, S.D. 1, and S.B. No. 427, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB-SHARING PILOT PROJECT IN THE DEPARTMENT OF HEALTH," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 431, S.D. 2, H.D. 2:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 431, S.D. 2, seconded by Senator Machida.

Senator Mizuguchi then explained: "Mr. President, again, the House made some nonsubstantive changes to said bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 431, S.D. 2, and S.B. No. 431, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS AND POST RETIREMENT ALLOWANCE," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 564, S.D. 2, H.D. 2:

On motion by Senator Aki, seconded by Senator Matsuura and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 564, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Aki, Matsuura, Hagino and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 718, S.D. 1, H.D. 2:

Senator Aki moved that the Senate agree to the amendments proposed by the House to S.B. No. 718, S.D. 1, seconded by Senator Matsuura.

Senator Aki explained:

"Mr. President, what the House did was demand an environmental impact statement for leasing of marine waters or submerged lands."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 718, S.D. 1, and S.B. No. 718, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 774, S.D. 2, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 774, S.D. 2, seconded by Senator Machida.

Senator Mizuguchi then explained: "Mr. President, in Section 1, page 1, line 12, nonsubstantive changes were made to said

bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 774, S.D. 2, and S.B. No. 774, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," was placed on the calendar for Final Reading on Friday, April 4, 1986.

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:11 o'clock p.m.

Senate Bill No. 909, S.D. 1, H.D. 1:

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

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

On motion by Senator Mizuguchi, seconded by Senator Chang and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 934, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Chang and George as managers on the part of the Senate at such conference.

Senate Bill No. 970, S.D. 1, H.D. 1:

Senator Aki moved that the Senate agree to the amendments proposed by the House to S.B. No. 970, S.D. 1, seconded by Senator Matsuura.

Senator Aki explained that the House merely added a comma as an amendment.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 970, S.D. 1, and S.B. No. 970, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1023, S.D. 2, H.D. 1:

Senator Chang moved that the Senate agree to the amendments proposed by the House to S.B. No. 1023, S.D. 2, seconded by Senator Cayetano.

Senator Chang explained: "Mr. President, technical amendments have been made by the House that refine the bill. We find no objections to the changes."

The motion was put by the Chair and

carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1023, S.D. 2, and S.B. No. 1023, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1056, S.D. 2, H.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1056, S.D. 2, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1188, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1188, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, B. Kobayashi, Solomon and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 1496-86, S.D. 2, H.D. 1:

On motion by Senator Matsuura, seconded by Senator Aki and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1496-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Matsuura, chairman, Mizuguchi and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 1514-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1514-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1550-86, S.D. 2, H.D. 1:

On motion by Senator Chang, seconded by Senator Cobb and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1550-86, S.D. 2, and requested a conference on the subject

matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1551-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1551-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1569-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1569-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1570-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1570-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1595-86, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1595-86, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chairman, Aki and Soares as Managers on the part of the Senate at such conference.

Senate Bill No. 1624-86, H.D. 1:

Senator Kawasaki moved that the Senate agree to the amendments proposed by the House to S.B. No. 1624-86, seconded by Senator Fernandes Salling.

Senator Kawasaki then explained: "Mr. President, the House just substituted the word 'the' for the word 'said.'"

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B.

No. 1624-86, and S.B. No. 1624-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1646-86, H.D. 1:

Senator Hagino moved that the Senate agree to the amendments proposed by the House to S.B. No. 1646-86, seconded by Senator Cobb.

Senator Hagino then explained: "Mr. President, the House amendment clarifies the site of the alleged violation and specifies that 'owner' refers to 'the owner of the dog.'"

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1646-86, and S.B. No. 1646-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1652-86, H.D. 2:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1652-86, seconded by Senator Machida.

Senator Mizuguchi explained: "Mr. President, the House just changed the effective date of this particular bill to July 1, 1986."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1652-86, and S.B. No. 1652-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1655-86, S.D. 1, H.D. 1:

Senator Aki moved that the Senate agree to the amendments proposed by the House to S.B. No. 1655-86, S.D. 1, seconded by Senator Matsuura.

Senator Aki explained: "Mr. President, the House made some technical changes which do not affect the language of the bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1655-86, S.D. 1, and S.B. No. 1655-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1678-86, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1678-86, and the request for a conference on the subject matter thereof, the President appointed Senators Matsuura, chairman, Mizuguchi and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 1695-86, S.D. 1, H.D. 2:

Senator Cobb moved that the Senate agree to the amendments proposed by the House to S.B. No. 1695-86, S.D. 1, seconded by Senator B. Kobayashi.

Senator Cobb explained: "Mr. President, the House deleted orificial surgery, cleaned up several sections, required a 75 percent score on each part of the exam, and included in a definition of diagnosis of drawing of blood which is something the naturopathic doctors are trained for and examined upon, and the testimony from the Department of Health in that was, apparently, supportive in the House so we would intend to agree."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1695-86, S.D. 1, and S.B. No. 1695-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1718-86, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1718-86, seconded by Senator Abercrombie.

Senator Mizuguchi explained: "Mr. President, the House just made some nonsubstantive amendments for the purposes of style and clarity."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1718-86, and S.B. No. 1718-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR," was placed on the calendar for Final Reading on Thursday, April 17, 1986.

Senate Bill No. 1727-86, H.D. 1:

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1727-86 and requested

a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1743-86, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1743-86, seconded by Senator Chang.

Senator Mizuguchi explained: "Mr. President, again, nonsubstantive amendments were made to said bill to conform to the correct Ramseyer format specifying use of the underscoring."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1743-86, and S.B. No. 1743-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 1761-86, H.D. 1:

On motion by Senator Young, seconded by Senator Hee and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1761-86 and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1762-86, S.D. 1, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Chang and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1762-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1773-86, S.D. 2, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Holt and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1773-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Holt, Mizuguchi, Abercrombie and Henderson as managers on the part of the Senate at such conference.

Senate Bill No. 1780-86, S.D. 2, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Holt and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1780-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Chang, Holt, Machida and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 1831-86, S.D. 2, H.D. 1:

On motion by Senator Chang, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1831-86, S.D. 2, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

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 disagreed to the amendments proposed by the House to S.B. No. 1837-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 1843-86, S.D. 2, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Chang and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1843-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Chang, Abercrombie, B. Kobayashi and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 1886-86, S.D. 2, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Kuroda and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1886-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Kuroda, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 1933-86, S.D. 1, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Chang and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1933-86, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Chang and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 1960-86, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 1960-86, seconded by Senator Young.

Senator Mizuguchi explained: "Mr. President, minor language changes were made to said bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1960-86, and S.B. No. 1960-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX," was placed on the calendar for Final Reading on Thursday, April 17, 1986.

Senate Bill No. 1961-86, S.D. 1, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Young and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1961-86, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Young, Aki, Hee and George as managers on the part of the Senate at such conference.

Senate Bill No. 1965-86, S.D. 2, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Hagino and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1965-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares as managers on the part of the Senate at such conference.

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

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the

House to S.B. No. 1998-86, S.D. 1, seconded by Senator Hagino.

Senator Mizuguchi explained: "Mr. President, just one change, Section 3, page 18, line 15, the House changed the word 'will' to 'shall'."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1998-86, S.D. 1, and S.B. No. 1998-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2038-86, S.D. 1, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2038-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2048-86, S.D. 1, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Hagino and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2048-86, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 2050-86, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Machida and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2050-86 and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Machida and Henderson as managers on the part of the Senate at such conference.

Senate Bill No. 2057-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2057-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2091-86, S.D. 1, H.D. 1:

Senator Young moved that the Senate agree to the amendments proposed by the House to S.B. No. 2091-86, S.D. 1, seconded by Senator Hee.

Senator Young explained: "Mr. President, the amendment states that if after the 45th day a Hawaii Housing project is not disapproved, it shall be deemed approved by the legislative body or Land Use Commission."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2091-86, S.D. 1, and S.B. No. 2091-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2095-86, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 2095-86, seconded by Senator Aki.

Senator Mizuguchi explained: "Mr. President, nonsubstantive changes were made to Section 1, page 8, lines 1 to 5 of said bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2095-86, and S.B. No. 2095-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2126-86, S.D. 1, H.D. 1:

Senator Abercrombie moved that the Senate agree to the amendments proposed by the House to S.B. No. 2126-86, S.D. 1, seconded by Senator Cayetano.

Senator Abercrombie explained: "Mr. President, I believe that while there are several amendments put in the bill, essentially, they are nonsubstantive in nature."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2126-86, S.D. 1, and S.B. No. 2126-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2127-86, S.D. 1, H.D. 1:

On motion by Senator Toguchi, seconded by Senator Holt and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2127-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2131-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2131-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2166-86, S.D. 2, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Machida and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2166-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Machida and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 2173-86, S.D. 1, H.D. 2:

Senator Abercrombie moved that the Senate agree to the amendments proposed by the House to S.B. No. 2173-86, S.D. 1, seconded by Senator Cayetano.

Senator Abercrombie explained: "Mr. President, this is a bill for an act relating to psychology, there is a question with respect to medical examination in determining physical and mental impairment and I think that the House version has handled that, probably to the dissatisfaction of both sides but to the satisfaction of the public interest."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2173-86, S.D. 1, and S.B. No. 2173-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," was placed on the calendar for Final Reading on Friday, April 4, 1986.

At 12:29 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:34 o'clock p.m.

Senate Bill No. 2190-86, S.D. 1, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Young and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2190-86, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Young and George as managers on the part of the Senate at such conference.

Senate Bill No. 2258-86, S.D. 1, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2258-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2266-86, S.D. 2, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2266-86, S.D. 2, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2268-86, H.D. 1:

Senator Chang moved that the Senate agree to the amendments proposed by the House to S.B. No. 2268-86, seconded by Senator Cayetano.

Senator Chang explained: "Mr. President, the amendment by the House further clarifies the need for expediting the resolution of disagreements in environmental matters and is fully consistent with the objectives sought by your committee."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2268-86, and S.B. No. 2268-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2277-86, S.D. 1, H.D. 1:

Senator Chang moved that the Senate agree to the amendments proposed by the House to S.B. No. 2277-86, S.D. 1, seconded by Senator Cayetano.

Senator Chang explained: "Mr. President, the House amendment changes the appointing authority. Your committee had originally designated the Judicial Council as the appointing authority and has determined that that is not the appropriate body, the House version is correct."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2277-86, S.D. 1, and S.B. No. 2277-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2290-86, S.D. 1, H.D. 2:

On motion by Senator Chang, seconded by Senator Cayetano and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2290-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2295-86, S.D. 1, H.D. 2:

Senator B. Kobayashi moved that the Senate agree to the amendments proposed by the House to S.B. No. 2295-86, S.D. 1, seconded by Senator Machida.

Senator B. Kobayashi explained: "Mr. President, the House and Senate versions are the same."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2295-86, and S.B. No. 2295-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2296-86, H.D. 1:

Senator Kawasaki moved that the Senate agree to the amendments proposed by the House to S.B. No. 2296-86, seconded by Senator Fernandes Salling.

Senator Kawasaki explained: "Mr. President, the change made by the House regarding this bill, the applicant who applies for liquor license who has been denied his application, his license, has to wait, in the Senate version six months, the House version is a year's waiting period and we agree that the House version is acceptable."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B.

No. 2296-86, and S.B. No. 2296-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2303-86, S.D. 2, H.D. 2:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 2303-86, S.D. 2, seconded by Senator Kuroda.

Senator Mizuguchi explained: "Mr. President, the Senate appropriates \$170,000 in the bill, the House appropriates \$100,000 and the Senate concurs."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2303-86, S.D. 2, and S.B. No. 2303-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM," was placed on the calendar for Final Reading on Thursday, April 17, 1986.

Senate Bill No. 2308-86, S.D. 1, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Hagino and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2308-86, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 2309-86, S.D. 1, H.D. 2:

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2309-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2310-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2310-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2312-86, S.D. 1, H.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Hagino and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2312-86, S.D. 1, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 2315-86, S.D. 1, H.D. 1:

Senator Kawasaki moved that the Senate agree to the amendments proposed by the House to S.B. No. 2315-86, S.D. 1, seconded by Senator Fernandes Salling.

Senator Kawasaki explained: "Mr. President, the House made a minor change to the language 'insurance on public vehicle,' the House added an 's' to vehicle."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2315-86, S.D. 1, and S.B. No. 2315-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2319-86, S.D. 1, H.D. 1:

Senator Aki moved that the Senate agree to the amendments proposed by the House to S.B. No. 2319-86, S.D. 1, seconded by Senator Matsuura.

Senator Aki explained: "Mr. President, the Senate had language that said 'provided that the developer.' The House felt a change was necessary and in its place put in 'or the developer.' We do not feel that it has any substantive effect on the bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2319-86, S.D. 1, and S.B. No. 2319-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2320-86, S.D. 1, H.D. 1:

Senator Aki moved that the Senate agree to the amendments proposed by the House to S.B. No. 2320-86, S.D. 1, seconded by Senator Matsuura.

Senator Aki explained: "Mr. President,

the changes are nonsubstantive; just spelling changes."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2320-86, S.D. 1, and S.B. No. 2320-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2346-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2346-86, S.D. 1, and requested a conference on the subject matter thereof.

By unanimous consent, the appointment of managers on the part of the Senate at such conference was deferred to a later date.

Senate Bill No. 2359-86, S.D. 1, H.D. 1:

Senator Aki moved that the Senate agree to the amendments proposed by the House to S.B. No. 2359-86, S.D. 1, seconded by Senator Matsuura.

Senator Aki explained: "Mr. President, nonsubstantive amendments were made."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2359-86, S.D. 1, and S.B. No. 2359-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2468-86, S.D. 1, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 2468-86, S.D. 1, seconded by Senator Machida.

Senator Mizuguchi explained: "Mr. President, the House changed the words 'normal union membership' to 'usual union membership' in Section 1, page 3, line 11 of the bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2468-86, S.D. 1, and S.B. No. 2468-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2471-86, S.D. 2, H.D. 1:

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 2471-86, S.D. 2, seconded by Senator Matsuura.

Senator Mizuguchi explained: "Mr. President, nonsubstantive changes to said bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2471-86, S.D. 2, and S.B. No. 2471-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2474-86, S.D. 2, H.D. 2:

On motion by Senator Mizuguchi, seconded by Senator Chang and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2474-86, S.D. 2, and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Yamasaki, chairman, Chang, Mizuguchi, Abercrombie and Henderson as managers on the part of the Senate at such conference.

At 12:43 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:44 o'clock p.m.

Senate Bill No. 2478-86, S.D. 2, H.D. 2 :

Senator Mizuguchi moved that the Senate agree to the amendments proposed by the House to S.B. No. 2478-86, S.D. 2, seconded by Senator Abercrombie.

Senator Mizuguchi explained: "Mr. President, the House appropriated \$20,000 in section 6 of the bill and also changed the effective date from 'upon its approval' to 'July 1, 1986.'"

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2478-86, S.D. 2, and S.B. No. 2478-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE," was placed on the calendar for Final Reading on Thursday, April 17, 1986.

Senate Bill No. 2481-86, S.D. 1, H.D. 1 :

Senator Cobb moved that the Senate agree to the amendments proposed by the House to S.B. No. 2481-86, S.D. 1, seconded by Senator B. Kobayashi.

Senator Cobb explained: "Mr. President,

the House changed a permissive language to mandatory which I think is a positive change and somewhat surprising given the tenor of what they've done with other consumer oriented bills; therefore, I intend to agree because I think this is a step forward for the consumer."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2481-86, S.D. 1, and S.B. No. 2481-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was placed on the calendar for Final Reading on Friday, April 4, 1986.

Senate Bill No. 2512-86, H.D. 2 :

Senator Cayetano moved that the Senate agree to the amendments proposed by the House to S.B. No. 2512-86, seconded by Senator Toguchi.

Senator Cayetano explained: "Mr. President, this bill enunciates or declares a state policy encouraging ridesharing. The House wisely amended the bill to omit the Senate provision which calls for a study of ridesharing to be done by the Auditor for submission to the next regular session."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2512-86, and S.B. No. 2512-86, H.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING," was placed on the calendar for Final Reading on Friday, April 4, 1986.

At this time, Senator Abercrombie rose on a point of information and remarked:

"Mr. President, last night, Senator Hee and I attended a meeting of the Associated Students, University of Hawaii (ASUH) at Manoa, on a bill to require any ASUH health funds to be removed from investments in South Africa. We testified in favor of that and I'm happy that that bill passed last night and that the students of the University of Hawaii at Manoa will be acting to divest any funds that they have in South Africa.

"It was particularly appropriate last night because Bishop Tutu just yesterday had come to the conclusion that such action was fundamental and necessary if there is to be any change for social and economic justice in South Africa and requested that the rest of the world take action in that regard. I'm pleased that the students at the university saw fit to do that last night.

"There is some question in their minds as to whether they will be allowed to do that by the regents. I'm not sure the regents know about it but the regents certainly have

something to say about it with respect to investments of university funds.

"One of the things that we became aware of much more last night is how much money is up there in the student fund and in the endowment for investment by the university and it bothered both of us, I think, with respect to the tuition increases, if they have that much money that is not necessarily counted into the budget considerations here.

"So with the appointment of at least two regents I think that members of this body should be very cognizant of that. I certainly am going to be, with respect to whether or not I believe we should confirm or not confirm appointments to the regents this year. I think this issue is something that needs to be settled and I certainly hope that the retirement system here will respond accordingly.

"I know there are bills that are apparently going into conference with respect to that and I urge that this body not be far behind the students at the university in addressing this issue."

Senator Hee then added:

"Mr. President, on a point of information to the body, we are talking about \$15 million in UH funds and \$600,000 in ASUH funds. The chairman of the Higher Education Committee in the Senate has agreed to hold a hearing on the resolution to be submitted by myself and others who are interested in having a hearing with respect to any investments by UH or ASUH in South Africa. Thank you."

Senator Kawasaki then rose on a point of personal privilege and remarked:

"Mr. President, not wanting to have the Senate be charged with a certain bias toward one of the two big newspapers here, I'd like to have entered into the Senate Journal the very relevant and appropriate editorial by The Honolulu Advertiser this morning relative to requesting that Mr. Marcos not be provided sanctuary here. Of course it took the Advertiser quite sometime to recognize the wisdom of most of the members of the Senate here where a resolution in a like vein was introduced, which is still held on a shelf.

"I think the Advertiser and the Bulletin is to be commended. They have finally begun to see the light. What has been happening in the Philippine Islands isn't new, it's been happening for fourteen years but it took the newspapers awhile to recognize what was recognized by the Senate here sometime ago. I'm glad to have the Senate be impartial in presenting and entering into the Senate Journal the very appropriate Advertiser editorial this morning."

Editorial - "Marcos should go," The Honolulu Advertiser, Thursday, April 3, 1986:

"Ferdinand Marcos' presence in Hawaii is disruptive to the point many wish he would find another place to live.

"Not only is he causing problems here, his behavior could disturb U.S. relations with the new government in the Philippines in a difficult period.

"Marcos' Easter performance was typical of what he used to do in Manila but should not be trying here. He used a Catholic mass as a political occasion to proclaim that he still considers himself president. In a separate message sent to Manila, the ousted strongman suggested he expects to return.

"He does, of course, enjoy the rights of free speech and to meet with his political supporters, both local and from Manila. It is unrealistic to think he will change in any important way.

"However, from Hawaii's standpoint, there are lines that should not be crossed — and have been.

"For one, Marcos' presence here is divisive in the Filipino community, a community that has attained increased cohesion and progress in recent years. Among other things, observers suggest the continuing controversy will make it more difficult for Hawaii Filipino politicians this election year.

"Of broader import, when President Reagan offered Marcos and his entourage sanctuary, it was not with the understanding he would behave like a president-in-exile scheming to regain power — and with U.S. Secret Service protection to boot. One could not blame the new Philippine government if it were upset at such a situation.

"Again, it's a matter of a line Marcos should not have crossed, but selfishly disregards in pursuit of his own interests.

"Some suggest the above is reason enough for Marcos to be encouraged to leave Hawaii, and maybe to go to another nation as well.

"One problem is finding another country that will take the deposed dictator and his wife. Their infamy has grown with expanding revelations of greed, corruption and repression.

"This situation is complicated by the fact the Aquino government would rather see them stay in the U.S. for legal reasons related to the stolen and hidden wealth

that is being increasingly documented.

"Manila pressured both Panama and Singapore to reject U.S. bids for them to provide Marcos asylum. Spain also turned down a request, but Washington is reported still trying

"Maybe some way can be found to protect the legal cases against Marcos while providing a less disruptive haven — and less of a propaganda base against the Aquino government, which has mountains of inherited problems.

"And it would be best if that was someplace other than Hawaii."

The Chair, at this time, made the following announcement:

"Members of the Senate, for your

information, Senate conferees appointed to conference committees last year have not been discharged. Consequently, all bills which were in conference last year where final actions have not been taken may be taken up in conference committee at this time.

"Also, all bills from conference which were on the Clerk's desk at the close of the 1985 legislative session are returned to the respective conference committees for further consideration."

ADJOURNMENT

At 12:53 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., Friday, April 4, 1986.

FIFTIETH DAY

Friday, April 4, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:37 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Father James Francis Drew, Director of the Catholic Communications Center, after which the Roll was called showing all Senators present with the exception of Senator Wong who was excused.

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

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

Senator Holt introduced Mr. Richard Kailihiwa Lyman, Jr. as follows:

"Today, we have visiting with us a very special person, someone who has contributed quite a lot to this community of ours, and who has been recognized by many institutions, locally, internationally and otherwise.

"What I'd like to do right now is to take this opportunity to read from the certificate which we will be presenting to him, basically on what he has done for this state. 'The Senate of the Thirteenth Legislature congratulates Mr. Richard Kailihiwa Lyman, Jr., on his receipt of the 1986 Hawaii Businessman of the Year O'o Award presented by the Hawaiian Business/Professional Association. This award is a symbol of the recognition given to a person whose skillful use of creativity, motivation and skill results in success in business and industry.'

"I won't go into his background although I know where he graduated from, as most of us know he is a graduate of Hilo High School and of the University of Hawaii. I will say that as early as 1960, Mr. Lyman was one of the first advocates of geothermal energy. Noi' O puna, a geothermal application research facility established by the State of Hawaii in the County of Hawaii was dedicated in honor of Mr. Lyman in August 1985. On that occasion, Governor George Ariyoshi credited Mr. Lyman as being one of the building blocks that created geothermal energy in Hawaii over the last quarter century.

"Mr. Lyman was a member of the Hawaii State Constitutional Convention and was a senator in the last Territorial and First State Legislatures. In 1959, he was appointed trustee of the Kamehameha Schools/Bishop Estate, where he continues to guide and inspire Hawaii's people as

president of the board. Mr. Lyman has demonstrated an outstanding leadership in Urasenke, the Japan/American Management Science Institute; the Na poki'i Hawaiian scholarship program; Hui Hanai; the Hawaiian Civic Club; the Committee for the Restoration of the Kamehameha Birth Site; and the Japan/Hawaii Economic Council. Very briefly, Mr. Vice President, Mr. Lyman has been justly honored many times for his superior achievements by Japanese, Hawaiian and American institutions."

Senator Hee added his comments and said, "I want to add my congratulations to Mr. Lyman. The scholarship that Senator Holt spoke of, Na poki'i, was the first scholarship for graduate students of Hawaiian ancestry, and you have standing before you, Mr. Lyman, a recipient to which I shall be eternally grateful for that opportunity to continue in graduate school."

The Chair also added, "With all the compliments paid to our former Senator Lyman, nobody remembered that he is the dean of retired legislators. He was in the Senate when some of us were wearing diapers. He is indeed the dean of former legislators."

Mr. Lyman was accompanied by wife, Jane, and friends and supporters, Dr. Verlie-Ann Malina Wright, Mr. Jack Darvill, president of the Kamehameha Schools, Neil Hannhas, Dr. George Kanehele, and Kahu David Kaupu.

The honoree rose to be recognized and was presented the Senate Certificate by Senator Holt and leis by Senators Young and A. Kobayashi. Mrs. Lyman was presented a lei by Senator Yamasaki.

Senator Hee introduced four students, Amy, Tammy, Heidi and Jody, from Kalaheo High School in Kailua, accompanied by their advisor, Miss Denise Tanaka.

Senator Abercrombie introduced Mr. Richard Greer as follows:

"I am very happy to know this particular gentleman who was a teacher of English, American history and social studies at the Kamehameha Schools for more than 33 years until his recent retirement. During that time at the Kamehameha Schools he also took time to teach in American Samoa. And since his retirement he has been conducting research on the growth and emergence of Honolulu as a city, for the publication of a historical account on urban development in the city. I've seen some of the initial work and it is absolutely fascinating, in terms of being a future repository for virtually anybody who wants

to study about the rise of urban Honolulu.

"It's with a great deal of pleasure that, on behalf of the other members of this Senate and students of this gentleman, which include Senators Holt, Solomon and Hee, a great deal of pleasure on my part that I indicate to this body, commend and honor Richard Greer. His dedication as a teacher and a historian and contributions to this state reflect his deep love for Hawaii and will leave an indelible impression in the memories and hearts of the people of this state and his many students at the Kamehameha Schools."

The honoree was presented the Senate Certificate and a lei by Senator Solomon.

Senator Holt also introduced another friend and supporter of Mr. Lyman, Mr. Keiji Kawakami.

The recipients of Hawaii's 1986 Jefferson Awards were then introduced to the members of the Senate, as follows:

Senator Chang introduced Mr. Wilbert A. Lee with the following remarks:

"Mr. Vice President, this morning the Senate is honored by the presence of eleven homegrown heroes and heroines who have been chosen by The Honolulu Advertiser for their outstanding community service. They are Hawaii's 1986 Jefferson awardees, and they have all been nominated for a national award given by the American Institute for Public Service in Washington, D.C.

"The first Jefferson awardee I would like to introduce this morning is Mr. Wilbert A. Lee. For the 30 years, Wilbert Ah Ping Lee has been volunteering his time and talents to the youngsters of Pauoa Valley so that they can learn the basics of team sports. He has coached more than 5,000 boys and girls of hundreds of teams. This year he's fielding 22 teams with more than 300 boys and girls. Wilbert Lee believes that winning is not everything — playing is."

Senator Chang continued and introduced Mr. Frederick S. K. Young as follows:

"The next Jefferson awardee is Frederick S.K. Young. He runs a senior citizens club and a boy scout troop, gives free health tests for the Lions Club, collects money for nonprofit groups and helps put on the annual Salvation Army Thanksgiving Dinner. In his spare time, he helps senior citizens with yard work and odd jobs. Frederick Young said in a recent newspaper article, 'I always wanted to keep busy, even if tired. I look tired sometimes, but when I start to do the work again, the tiredness goes away.'"

Senator Hee also introduced Miss Stephanie Simpson with the following

remarks:

"While working as a paralegal, Miss Simpson realized the need to assist low-income persons to get uncontested divorces at little or no cost. She then established a divorce clinic where indigent clients could seek speedy, legal help. Since then Miss Simpson has helped to organize five divorce clinics providing assistance to over 120 couples."

Senator Kuroda, on behalf of Senator Wong, introduced Dr. Erlinda Cachola as follows:

"The next person that I'm going to introduce is not present, however, it's my pleasure to do so. This awardee is Dr. Erlinda Cachola. Dr. Cachola is a person who has taken seven doctors to Ilocos Sur in 1985, providing volunteer services and resources. She took care of 1,100 patients and performed 69 surgical operations in five days, an outstanding feat. Dr. Cachola has also provided many, many voluntary services for the people of Hawaii, and therefore has been recognized as an awardee of the Jefferson project."

Senator Kuroda also introduced Sgt. Charlie Phelps with the following remarks:

"Mr. Phelps is with the United States Air Force, and has been working with individuals afflicted with alcoholism. Staff Sergeant Charlie Phelps, USAF, works at the Hickam medical clinic and has been providing voluntary service at Tripler Medical Center. He's a native Californian but has selected Hawaii as his residence. He's been here for the past three years and has already made a mark in our community."

Senator Toguchi introduced Mr. Ralph Morris as follows:

"Mr. Ralph Morris is a resident of Kahaluu and he's a very active community volunteer. He takes hot lunches everyday to 260 elderly people; he is the president and treasurer of the Kahaluu Senior Citizens; he helped to organize the Hawaii Food Bank, and is also on the board of the Honolulu Community Action Program."

Mr. Morris was accompanied by his wife, Marie.

Senator Cayetano introduced Mrs. Ines Cayaban as follows:

"Let me read from the Senate Certificate because I think it expresses better her achievements than I could possibly express. 'The Hawaii Senate hereby congratulates Mrs. Ines Cayaban for her devoted assistance in helping the needy people of Hawaii. Her assistance has included: aiding of the abused, counseling adolescents,

raising of monetary donations towards student educational funds, and raising of spirits within a rest home for the elderly.'

"Mrs. Cayaban, along with her husband, Jesus, who's also an awardee, are active members of the church and community youth association. Mr. Vice President, you probably will not believe this, and she has no objections to my revealing it, but Mrs. Cayaban is in her 80's, and I guess you and I would hope that we would look that good should we live that long. She retains her youthful dedication to the Filipino people by aiding typhoon victim immigrants. Her commitment has also been documented in her book, 'A Good Heritage,' which traces the legacy of notable Filipinos in Hawaii, and she is currently working on her second novel, 'Filipino First in Hawaii.'"

Senator B. Kobayashi introduced Mr. Jesus Cayaban as follows:

"We have with us Mr. Jesus Cayaban. This is a very rare husband and wife award for the Jefferson Awards for outstanding community service. Both these individuals by themselves have made immense community sacrifices. They are, I am proud to say, residents of my senatorial district. Because their community efforts have been so far-reaching, and certainly not limited to a specific district, they have received recognition from other individuals, including, deservedly, from Senator Cayetano."

Senator Henderson introduced Mr. Norman Sakata as follows:

"Mr. Norman Sakata is a longtime resident of Kona. Norman has been recognized as a nominee for the Jefferson Award because, as a member of the Lions Club, he helped to ship some 1500 pounds of eyeglasses to foreign countries. He has been active in the Lung Association and the Red Cross, and has also donated 34 years to the Boy Scout leadership."

Senator Kuroda added, "Mr. Vice President, I think that it should also be mentioned that Mr. Sakata is the scoutmaster who raised and taught Ellison Onizuka to the great stature that he has achieved."

Senator Aki introduced Mr. David Kaaekuahiwi as follows:

"Mr. David Kaaekuahiwi, the Jefferson awardee for my area, which covers Waianae and Makaha, is not able to be here today. However, I would like to take a few moments to recognize this individual because he has contributed to the youth of the area, giving much of his time to the Canoe Club and other community organizations in the area for many, many

years. We are very proud of his selection."

The awardees, accompanied by Mr. Gerry Keir, city editor of The Honolulu Advertiser, rose to be recognized and were presented Senate Certificates.

Senator Matsuura introduced Mildred and Tom Kobashigawa, and their son, Fred.

At 12:03 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 o'clock p.m.

Senator Solomon introduced Mr. John W. A. Buyers as follows:

"Mr. Vice President, on behalf of the Senate, I would like to introduce my guest today, Mr. John W. A. Buyers, known to many of us as 'Doc.' Doc Buyers is the chairman of the board and president of C. Brewer & Company. His professional career has included supporting the expansion of diversified agriculture, the development of alternative energy resources, the preservation of the sugar industry, and the beautification of our state. He served as co-chairman with Mrs. Jean Ariyoshi on the statewide reforestation project of 1985, 'Million Trees of Aloha,' and as chairman of the Hawaiian Sugar Planters Association in 1981 and 1985. He also lobbied successfully in Washington, D.C. to achieve the legislation to protect the domestic sugar industry.

"Doc has served on numerous committees and groups established by the Governor of the State of Hawaii; has a special interest in promoting Hawaii as the business center of the Pacific; is a sports fan of highest order, particularly in football; and an unfailing supporter of the Honolulu Symphony."

The honoree, accompanied by his daughter, Jane, rose to be recognized and was presented the Senate Certificate by Senator Solomon and a lei by Senator Young.

Senator Chang introduced the court of the 34th Cherry Blossom Queen Pageant: Queen Lenny Sae Yajima, granddaughter of the late Steere G. Noda, a former Territorial Legislator; Princess Shawn Emiko Nakata, Miss Popularity; attendant Naomi Kinjo; attendant Sandra Michie Fukumoto; attendant Grace Sada Shinbo; and attendant Lisa Tomoe Nakamaru, Miss Congeniality.

The girls were accompanied by Mr. Dale Nakasone, president of the Honolulu Japanese Junior Chamber of Commerce, Mr. Joe Oyasato general chairman of the 34th Cherry Blossom Pageant, and Mr. Terrance Iwamoto, queen's advisory.

The honorees rose to be recognized and

were presented Senate Certificates and leis.

Senator Chang also introduced the 1986 Nisei Week Court as follows:

"These women were selected during the 45th Nisei Week festivities held in August in Los Angeles. They have come here especially for the Cherry Blossom Festival, and we'd like to welcome them here this morning. First, the Queen of the Nisei Week Court, Tish Miye Okabe, and the Princesses, Ellen Elaine Mukai, Fay Leiko Okamoto and Shari Sue Yanagi. They are escorted by chaperone, Miki Himeno, who is a sister-in-law, I believe, of Sam Himeno of local origin."

The honorees rose to be recognized and were presented Senate Certificates and leis.

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

The Senate reconvened at 12:19 o'clock p.m.

At the request of the Chair, Cherry Blossom Queen Lenny Sae Yajima addressed the members of the Senate as follows:

"Thank you, Mr. Vice President, members of the Senate, ladies and gentleman. It's really a pleasure and a great honor for all of us to be here in this beautiful Senate chamber today, in front of such a distinguished body. And we'd like to thank Senator Chang for this opportunity, thank you, Senator Chang, and rest assured that my court and I will represent the Japanese community and the State of Hawaii with dignity, grace and a lot of enthusiasm. Thank you."

At 12:21 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:22 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 305 to 314) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 305, transmitting the "Supplement to 1986 Report on Claims for Legislative Relief," prepared by the Department of the Attorney General, pursuant to Sec. 37-77, HRS, was referred to the Committee on Judiciary.

Gov. Msg. No. 306, submitting for consideration and confirmation to the Board of Massage, the nominations of Lawrence H. Dawson, term to expire June 30, 1990; and Mitsuru Fujimoto, term to expire June 30, 1989, was referred to the Committee on

Consumer Protection and Commerce.

Gov. Msg. No. 307, submitting for consideration and confirmation to the Board of Osteopathic Examiners, the nomination of Deborah Merritt, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 308, submitting for consideration and confirmation to the Real Estate Commission, the nominations of Yoshiko I. Kano and Michele Y. Matsuo, terms to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 309, submitting for consideration and confirmation to the Board of Public Broadcasting, the nomination of John M. Hara, term to expire June 30, 1991, was referred to the Committee on Education.

Gov. Msg. No. 310, submitting for consideration and confirmation to the State Council on Mental Health and Substance Abuse, the nominations of: Jane Fukunaga and Nancy K. Y. Yuen, terms to expire June 30, 1987; and Walter Nunokawa, Ph.D., term to expire June 30, 1988, was referred to the Committee on Health.

Gov. Msg. No. 311, submitting for consideration and confirmation to the Windward Oahu Subarea Health Planning Council, the nominations of Marion P. Dunning and Janice M. Campbell, terms to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 312, submitting for consideration and confirmation to the Hawaii County Subarea Health Planning Council, the nominations of: Greg K. Nakamura, term to expire June 30, 1988; and Carol Ann Kalaau, term to expire June 30, 1987, was referred to the Committee on Health.

Gov. Msg. No. 313, submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, the nomination of Ralston H. Nagata, term to expire June 30, 1990, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 314, submitting for consideration and confirmation to the State Highway Safety Council, the nominations of Antone Basque, Donald I. Doi and Ernest "Casey" Moniz, terms to expire June 30, 1990, was referred to the Committee on Transportation.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 457 to 476) were

read by the Clerk and were disposed of as follows:

Hse. Com. No. 457, transmitting House Concurrent Resolution No. 52 which was adopted by the House of Representatives on April 3, 1986, was placed on file.

By unanimous consent, H.C.R. No. 52, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESSIONAL ACTION IN IMPROVING THE COST AND AVAILABILITY OF MARINE INSURANCE FOR COMMERCIAL FISHERS," was referred to the Committee on Economic Development.

Hse. Com. No. 458, returning Senate Concurrent Resolution No. 21 which was adopted by the House of Representatives on April 3, 1986, was placed on file.

Hse. Com. Nos. 459 to 476, returning the following Senate Bills which passed Third Reading in the House of Representatives on April 3, 1986, were placed on file:

Hse. Com. No. 459 - S.B. 505, S.D. 1;
 Hse. Com. No. 460 - S.B. No. 1538-86, S.D. 1;
 Hse. Com. No. 461 - S.B. No. 1573-86, S.D. 1;
 Hse. Com. No. 462 - S.B. No. 1574-86, S.D. 1;
 Hse. Com. No. 463 - S.B. No. 1679-86, S.D. 1;
 Hse. Com. No. 464 - S.B. No. 1846-86, S.D. 1;
 Hse. Com. No. 465 - S.B. No. 1794-86;
 Hse. Com. No. 466 - S.B. No. 1999-86;
 Hse. Com. No. 467 - S.B. No. 2046-86, S.D. 2;
 Hse. Com. No. 468 - S.B. No. 2056-86, S.D. 1;
 Hse. Com. No. 469 - S.B. No. 2063-86, S.D. 1;
 Hse. Com. No. 470 - S.B. No. 2159-86, S.D. 1;
 Hse. Com. No. 471 - S.B. No. 2169-86, S.D. 1;
 Hse. Com. No. 472 - S.B. No. 2206-86, S.D. 1;
 Hse. Com. No. 473 - S.B. No. 2300-86, S.D. 1;
 Hse. Com. No. 474 - S.B. No. 2370-86, S.D. 2;
 Hse. Com. No. 475 - S.B. No. 2403-86, S.D. 1; and
 Hse. Com. No. 476 - S.B. No. 2463-86.

Hse. Com. No. 477, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House Bills:

No. 26, H.D. 1;
 No. 82, H.D. 1;
 No. 100, H.D. 1;
 No. 105, H.D. 1;
 No. 122, H.D. 1;
 No. 167, H.D. 1;

No. 172;
 No. 326, H.D. 1;
 No. 381, H.D. 1;
 No. 393, H.D. 1;
 No. 526, H.D. 1;
 No. 692, H.D. 1;
 No. 832, H.D. 1;
 No. 1316, H.D. 1;
 No. 1322;
 No. 1388, H.D. 1;
 No. 1488;
 No. 1493;
 No. 1663-86, H.D. 2;
 No. 1665-86, H.D. 2;
 No. 1666-86, H.D. 2;
 No. 1672-86, H.D. 1;
 No. 1680-86, H.D. 1;
 No. 1687-86, H.D. 2;
 No. 1688-86, H.D. 1;
 No. 1691-86, H.D. 2;
 No. 1692-86, H.D. 2;
 No. 1694-86, H.D. 1;
 No. 1695-86;
 No. 1697-86, H.D. 2;
 No. 1706-86, H.D. 1;
 No. 1727-86, H.D. 1;
 No. 1729-86;
 No. 1740-86, H.D. 2;
 No. 1741-86, H.D. 1;
 No. 1764-86, H.D. 2;
 No. 1767-86, H.D. 2;
 No. 1815-86, H.D. 2;
 No. 1826-86, H.D. 1;
 No. 1829-86;
 No. 1855-86, H.D. 1;
 No. 1856-86;
 No. 1857-86, H.D. 2;
 No. 1869-86, H.D. 1;
 No. 1870-86, H.D. 1;
 No. 1878-86, H.D. 1;
 No. 1898-86, H.D. 2;
 No. 1905-86, H.D. 1;
 No. 1906-86, H.D. 1;
 No. 1907-86, H.D. 1;
 No. 1908-86, H.D. 1;
 No. 1913-86, H.D. 1;
 No. 1940-86, H.D. 1;
 No. 1941-86;
 No. 1942-86;
 No. 1945-86, H.D. 1;
 No. 1946-86, H.D. 1;
 No. 1951-86, H.D. 1;
 No. 1954-86;
 No. 1959-86, H.D. 1;
 No. 1961-86, H.D. 2;
 No. 1967-86, H.D. 1;
 No. 1969-86, H.D. 1;
 No. 1970-86, H.D. 2;
 No. 1971-86, H.D. 1;
 No. 1974-86;
 No. 1976-86;
 No. 1983-86;
 No. 1984-86;
 No. 1990-86, H.D. 2;
 No. 1993-86, H.D. 1;
 No. 1995-86, H.D. 1;
 No. 1998-86, H.D. 1;
 No. 1999-86, H.D. 1;
 No. 2000-86, H.D. 1;
 No. 2001-86, H.D. 1;
 No. 2002-86, H.D. 1;

No. 2003-86, H.D. 1;
 No. 2007-86, H.D. 1;
 No. 2010-86;
 No. 2011-86, H.D. 1;
 No. 2013-86, H.D. 1;
 No. 2014-86, H.D. 1;
 No. 2023-86, H.D. 1;
 No. 2024-86, H.D. 1;
 No. 2026-86, H.D. 1;
 No. 2027-86;
 No. 2032-86, H.D. 1;
 No. 2033-86, H.D. 1;
 No. 2035-86, H.D. 1;
 No. 2036-86, H.D. 1;
 No. 2038-86;
 No. 2039-86;
 No. 2042-86, H.D. 1;
 No. 2044-86;
 No. 2047-86;
 No. 2048-86;
 No. 2049-86;
 No. 2051-86;
 No. 2054-86;
 No. 2060-86, H.D. 1;
 No. 2062-86, H.D. 2;
 No. 2069-86, H.D. 1;
 No. 2074-86, H.D. 1;
 No. 2102-86, H.D. 1;
 No. 2103-86, H.D. 1;
 No. 2105-86, H.D. 1;
 No. 2108-86, H.D. 1;
 No. 2109-86, H.D. 1;
 No. 2111-86;
 No. 2112-86;
 No. 2114-86;
 No. 2116-86;
 No. 2117-86;
 No. 2119-86, H.D. 1;
 No. 2122-86, H.D. 1;
 No. 2123-86;
 No. 2129-86, H.D. 1;
 No. 2138-86, H.D. 1;
 No. 2142-86, H.D. 1;
 No. 2158-86;
 No. 2166-86, H.D. 1;
 No. 2168-86, H.D. 1;
 No. 2170-86;
 No. 2173-86, H.D. 1;
 No. 2189-86, H.D. 1;
 No. 2191-86, H.D. 1;
 No. 2192-86, H.D. 1;
 No. 2193-86;
 No. 2194-86;
 No. 2201-86, H.D. 1;
 No. 2202-86, H.D. 1;
 No. 2216-86;
 No. 2217-86;
 No. 2219-86, H.D. 2;
 No. 2221-86, H.D. 2;
 No. 2238-86, H.D. 2;
 No. 2246-86, H.D. 2;
 No. 2273-86, H.D. 1;
 No. 2280-86, H.D. 2;
 No. 2282-86;
 No. 2284-86, H.D. 2;
 No. 2337-86, H.D. 2;
 No. 2348-86, H.D. 1;
 No. 2358-86;
 No. 2362-86;
 No. 2363-86;
 No. 2373-86, H.D. 1;

No. 2374-86;
 No. 2412-86, H.D. 2;
 No. 2424-86;
 No. 2425-86, H.D. 1;
 No. 2427-86;
 No. 2444-86;
 No. 2465-86;
 No. 2468-86, H.D. 2;
 No. 2479-86, H.D. 1;
 No. 2483-86;
 No. 2495-86, H.D. 2;
 No. 2501-86, H.D. 1;
 No. 2513-86, H.D. 2;
 No. 2525-86, H.D. 1;
 No. 2526-86, H.D. 1;
 No. 2549-86, H.D. 2;
 No. 2561-86;
 No. 2569-86;
 No. 2580-86, H.D. 1;
 No. 2586-86;
 No. 2595-86, H.D. 1;
 No. 2596-86;
 No. 2599-86, H.D. 1;
 No. 2605-86, H.D. 1;
 No. 2608-86, H.D. 2;
 No. 2624-86, H.D. 2;
 No. 2656-86;
 No. 2695-86, H.D. 1;
 No. 2714-86;
 No. 2715-86, H.D. 1;
 No. 2722-86, H.D. 1;
 No. 2725-86, H.D. 1;
 No. 2730-86;
 No. 2752-86, H.D. 1;
 No. 2756-86;
 No. 2760-86;
 No. 2786-86;
 No. 2800-86, H.D. 2;
 No. 2805-86, H.D. 1;
 No. 2844-86, H.D. 2; and
 No. 2845-86, H.D. 2,

was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 85 to 92) were read by the Clerk and were disposed of as follows:

S.C.R. No. 85, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A SUBSTITUTE FINANCIAL ASSURANCE MECHANISM FOR ACUPUNCTURE SCHOOL OPERATORS, AND OTHER CERTAIN PRIVATE AND CORRESPONDENCE SCHOOL OPERATORS," was offered by Senators Hagino, B. Kobayashi, Cayetano, Fernandes Salling, Holt, Kawasaki, Yamasaki, A. Kobayashi, Abercrombie, Matsuura, Kuroda, Henderson, Cobb, Young, Machida, Mizuguchi, McMurdo, Toguchi, Soares, Chang, Solomon, Aki and Hee.

By unanimous consent, S.C.R. No. 85 was referred to the Committee on Education.

S.C.R. No. 86, entitled: "SENATE

CONCURRENT RESOLUTION
REQUESTING THE DESIGNATION OF
FORT DERUSSY FOR EXCLUSIVE USE AS
OPEN RECREATIONAL PARKLAND FOR
THE STATE OF HAWAII," was offered by
Senators McMurdo, B. Kobayashi, Machida,
Hee, Cobb, Abercrombie, Cayetano, Holt,
Toguchi, A. Kobayashi and Chang.

By unanimous consent, S.C.R. No. 86 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 87, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING THAT PLANNING AND
EXPENDITURES FOR THE HAWAII OCEAN
CENTER BE HELD IN ABEYANCE UNTIL
FUTURE PLANS FOR THE WAIKIKI
AQUARIUM AND THE NATATORIUM ARE
DETERMINED," was offered by Senators
Kuroda, George, Matsuura, Young, Cobb,
Abercrombie, Cayetano, Toguchi, Hee, B.
Kobayashi, Fernandes Salling, Kawasaki, A.
Kobayashi, Aki, Hagino, McMurdo, Machida
and Holt.

By unanimous consent, S.C.R. No. 87 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 88, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING THE UNITED STATES
CONGRESS TO PREVENT ANY TREATIES
OR OTHER ACTS DESIGNED TO IMPROVE
RELATIONS WITH THE GOVERNMENTS OF
VIETNAM, LAOS AND KAMPUCHEA
(CAMBODIA) UNTIL THERE HAS BEEN A
COMPLETE ACCOUNTING OF
AMERICANS WHO REMAIN
UNACCOUNTED FOR IN SOUTHEAST
ASIA AS A RESULT OF AMERICA'S
INVOLVEMENT THERE DURING THE
YEARS 1961 THROUGH 1975," was offered
by Senator Henderson, by request.

By unanimous consent, S.C.R. No. 88 was referred to the Committee on Government Operations.

S.C.R. No. 89, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING THE UNITED STATES
SENATE TO PASS A RESOLUTION WHICH
WOULD ESTABLISH THE PEROT
COMMISSION ON MISSING AMERICANS IN
SOUTHEAST ASIA AND WHICH WOULD
ESTABLISH THE NECESSARY PANELS OR
BOARDS TO INVESTIGATE THE POSSIBLE
VIOLATION OF SONS OF HAWAII AND
OTHER AMERICANS CIVIL AND
CONSTITUTIONAL RIGHTS GUARANTEED
UNDER THE FRAMEWORK OF EXISTING
FEDERAL LAWS," was offered by Senator
Henderson, by request.

By unanimous consent, S.C.R. No. 89 was referred to the Committee on Government Operations.

S.C.R. No. 90, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING THE OFFICE OF THE
LEGISLATIVE AUDITOR TO PRESENT A
REVIEW OF ITS FINAL REPORT ON
CEDED LANDS TO THE HOUSE
COMMITTEE ON WATER, LAND USE,
DEVELOPMENT AND HAWAIIAN AFFAIRS,
THE HOUSE COMMITTEE ON FINANCE,
THE SENATE COMMITTEE ON ECONOMIC
DEVELOPMENT, AND ANY OTHER
APPROPRIATE STANDING COMMITTEE
PRIOR TO THE ADJOURNMENT OF THE
1986 LEGISLATIVE SESSION," was offered
by Senators Aki, Hagino, Mizuguchi,
Machida, Fernandes Salling, Kawasaki,
McMurdo, Holt, Soares, Henderson,
Matsuura, A. Kobayashi, George,
Abercrombie, Hee, Chang and Cayetano.

By unanimous consent, S.C.R. No. 90 was referred to the Committee on Economic Development.

S.C.R. No. 91, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING THE DEPARTMENT OF
LAND AND NATURAL RESOURCES TO
DEVELOP KAHANA VALLEY STATE PARK
AS PROPOSED BY THE KAHANA
ADVISORY COUNCIL IN THEIR
DECEMBER, 1985 DEVELOPMENT PLAN,"
was offered by Senator Wong, by request.

By unanimous consent, S.C.R. No. 91 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 92, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING AN ECONOMIC IMPACT
STUDY OF HAWAII'S HOUSING
SITUATION," was offered by Senators Cobb,
Young and Aki.

By unanimous consent, S.C.R. No. 92 was referred to the Committee on Housing and Community Development.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 111 to 121) were read by the Clerk and were disposed of as follows:

S.R. No. 111, entitled: "SENATE
RESOLUTION REQUESTING THE
DEPARTMENT OF EDUCATION TO
ESTABLISH A SUBSTITUTE FINANCIAL
ASSURANCE MECHANISM FOR
ACUPUNCTURE SCHOOL OPERATORS,
AND OTHER CERTAIN PRIVATE AND
CORRESPONDENCE SCHOOL
OPERATORS," was offered by Senators
Hagino, B. Kobayashi, Kuroda, Cayetano,
Kawasaki, Matsuura, Yamasaki, A.
Kobayashi, Abercrombie, Fernandes Salling,
Henderson, Cobb, Holt, Young, Machida,
Mizuguchi, McMurdo, Toguchi, Soares,
Chang, Solomon, Aki and Hee.

By unanimous consent, S.R. No. 111 was referred to the Committee on Education.

S.R. No. 112, entitled: "SENATE RESOLUTION REQUESTING THE DESIGNATION OF FORT DERUSSY FOR EXCLUSIVE USE AS OPEN RECREATIONAL PARKLAND FOR THE STATE OF HAWAII," was offered by Senators McMurdo, B. Kobayashi, Machida, Hee, Cobb, Abercrombie, Cayetano, Holt, Toguchi, A. Kobayashi and Chang.

By unanimous consent, S.R. No. 112 was referred to the Committee on Tourism and Recreation.

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 offered by Senators Wong, Holt, Young, McMurdo, A. Kobayashi, Soares, Yamasaki, Cayetano, B. Kobayashi, Kuroda, Matsuura and Chang.

By unanimous consent, S.R. No. 113 was referred to the Committee on Higher Education, then to the Committee on Legislative Management.

S.R. No. 114, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON IMPROVING ACCESS TO PUBLIC HIGHER EDUCATION PROGRAMS AND SUPPORT SERVICES FOR MINORITY STUDENTS," was offered by Senators Holt, Chang, Young, McMurdo, A. Kobayashi, Soares, Yamasaki, Cayetano, B. Kobayashi, Kuroda and Matsuura.

By unanimous consent, S.R. No. 114 was referred to the Committee on Higher Education.

S.R. No. 115, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE FEASIBILITY OF IMPLEMENTING A TEACHER EDUCATION WARRANTY ASSURANCE PROGRAM AT THE COLLEGE OF EDUCATION," was offered by Senators Holt, Chang, Machida, A. Kobayashi, McMurdo, Soares, Mizuguchi, Yamasaki, Cayetano, B. Kobayashi, Kuroda and Matsuura.

By unanimous consent, S.R. No. 115 was referred to the Committee on Higher Education.

S.R. No. 116, entitled: "SENATE RESOLUTION REQUESTING THAT PLANNING AND EXPENDITURES FOR THE HAWAII OCEAN CENTER BE HELD IN ABEYANCE UNTIL FUTURE PLANS FOR THE WAIKIKI AQUARIUM AND THE

NATATORIUM ARE DETERMINED," was offered by Senators Kuroda, George, Matsuura, Solomon, Cobb, Abercrombie, Cayetano, Toguchi, Hee, B. Kobayashi, Fernandes Salling, A. Kobayashi, Aki, Hagino, McMurdo, Holt and Kawasaki.

By unanimous consent, S.R. No. 116 was referred to the Committee on Tourism and Recreation.

S.R. No. 117, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PREVENT ANY TREATIES OR OTHER ACTS DESIGNED TO IMPROVE RELATIONS WITH THE GOVERNMENTS OF VIETNAM, LAOS AND KAMPUCHEA (CAMBODIA) UNTIL THERE HAS BEEN A COMPLETE ACCOUNTING OF AMERICANS WHO REMAIN UNACCOUNTED FOR IN SOUTHEAST ASIA AS A RESULT OF AMERICA'S INVOLVEMENT THERE DURING THE YEARS 1961 THROUGH 1975," was offered by Senator Henderson, by request.

By unanimous consent, S.R. No. 117 was referred to the Committee on Government Operations.

S.R. No. 118, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES SENATE TO PASS A RESOLUTION WHICH WOULD ESTABLISH THE PEROT COMMISSION ON MISSING AMERICANS IN SOUTHEAST ASIA AND WHICH WOULD ESTABLISH THE NECESSARY PANELS OR BOARDS TO INVESTIGATE THE POSSIBLE VIOLATION OF SONS OF HAWAII AND OTHER AMERICANS CIVIL AND CONSTITUTIONAL RIGHTS GUARANTEED UNDER THE FRAMEWORK OF EXISTING FEDERAL LAWS," was offered by Senator Henderson, by request.

By unanimous consent, S.R. No. 118 was referred to the Committee on Government Operations.

S.R. No. 119, entitled: "SENATE RESOLUTION SUPPORTING 1987 AS THE YEAR OF THE HAWAIIAN," was offered by Senators Aki, Hagino, Mizuguchi, Machida, A. Kobayashi, Hee, Chang, Cayetano, Abercrombie, Fernandes Salling, Kawasaki, McMurdo, George and Matsuura.

By unanimous consent, S.R. No. 119 was referred to the Committee on Economic Development.

S.R. No. 120, entitled: "SENATE RESOLUTION REQUESTING AN ECONOMIC IMPACT STUDY OF HAWAII'S HOUSING SITUATION," was offered by Senators Cobb, Young and Aki.

By unanimous consent, S.R. No. 120 was referred to the Committee on Housing and Community Development.

S.R. No. 121, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP KAHANA VALLEY STATE PARK AS PROPOSED BY THE KAHANA ADVISORY COUNCIL IN THEIR DECEMBER, 1985 DEVELOPMENT PLAN," was offered by Senator Wong, by request.

By unanimous consent, S.R. No. 121 was referred to the Committee on Tourism and Recreation.

STANDING COMMITTEE REPORTS

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 837-86) recommending that Senate Resolution No. 19 be adopted.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and S.R. No. 19, entitled: "SENATE RESOLUTION SUBMITTING TO THE LEGISLATURE OF THE STATE OF HAWAII FOR REVIEW OF ACTION TAKEN BY THE BOARD OF LAND AND NATURAL RESOURCES ON THE EXCHANGE OF PUBLIC LAND FOR PRIVATE LAND," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 838-86) recommending that Senate Resolution No. 5 be adopted.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and S.R. No. 5, entitled: "SENATE RESOLUTION REQUESTING THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO RESTORE WEATHER SATELLITE COVERAGE TO THE MID-PACIFIC," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 839-86) recommending that House Bill No. 1803-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1803-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 7, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 840-86) recommending that House Bill No.

1903-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 1903-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 7, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 841-86) recommending that House Bill No. 2037-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2037-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 7, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 842-86) recommending that House Bill No. 2354-86, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2354-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 7, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 843-86) recommending that House Bill No. 2375-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and H.B. No. 2375-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 7, 1986.

ORDER OF THE DAY

FINAL READING

Senate Bill No. 52, S.D. 2, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 52, S.D. 2, and S.B. No.

52, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, none. Excused, 6 (Cayetano, Chang, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 159, S.D. 2, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 159, S.D. 2, and S.B. No. 159, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, none. Excused, 6 (Cayetano, Chang, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 427, S.D. 1, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 427, S.D. 1, and S.B. No. 427, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB-SHARING PILOT PROJECT IN THE DEPARTMENT OF HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, none. Excused, 6 (Cayetano, Chang, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 431, S.D. 2, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 431, S.D. 2, and S.B. No. 431, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS AND POST RETIREMENT ALLOWANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, none. Excused, 6 (Cayetano, Chang, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 718, S.D. 1, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 718, S.D. 1, and S.B. No. 718, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES,"

having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 774, S.D. 2, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 774, S.D. 2, and S.B. No. 774, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 970, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 970, S.D. 1, and S.B. No. 970, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 1023, S.D. 2, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1023, S.D. 2, and S.B. No. 1023, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 1624-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1624-86, and S.B. No. 1624-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling,

Solomon, Toguchi and Wong).

Senate Bill No. 1646-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1646-86, and S.B. No. 1646-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 1652-86, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1652-86, and S.B. No. 1652-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 1655-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1655-86, S.D. 1, and S.B. No. 1655-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 1695-86, S.D. 1, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1695-86, S.D. 1, and S.B. No. 1695-86, S.D.1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (McMurdo). Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 1743-86, H.D. 1:

On motion by Senator Cobb, seconded by

Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1743-86, and S.B. No. 1743-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

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

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1998-86, S.D. 1, and S.B. No. 1998-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2091-86, S.D. 1, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2091-86, S.D. 1, and S.B. No. 2091-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (George). Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2095-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2095-86, and S.B. No. 2095-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2126-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2126-86, S.D. 1, and S.B. No. 2126-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout,

passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2173-86, S.D. 1, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2173-86, S.D. 1, and S.B. No. 2173-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2268-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2268-86, and S.B. No. 2268-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2277-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2277-86, S.D. 1, and S.B. No. 2277-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2295-86, S.D. 1, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2295-86, S.D. 1, and S.B. No. 2295-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2296-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2296-86, and S.B. No. 2296-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2315-86, S.D.1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2315-86, S.D. 1, and S.B. No. 2315-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2319-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2319-86, S.D. 1, and S.B. No. 2319-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2320-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2320-86, S.D. 1, and S.B. No. 2320-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2359-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate

agreed to the amendments proposed by the House to S.B. No. 2359-86, S.D. 1, and S.B. No. 2359-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2468-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2468-86, S.D. 1, and S.B. No. 2468-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2471-86, S.D. 2, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2471-86, S.D. 2, and S.B. No. 2471-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2481-86, S.D. 1, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2481-86, S.D. 1, and S.B. No. 2481-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

Senate Bill No. 2512-86, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2512-86, and S.B. No. 2512-86, H.D. 2, entitled: "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING," having

been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Cayetano, Fernandes Salling, Solomon, Toguchi and Wong).

At this time, Senator Abercrombie rose on a point of personal privilege and stated as follows:

"Mr. Vice President, I regret that I must ask to rise on a point of personal privilege, and I will try to be brief. The day has been a long day despite the brevity of the actual business.

"Mr. Vice President, yesterday in the House of Representatives a resolution was introduced, 'Requesting a Reappraisal of Educational Methods and Means Being Used by the Department of Health to Control and Eradicate Acquired Immune Deficiency Syndrome (AIDS).' In the various 'Whereas' sections of this resolution, Mr. Vice President, are some accusations that are so totally unsupportable, so outrageous, to constitute a personal insult to me, to all the members of the Senate and to the public that has supported the Life Foundation. There are accusations in the resolution that could have been solved if the introducers of the resolution had had the courtesy to make an inquiry of me.

"Also, Mr. Vice President, I don't think that in the entire time that I've been in the Legislature, despite differences that I might have had with individual members, despite arguments — public and private — that I might have had over what constitutes principle or what constitutes the public interest or what constitutes the fair and equitable resolution of any particular issue, I have never, ever in my entire time in this body, never had my personal integrity questioned; I've never had, certainly, ever been accused of having hidden agendas of any kind. If anything, I've been accused of having my agendas all too public.

"It is more than a rank insult; this resolution constitutes slander. And if it's heard in the House, I certainly intend to appear before the people making these accusations so they can do it to my face. I wish they had had the courtesy beforehand. This is as cowardly, as stupid, as vituperative, and as base a resolution as I have ever witnessed in my time in the Legislature. The people who are being accused in this resolution include myself, include Councilwoman Bornhorst, include Abigail Kawanakoa, include The Very Reverend Hollingshead Knight, the Dean of St. Andrews Cathedral, among others. It includes an attack which really frosts me.

"The rest of us in certain respects are public figures. I suppose we have to be

subject, on occasion, to this kind of thing. But to attack someone like Kanoe Cazimero, my good and dear friend, who has done public service announcements on behalf of the Life Foundation, out of her own basic goodness and sweetness, is something that is so reprehensible that it just beggars an answer almost.

"We are accused, among other things, of promoting a rape of family supportive values; we are accused of favoring an approach which is contrary to decency; we are accused of 'promoting a political agenda dedicated to the protection and promotion of homosexuality.' The introducers of this resolution, Mr. Cavasso and Mr. Apo, should know better. I am assuming others who signed this resolution probably did it with respect to the kind of thing that we've talked about before, the respect we have for one another over public hearings letting issues be discussed.

"It's one thing to disagree with someone. I certainly disagree with my good friend on my right, Senator Soares, on occasion. (I'm picking on you, Buddy, because you're right next to me.) But never, ever, Mr. Vice President, has my commitment to civil rights, my commitment to resolutions and solutions, where there are issues of consuming public interest, ever been equated with subterfuge and hidden political agendas and active and knowing disregard for the public welfare. I just never thought that the day would come when the viciousness of the right-wing in this country, when the obsession that they have with things sexual, would take a form in which those of us who have associated ourselves publicly with this effort to inform the public about AIDS, to inform those who are in the high-risk category as to what they can do to avoid this disease — disseminate information instead of preying upon fear and anxiety — would take such a turn.

"I trust that the leadership in the House will recognize the nature of this resolution for what it is, and that all the good work that we have done to this point will not be abused and besmirched by this kind of character assassination. One of the things that myself and members of the Department of Health are accused of is helping to put together this conference that is going on today, 'AIDS, Learning Together.' Where were all these people when these folks were dying? There's a rotating membership on the board of directors of the AIDS Foundation of an AIDS Victim. It changes. This letter has had to change regularly because that person dies. We're trying to deal with the issue of death here; how to prevent it; how to change habits in such a way as to promote life, literally.

"My participation has included sponsorship by the Senate to go to the medical school of the University of California at San Francisco, to attend the seminars being held there under the sponsorship of the regents of the State of California. And as a result of the efforts that were made, these are my files here. Does this look like a collection made by someone who is trying to rape family values and destroy public decency? If someone wants to argue about the merits or demerits of the proposal, with respect to utilizing the Life Foundation as a nonprofit group to aid and assist the Health Department in disseminating information and educational material, let them do it. But to question the motivations and commitment of individuals such as I've named, including myself, in such a manner is reprehensible and unworthy of any elected representative or senator in this state or any state, for that matter. I call upon these people to withdraw these accusations, or to have the common decency, as long as decency appears to be the criterion upon which they base this resolution, to speak to us and allow us to have an opportunity to confront and refute these scurrilous and scandalous charges. Thank you."

APPOINTMENT OF CONFEREES

House Bill No. 832, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 832, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kuroda, chairman, Toguchi and Soares as managers on the part of the Senate at such conference.

At 12:44 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:45 o'clock p.m.

House Bill No. 1954-86 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1954-86, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Abercrombie and George as Managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:46 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., Monday, April 7, 1986.

FIFTY-FIRST DAY

Monday, April 7, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:37 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Mr. Robert Baer, Representative, First Church of Christ Scientist, after which the Roll was called showing all Senators present with the exception of Senators Holt, Machida and Wong who were excused.

The Chair announced that he had read and approved the Journal of the Fiftieth Day.

Senator Chang introduced to the members of the Senate a group of 13 journalists from the People's Republic of China as follows: Wang Ximin, Dai Beihua, Lian Zhaoxia, Shen Yanping, Tan Li, Wu Mei, Chen Jizeng, Lei Lili, Wang Faen, Zhao Shao Di, Cheng Jing, Zhang Mei and Li Shujuan, accompanied by Mr. Walter Lum and Mr. K.B. Chun, members of the US-China Friendship Association, Hawaii Chapter, and remarked:

"Mr. Vice President, we are pleased to host the 13 journalists from the People's Republic of China. They are spending an intensive school year at the University of Hawaii, learning about the American style of journalism.

"The program is funded by the Parvin, Gannett, Asia, and Starr Foundations, United Board for Christian Higher Education in Asia and the East-West Center Institute of Culture and Communication.

"We are proud that the University of Hawaii has been chosen to receive the largest group of journalists from the People's Republic of China sent abroad for training.

"During their academic year here we hope they will have many opportunities to learn about the people and culture of Hawaii. We welcome the 1985-1986 journalists from the People's Republic of China."

The journalists and their escorts rose to be recognized and were presented with leis by the Senators.

At 11:44 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:46 o'clock a.m.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 315, submitting for consideration and confirmation to the Defender Council, the nominations of

Rodney Allan Maile and Betty Ann Rocha, terms to expire June 30, 1990, was read by the Clerk and was referred to the Committee on Judiciary.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 478 to 488) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 478, informing the Senate that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 1954-86, and the request for a conference on the subject matter of said amendments, on April 4, 1986, the Speaker appointed Representatives Crozier and Metcalf, co-chairmen, Souki, Tajiri and Medeiros as managers on the part of the House for the consideration of said amendments, was placed on file.

Hse. Com. Nos. 479 to 488, returning the following Senate Bills which passed Third Reading in House of Representatives on April 4, 1986, were placed on file:

Hse. Com. No. 479 - S.B. No. 1561-86;
Hse. Com. No. 480 - S.B. No. 1572-86, S.D. 1;
Hse. Com. No. 481 - S.B. No. 1625-86;
Hse. Com. No. 482 - S.B. No. 1629-86;
Hse. Com. No. 483 - S.B. No. 1643-86;
Hse. Com. No. 484 - S.B. No. 2002-86;
Hse. Com. No. 485 - S.B. No. 2314-86, S.D. 1;
Hse. Com. No. 486 - S.B. No. 2322-86, S.D. 2;
Hse. Com. No. 487 - S.B. No. 2325-86; and
Hse. Com. No. 488 - S.B. No. 2332-86,

were placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 93 to 96) were read by the Clerk and were disposed of as follows:

S.C.R. No. 93, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE NUMBER OF ELDERLY, DISABLED, POOR, AND JOBLESS WHO ARE HOMELESS IN HAWAII, THE AVAILABILITY OF HOUSING UNITS, THE VACANCY RATE OF EXISTING HOUSING STRUCTURES, AND PROSPECTS FOR ADDITIONAL HOUSING UNITS IN THE NEAR FUTURE AS WELL AS THE COSTS FOR SUCH HOUSING, AND REQUESTING THE STATE OF HAWAII TO DEVELOP AND IMPLEMENT A FISCALLY SOUND

APPROACH TO ASSIST THE HOMELESS IN FINDING HOUSING AT THE EARLIEST POSSIBLE TIME," was offered by Senator Abercrombie.

By unanimous consent, S.C.R. No. 93 was referred to the Committee on Housing and Community Development.

S.C.R. No. 94, entitled: "SENATE CONCURRENT RESOLUTION CONCERNING THE GENERAL REVENUES OF THE STATE OF HAWAII," was offered by Senators Yamasaki, Mizuguchi, Kuroda, Henderson, Soares, Solomon, Matsuura, Hagino, B. Kobayashi, Aki, Cayetano, Wong, A. Kobayashi, Chang, Machida, Cobb, Holt, Fernandes Salling, Abercrombie, Young and Hee.

By unanimous consent, S.C.R. No. 94 was referred to the Committee on Ways and Means.

S.C.R. No. 95, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INFORMATION ON INVESTMENTS BY THE UNIVERSITY OF HAWAII AND THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF HAWAII (ASUH) IN SOUTH AFRICA," was offered by Senator Hee.

By unanimous consent, S.C.R. No. 95 was referred to the Committee on Higher Education.

S.C.R. No. 96, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING AN INTERMEDIATE SCHOOL SPORTS LEAGUE," was offered by Senator Hee.

By unanimous consent, S.C.R. No. 96 was referred to the Committee on Education.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 122 to 125) were read by the Clerk and were disposed of as follows:

S.R. No. 122, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DETERMINE THE NUMBER OF ELDERLY, DISABLED, POOR, AND JOBLESS WHO ARE HOMELESS IN HAWAII, THE AVAILABILITY OF HOUSING UNITS, THE VACANCY RATE OF EXISTING HOUSING STRUCTURES, AND PROSPECTS FOR ADDITIONAL HOUSING UNITS IN THE NEAR FUTURE AS WELL AS THE COSTS FOR SUCH HOUSING, AND REQUESTING THE STATE OF HAWAII TO DEVELOP AND IMPLEMENT A FISCALLY SOUND APPROACH TO ASSIST THE HOMELESS IN FINDING HOUSING AT THE EARLIEST POSSIBLE TIME," was offered by Senator Abercrombie.

By unanimous consent, S.R. No. 122 was referred to the Committee on Housing and Community Development, then to the Committee on Legislative Management.

S.R. No. 123, entitled: "SENATE RESOLUTION CONCERNING THE GENERAL REVENUES OF THE STATE OF HAWAII," was offered by Senators Yamasaki, Mizuguchi, Kuroda, Henderson, Soares, Solomon, Matsuura, Hagino, B. Kobayashi, Aki, Cayetano, Wong, A. Kobayashi, Holt, McMurdo, Chang, Machida, Cobb, Fernandes Salling, Abercrombie, Young and Hee.

By unanimous consent, S.R. No. 123 was referred to the Committee on Ways and Means.

S.R. No. 124, entitled: "SENATE RESOLUTION REQUESTING INFORMATION ON INVESTMENTS BY THE UNIVERSITY OF HAWAII AND THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF HAWAII (ASUH) IN SOUTH AFRICA," was offered by Senator Hee.

By unanimous consent, S.R. No. 124 was referred to the Committee on Higher Education.

S.R. No. 125, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING AN INTERMEDIATE SCHOOL SPORTS LEAGUE," was offered by Senator Hee.

By unanimous consent, S.R. No. 125 was referred to the Committee on Education.

STANDING COMMITTEE REPORTS

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 844-86) recommending that House Bill No. 2118-86 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. 2118-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 845-86) recommending that House Bill No. 2110-86, H.D. 1, 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.

2110-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 846-86) recommending that House Bill No. 1944-86, H.D. 1, 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. 1944-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 847-86) recommending that House Bill No. 1937-86, H.D. 1, 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. 1947-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANIES, FREEDOM OF CHOICE OF," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 848-86) recommending that House Bill No. 1859-86 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. 1859-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 849-86) recommending that House Bill No. 1795-86, H.D. 1, 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. 1795-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 850-86) recommending that the Senate advise and consent to the nominations to the Medical Advisory Board of the following:

Michael K. Imura, M.D., in accordance with Gov. Msg. Nos. 113;

Arthur T. Kobayashi, O.D., in accordance with Gov. Msg. No. 190; and

David Y. Kimura, M.D., Michael M. Okihiro, M.D., and William M. Dang Jr., M.D., in accordance with Gov. Msg. No. 293.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 850-86 and Gov. Msg. Nos. 113, 190 and 293 was deferred until Tuesday, April 8, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 851-86) recommending that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

A. Duane Black and Jack Richardson, in accordance with Gov. Msg. No. 188; and

Ah Leong Kam and Mark H. Hastert, in accordance with Gov. Msg. No. 292.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 851-86 and Gov. Msg. Nos. 188 and 292 was deferred until Tuesday, April 8, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 852-86) recommending that the Senate advise and consent to the nomination of Keith T. Burley to the State Highway Safety Council, in accordance with Gov. Msg. No. 189.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 852-86 and Gov. Msg. No. 189 was deferred until Tuesday, April 8, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 853-86) recommending that House Bill No. 2345-86, H.D. 1, 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. 2345-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AND AUTHORIZING AN ADOPTION ASSISTANCE COMPACT AND PROCEDURES FOR INTERSTATE SERVICES PAYMENTS," passed Second Reading and was placed on the calendar for

Third Reading on Tuesday, April 8, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 854-86) recommending that House Bill No. 2121-86 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. 2121-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 855-86) recommending that House Bill No. 2056-86 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. 2056-86, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CARE PAYMENTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 8, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 856-86) recommending that the Senate advise and consent to the nominations of the following:

George Y. Kondo to the Board of Taxation Review, Second Taxation District (Maui), in accordance with Gov. Msg. No. 244;

Albert "Benny" Rodero to the Board of Taxation Review, Third Taxation District (Hawaii), in accordance with Gov. Msg. No. 264; and

Wallace K. Tasaka to the Board of Taxation Review, Fourth Taxation District (Kauai), in accordance with Gov. Msg. No. 245.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 856-86 and Gov. Msg. Nos. 244, 264 and 245 was deferred until Tuesday, April 8, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 857-86) recommending that Senate Concurrent Resolution No. 61, as amended in S.D. 1, be adopted.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.C.R. No. 61, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING THE GOVERNOR TO APPOINT A PANEL TO STUDY THE INSURANCE PREMIUM TAX," was adopted.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 858-86) recommending that Senate Resolution No. 84, as amended in S.D. 1, be adopted.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.R. No. 84, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO APPOINT A PANEL TO STUDY THE INSURANCE PREMIUM TAX," was adopted.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 859-86) recommending that Senate Concurrent Resolution No. 47 be adopted.

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.C.R. No. 47, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL, MANAGEMENT, AND PROGRAM AUDIT OF THE HAWAII VISITORS BUREAU," was adopted.

ORDER OF THE DAY

THIRD READING

House Bill No. 1803-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1803-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Holt, Machida and Wong).

House Bill No. 1903-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1903-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Holt, Machida and Wong).

House Bill No. 2037-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2037-86, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO MASSAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Holt, Machida and Wong).

House Bill No. 2354-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2354-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Holt, Machida and Wong).

House Bill No. 2375-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2375-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Holt, Machida and Wong).

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 2166-86, S.D. 2, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken to disagree to the House amendments on S.B. No. 2166-86, S.D. 2, seconded by Senator Mizuguchi and carried.

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. 2166-86, S.D. 2, and that S.B. No. 2166-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY," was placed on the calendar for Final Reading on Tuesday, April 8, 1986.

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

The Senate reconvened at 11:56 o'clock a.m.

MATTERS DEFERRED FROM THURSDAY, APRIL 3, 1986

APPOINTMENT OF CONFEREES

Senate Bill No. 8, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 8, S.D. 1, and the

request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Cobb and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 303, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 303, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Toguchi and George as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 310, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cayetano, chairman, Toguchi, Chang and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 383, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 383, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Yamasaki, chairman, Toguchi and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 909, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 909, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cayetano, chairman, Toguchi, B. Kobayashi and George as managers on the part of the Senate at such conference.

Senate Bill No. 1056, S.D. 2, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1056, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Cayetano, chairman, Chang and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 1550-86, S.D. 2, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1550-86, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Cobb, Matsuura and A. Kobayashi as managers on the part of

the Senate at such conference.

Senate Bill No. 1551-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1551-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, Kuroda and Henderson as managers on the part of the Senate at such conference.

Senate Bill No. 1569-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1569-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 1570-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1570-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, B. Kobayashi, Kuroda and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 1727-86, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1727-86, and the request for a conference on the subject matter thereof, the President appointed Senators Cayetano, chairman, Chang and George as managers on the part of the Senate at such conference.

Senate Bill No. 1762-86, S.D. 1, H.D. 2:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1762-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Yamasaki, chairman, Chang and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 1831-86, S.D. 2, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1831-86, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, B. Kobayashi and A. Kobayashi as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1837-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators B. Kobayashi, chairman, Machida and George as managers on the part of the Senate at such conference.

Senate Bill No. 2038-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2038-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Kuroda and George as managers on the part of the Senate at such conference.

Senate Bill No. 2057-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2057-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, McMurdo and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill 2131-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2131-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi as managers on the part of the Senate at such conference.

Senate Bill No. 2266-86, S.D. 2, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2266-86, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Cayetano and George as managers on the part of the Senate at such conference.

Senate Bill No. 2290-86, S.D. 1, H.D. 2:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2290-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Toguchi and George as managers on the part of the Senate at such conference.

Senate Bill No. 2309-86, S.D. 1, H.D. 2:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2309-86, S.D. 1, and

the request for a conference on the subject matter thereof, the President appointed Senators Kawasaki, chairman, Fernandes Salling, Hee and Soares as managers on the part of the Senate at such conference.

Senate Bill No. 2310-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2310-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, Kuroda and Henderson as managers on the part of the Senate at such conference.

Senate Bill No. 2346-86, S.D. 1, H.D. 1:

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2346-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, B. Kobayashi, Henderson as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:01 o'clock p.m., on motion by Senator Cobb, seconded by Senator Henderson and carried, the Senate adjourned until 11:30 o'clock a.m., Tuesday, April 8, 1986.

FIFTY-SECOND DAY

Tuesday, April 8, 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 the Reverend Fred Tamayose of the McCully Higashi Hongwanji, after which the Roll was called showing all Senators present with the exception of Senator McMurdo who was excused.

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

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

Senator Hagino introduced Mr. Michael A. Brown, Mr. Robert Bildstein, Mr. Douglas "Ray" Fulp Sr., and Mr. Douglas Fulp Jr. with the following remarks:

"Mr. President and fellow Senators, it is indeed an honor and privilege this morning to introduce to you four people who had an extraordinary event happen to them two months ago.

"I'd like to read the certificate that will be presented to them: 'In recognition of extraordinary courageous action taken during a fire that destroyed two homes and damaged others in Whitmore Village on February 18, 1986. On that date a propane tank exploded in one of the homes while being refilled by a truck nearby, engulfing the house in flames. Sensing a potentially hazardous and devastating situation which could threaten the lives of those in the neighborhood, and with total disregard for their own safety, these individuals assisted in severing the hose connecting the propane truck to the tank in the burning house, and moving the truck to a safe area. Their quick thinking and brave deeds averted a major disaster and reflects creditably upon themselves and their friends. The Senate of the State of Hawaii proudly salutes these individuals and extends their heartiest congratulations to these people.'"

The honorees rose to be recognized and were presented Senate Certificates by Senator Hagino and leis by Senators Young, Solomon, Fernandes Salling and A. Kobayashi.

Senator Hagino then introduced R. J. Brown, Frank Chavez, Barry Aiona, Holly Aiona, Kathy Agee and Toni Aiona, friends and relatives of the honorees who were sitting in the gallery.

Senator A. Kobayashi, of behalf of Senator Chang and herself, then introduced

Mr. Thomas Q. Fisher as follows:

"Mr. President, fellow Senators and guests.

"This morning it's my pleasure to introduce Mr. Thomas Q. Fisher, a recipient of the 1986 Hawaii Thomas Jefferson Award. He was not able to join us on Friday with the other award winners. I am glad that he is able to be with us today because I strongly believe in the work that is done by the Jefferson awardees.

"Mr. Fisher can best be described as a man with a irrepressible philosophy of optimism and philanthropic acts which exemplifies the best in the human spirit. Mr. Fisher is well-known for his generous and caring nature, which prompts him to create 'moments of magic' in the lives of needy people, especially children with serious illnesses. Through his dedication and hard work, he founded the Young People's Support Center for seriously ill children and he is the 'quintessential party thrower,' who has feted such community groups as the congregation of the Great Mount Zion Holiness Church after they selflessly helped victims of a flood. To Thomas Fisher, the church members were equally deserving of gifts and recognition for their acts of kindness.

"I am proud and honored to present to you, Thomas Q. Fisher, 1986 Jefferson Award recipient."

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

Senator Cayetano introduced the court of the 1986 Miss Sampaguita Pageant as follows:

"Mr. President and members of the Senate, in 1980 the Miss Sampaguita Pageant was first begun in Hawaii by the Oahu Filipino Jaycees. Before I go into the introductions, I want to give this body a little background on what 'sampaguita' is.

"The sampaguita is the national flower of the Philippines. It is more commonly known in Hawaii as the pikake flower. The sampaguita is a native of India and was believed to have been brought to the Philippines during prehistoric times. This explains why the flower has woven into Philippine legends and traditions. Almost every Philippine region has its own version of the sampaguita legend, and without exception every Filipino associates the sampaguita with religious functions, weddings or the simplest gesture of

welcoming or sending off friends with sampaguitas.

"Growing sampaguitas has become the major home industry in the Philippines. Not only is the plant prized for its fragrance and ornamental purposes, it is also grown for its medicinal value. The dry leaves soaked in water is used for washing wounds, and the roots are applied as antidotes for certain snake bites.

"Because of its beauty and sweet fragrance, which I believe describes the typical Filipino woman, the Oahu Filipino Jaycees have chosen this flower as the symbol of the beauty pageant, the Sampaguita Beauty Pageant.

"Mr. President, honoring us today are the queen, Rosaline Medina; the second princess, Jodi Brut; and their advisor, Shaina Coporoz. The first princess could not be here today.

"Let me give this body some background on Rosaline Medina. Rosaline is the daughter of Esmarelda Medina and someone whom we all know, the late Revocarto Medina of Kalihi. She is 24 years old, a former honor graduate of Farrington High School, and a graduate of the University of Hawaii, where she majored in travel industry management. Before obtaining her bachelor's degree in business administration in 1984, she was a member of several honor societies. In addition she was also a member of the University of Hawaii Marching Band and was an active supporter of the TIM Student Association. She is currently employed by World Airways, Inc., and she plans to make a career in the airline industry."

The honorees rose to be recognized and were presented Senate Certificate and leis.

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

The Senate reconvened at 12:02 o'clock p.m.

At the request of the Chair, Queen Rosaline Medina addressed the members of the Senate as follows:

"Mabuhay, and good morning everyone. On behalf of the Oahu Filipino Jaycees, I would like to say that it's a pleasure to be here and I would like to extend our warmest greetings to all of you.

"Senator Cayetano just told me this morning that I had to say a few words, so I don't have a planned speech today. But I would be glad to extend my warmest mahalo to all of you for having us here this morning. I look forward to being an active part of the Filipino community this year.

"Being a Sampaguita Queen, I'm really learning a lot. One of the things I've learned is that it's kind of like running for office, because when seeking an office you have to do a lot of PR, go to a lot of public events and make a lot of speeches.

"I'm sure it's going to be a very interesting and rewarding year for me and I just want to say that it will be a pleasure to get to know all of you. Thank you."

At 12:04 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:06 o'clock p.m.

Senator Abercrombie then introduced an old friend and colleague and former member of the House of Representatives from the Big Island, Mr. Stanley Roehrig.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 316, informing the Senate that on April 5, 1986, he signed the following bills into law:

Senate Bill No. 1647-86 as Act 8, entitled: "RELATING TO HARBORING MONGOOSE";

House Bill No. 2046-86 as Act 9, entitled: "RELATING TO CIVIL PENALTIES"; and

House Bill No. 2104-86 as Act 10, entitled: "RELATING TO HEALTH,"

was read by the Clerk and was placed on file.

HOUSE COMMUNICATION

Hse. Com. No. 489, returning Senate Bill No. 1033, S.D. 3, which passed Third Reading in the House of Representatives on April 7, 1986, was read by the Clerk and was placed on file.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 97 to 111) were read by the Clerk and were disposed of as follows:

S.C.R. No. 97, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO FORMULATE A PLAN TO HOLD A HAWAII DAY IN WASHINGTON, D.C.," was offered by Senators Kuroda, McMurdo, Chang, Holt, Cayetano, Young, Hee, Soares, A. Kobayashi, Toguchi, Mizuguchi, Hagino, Fernandes Salling, Machida, Matsuura and B. Kobayashi.

By unanimous consent, S.C.R. No. 97 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 98, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INTERIM COMMITTEE TO STUDY THE FEASIBILITY OF ESTABLISHING A CARGO DISTRIBUTION CENTER AT GENERAL LYMAN FIELD, COUNTY OF HAWAII," was offered by Senators Matsuura, Solomon and Henderson.

By unanimous consent, S.C.R. No. 98 was referred to the Committee on Transportation.

S.C.R. No. 99, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE ACTIVITIES OF THE NEIGHBORHOOD REINVESTMENT CORPORATION AND REPRESENTATIVES OF GOVERNMENT, BUSINESS, AND COMMUNITIES IN FORMING A NEIGHBORHOOD HOUSING SERVICES (NHS) CORPORATION IN HONOLULU," was offered by Senator Young.

By unanimous consent, S.C.R. No. 99 was referred to the Committee on Housing and Community Development.

S.C.R. No. 100, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE A PORTION OF SAND ISLAND STATE PARK TO AN ELEEMOSYNARY ORGANIZATION FOR A MULTI-USE DANCE AND CULTURAL CENTER," was offered by Senators Kuroda, McMurdo, Chang, Aki, Holt, Cayetano, Hee, Soares, A. Kobayashi, Fernandes Salling, Machida, B. Kobayashi, Toguchi, Mizuguchi, Matsuura and Young.

By unanimous consent, S.C.R. No. 100 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO STUDY THE ADMINISTRATION OF THE HAWAIIAN HOMES TRUST WITHIN THE DEPARTMENT OF HAWAIIAN HOME LANDS, TO SUGGEST AN ALTERNATIVE ADMINISTRATIVE STRUCTURE AS A POSSIBLE MEANS OF PROVIDING CREATIVE SOLUTIONS TO CURRENT CONSTRAINTS AND PROBLEMS," was offered by Senators Aki, B. Kobayashi, Hagino, Holt, Matsuura, Chang, Soares, Kuroda, McMurdo, Cobb, Kawasaki, Hee, Young, Solomon, Mizuguchi, Cobb, Cayetano, Fernandes Salling and Henderson.

By unanimous consent, S.C.R. No. 101 was referred to the Committee on Economic Development.

S.C.R. No. 102, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO

DEVELOP THROUGH PRIVATE DEVELOPERS AND CAPITAL CERTAIN SUBMERGED LANDS FOR CERTAIN ENUMERATED PURPOSES," was offered by Senator Aki.

By unanimous consent, S.C.R. No. 102 was referred to the Committee on Economic Development.

S.C.R. No. 103, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE INTERSTATE H-3 FREEWAY, AND URGING HAWAII'S CONGRESSIONAL DELEGATION TO CONTINUE TO SEEK CONGRESSIONAL REMEDY TO EXPEDITE THE CONSTRUCTION OF H-3," was offered by Senators Cayetano, Toguchi and George.

By unanimous consent, S.C.R. No. 103 was referred to the Committee on Transportation.

S.C.R. No. 104, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON A CONVENTION CENTER SITE," was offered by Senator Kuroda.

By unanimous consent, S.C.R. No. 104 was referred to the Committee on Tourism and Recreation.

S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A TELETRACK THEATRE," was offered by Senator Chang.

By unanimous consent, S.C.R. No. 105 was referred to the Committee on Ways and Means.

S.C.R. No. 106, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STATUS REPORT ON THE PHILOSOPHY IN THE SCHOOLS PROGRAM OF THE UNIVERSITY OF HAWAII DEPARTMENT OF PHILOSOPHY AND THE STATE DEPARTMENT OF EDUCATION," was offered by Senator Wong.

By unanimous consent, S.C.R. No. 106 was referred to the Committee on Education.

S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was offered by Senator Wong.

By unanimous consent, S.C.R. No. 107 was referred to the Committee on Government Operations.

S.C.R. No. 108, entitled: "SENATE

CONCURRENT RESOLUTION URGING SUPPORT FOR THE CONTINUED DEVELOPMENT OF THE PACIFIC INTERNATIONAL CENTER FOR HIGH TECHNOLOGY RESEARCH (PICHTR) INTO AN INTERNATIONALLY RECOGNIZED HIGH TECHNOLOGY RESEARCH CENTER," was offered by Senator Wong.

By unanimous consent, S.C.R. No. 108 was referred to the Committee on Higher Education.

S.C.R. No. 109, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO DEVELOP A PLAN FOR ESTABLISHING A MOTORIST AID SYSTEM ON OUR FEDERAL-AID HIGHWAYS," was offered by Senators Hagino, Young, Holt, Kawasaki, Machida, A. Kobayashi, Henderson, Soares, Mizuguchi, Fernandes Salling, Aki, B. Kobayashi, Yamasaki, Hee, Kuroda, Matsuura, Toguchi, George, Abercrombie, Cayetano and Solomon.

By unanimous consent, S.C.R. No. 109 was referred to the Committee on Transportation.

S.C.R. No. 110, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF 'EXEMPT' EMPLOYMENT IN THE CIVIL SERVICE," was offered by Senators Machida, Young, Solomon, Abercrombie, A. Kobayashi, Aki, Matsuura, Kuroda, Cayetano, Toguchi, Henderson, Cobb, Chang and B. Kobayashi.

By unanimous consent, S.C.R. No. 110 was referred to the Committee on Labor and Employment.

S.C.R. No. 111, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO PREPARE AN ANALYSIS OF THE TRANSFER OF THE DUTY AND RESPONSIBILITY TO CERTIFY PROVIDERS OF REHABILITATION SERVICES," was offered by Senators Machida, Yamasaki, Cayetano, Young, A. Kobayashi, Toguchi, Solomon, Abercrombie, Aki, Matsuura, Henderson, Kuroda, Cobb, Chang and B. Kobayashi.

By unanimous consent, S.C.R. No. 111 was referred to the Committee on Labor and Employment.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 126 to 139) were read by the Clerk and were disposed of as follows:

S.R. No. 126, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO FORMULATE A PLAN TO

HOLD A HAWAII DAY IN WASHINGTON, D.C.," was offered by Senators Kuroda, McMurdo, Chang, Cayetano, Young, Hee, Soares, A. Kobayashi, Matsuura, B. Kobayashi, Toguchi, Holt, Mizuguchi, Hagino, Fernandes Salling and Machida.

By unanimous consent, S.R. No. 126 was referred to the Committee on Tourism and Recreation.

S.R. No. 127, entitled: "SENATE RESOLUTION REQUESTING AN INTERIM COMMITTEE TO STUDY THE FEASIBILITY OF ESTABLISHING A CARGO DISTRIBUTION CENTER AT GENERAL LYMAN FIELD, COUNTY OF HAWAII," was offered by Senators Matsuura, Solomon and Henderson.

By unanimous consent, S.R. No. 127 was referred to the Committee on Transportation, then to the Committee on Legislative Management.

S.R. No. 128, entitled: "SENATE RESOLUTION SUPPORTING THE ACTIVITIES OF THE NEIGHBORHOOD REINVESTMENT CORPORATION AND REPRESENTATIVES OF GOVERNMENT, BUSINESS, AND COMMUNITIES IN FORMING A NEIGHBORHOOD HOUSING SERVICES (NHS) CORPORATION IN HONOLULU," was offered by Senator Young.

By unanimous consent, S.R. No. 128 was referred to the Committee on Housing and Community Development.

S.R. No. 129, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES TO LEASE A PORTION OF SAND ISLAND STATE PARK TO AN ELEEMOSYNARY ORGANIZATION FOR A MULTI-USE DANCE AND CULTURAL CENTER," was offered by Senators Kuroda, McMurdo, Aki, Chang, Holt, Cayetano, Hee, Soares, A. Kobayashi, Fernandes Salling, Toguchi, Machida, Matsuura, Young, B. Kobayashi and Mizuguchi.

By unanimous consent, S.R. No. 129 was referred to the Committee on Tourism and Recreation.

S.R. No. 130, entitled: "SENATE RESOLUTION REQUESTING TRAFFIC SAFETY IMPROVEMENTS ALONG FARRINGTON HIGHWAY FROM NANAKULI TO MAKAHA SURF BEACH," was offered by Senators Aki, Yamasaki, Fernandes Salling, Solomon, Chang, Cayetano, Young, Hagino, Kawasaki, Cobb and Henderson.

By unanimous consent, S.R. No. 130 was referred to the Committee on Transportation.

S.R. No. 131, entitled: "SENATE RESOLUTION REQUESTING THE HAWAIIAN ELECTRIC COMPANY, HAWAIIAN TELEPHONE COMPANY, AND GASCO, INC. TO FORMALLY REQUEST THE HONOLULU CITY COUNCIL TO IMPLEMENT ACT 201, SESSION LAWS OF HAWAII 1985," was offered by Senators Young, Solomon, Holt, Yamasaki, Chang, Machida, Kuroda, Wong, Hagino, McMurdo, Cayetano, Toguchi, Mizuguchi, Kawasaki, Matsuura, Hee, Abercrombie, B. Kobayashi, George, Cobb and Soares, A. Kobayashi, Aki and Fernandes Salling.

By unanimous consent, S.R. No. 131 was referred to the Committee on Housing and Community Development.

S.R. No. 132, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE INTERSTATE H-3 FREEWAY, AND URGING HAWAII'S CONGRESSIONAL DELEGATION TO CONTINUE TO SEEK CONGRESSIONAL REMEDY TO EXPEDITE THE CONSTRUCTION OF H-3," was offered by Senators Cayetano, Toguchi and George.

By unanimous consent, S.R. No. 132 was referred to the Committee on Transportation.

S.R. No. 133, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON A CONVENTION CENTER SITE," was offered by Senator Kuroda.

By unanimous consent, S.R. No. 133 was referred to the Committee on Tourism and Recreation.

S.R. No. 134, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A TELETRACK THEATRE," was offered by Senator Chang.

By unanimous consent, S.R. No. 134 was referred to the Committee on Ways and Means.

S.R. No. 135, entitled: "SENATE RESOLUTION REQUESTING A STATUS REPORT ON THE PHILOSOPHY IN THE SCHOOLS PROGRAM OF THE UNIVERSITY OF HAWAII DEPARTMENT OF PHILOSOPHY AND THE STATE DEPARTMENT OF EDUCATION," was offered by Senator Wong.

By unanimous consent, S.R. No. 135 was referred to the Committee on Education.

S.R. No. 136, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was offered by Senator Wong.

By unanimous consent, S.R. No. 136 was referred to the Committee on Government Operations.

S.R. No. 137, entitled: "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO DEVELOP A PLAN FOR ESTABLISHING A MOTORIST AID SYSTEM ON OUR FEDERAL-AID HIGHWAYS," was offered by Senators Hagino, Young, Holt, Kawasaki, Machida, A. Kobayashi, Henderson, Soares, Mizuguchi, Fernandes Salling, Aki, B. Kobayashi, Yamasaki, Hee, Kuroda, Matsuura, Toguchi, George, Abercrombie, Cayetano and Solomon.

By unanimous consent, S.R. No. 137 was referred to the Committee on Transportation.

S.R. No. 138, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING A PERMANENT SCHOOL SECURITY AIDE PROGRAM IN THE PUBLIC SCHOOLS," was offered by Senators Machida, Yamasaki, Abercrombie, Kuroda, Young, Cobb, Cayetano, Henderson, Chang, B. Kobayashi, Solomon, A. Kobayashi, Aki, Matsuura and Toguchi.

By unanimous consent, S.R. No. 138 was referred to the Committee on Education.

S.R. No. 139, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE, STATEWIDE EMPLOYMENT PLAN," was offered by Senators Machida, Yamasaki, A. Kobayashi, Aki, Matsuura, Kuroda, Chang, Young, Solomon, Cayetano, Abercrombie, Toguchi, Henderson, B. Kobayashi and Cobb.

By unanimous consent, S.R. No. 139 was referred to the Committee on Labor and Employment.

STANDING COMMITTEE REPORTS

Senator Aki, for the Committee on Economic, presented a report (Stand. Com. Rep. No. 860-86) recommending that the Senate advise and consent to the nominations of the following:

Moses Kealoha to the Board of Land and Natural Resources, in accordance with Gov. Msg. No. 152;

Winona Rubin, Lawrence Chun and Frederick P. Whittemore to the Land Use Commission, in accordance with Gov. Msg. No. 153;

Gerald H. Kang to the Aquatic Life and Wildlife Advisory Committee, County of Hawaii, in accordance with Gov. Msg. No. 154;

Henry Ota to the Aquatic Life and Wildlife Advisory Committee, County of Hawaii, in accordance with Gov. Msg. No. 209;

Stanley Y. Oshima and Edwin K. Yokouchi to the Aquatic Life and Wildlife Advisory Committee, County of Maui, in accordance with Gov. Msg. No. 155;

J. Leolani Abdul Killion to the Aquatic Life and Wildlife Advisory Committee, County of Maui, in accordance with Gov. Msg. No. 210;

Glenn Y. Ikemoto and Herbert H. Honjo to the Aquatic Life and Wildlife Advisory Committee, County of Kauai, in accordance with Gov. Msg. No. 156;

Edwin A. Ebisui Jr. to the Aquatic Life and Wildlife Advisory Committee, City and County of Honolulu, in accordance with Gov. Msg. No. 208;

Thomas Moore and Kwock Tim Yee to the Board of Directors, High Technology Development Corporation, in accordance with Gov. Msg. No. 157;

Richard C. Wass, Ph.D., and Kenneth Y. Kaneshiro, Ph.D., to the Animal Species Advisory Commission, in accordance with Gov. Msg. No. 207;

Kilikua Alvina Park to the Hawaiian Homes Commission, in accordance with Gov. Msg. No. 235;

Ralph H. Takafuji to the Hawaii Fisheries Coordinating Council, in accordance with Gov. Msg. No. 252; and

Frank L. Peterson, Ph.D., Kenneth M. Nagata, and M. Lee Goff, Ph.D., to the Natural Area Reserves System Commission, in accordance with Gov. Msg. No. 276.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 860-86 and Gov. Msg. Nos. 152, 153, 154, 209, 155, 210, 156, 208, 157, 207, 235, 252 and 276 was deferred until Wednesday, April 9, 1986.

ORDER OF THE DAY

FINAL READING

Senate Bill No. 2166-86, S.D. 2, H.D. 2:

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. 2166-86, S.D. 2, and S.B. No. 2166-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO JOB EVALUATION STUDY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Henderson and Soares). Excused, 1 (McMurdo).

THIRD READING

House Bill No. 2118-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2118-86, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2110-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 2110-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1944-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1944-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1937-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1937-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANIES FREEDOM OF CHOICE OF," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1859-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1859-86, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1

(McMurdo).

House Bill No. 1795-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1795-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2345-86, H.D. 1:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, H.B. No. 2345-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AND AUTHORIZING AN ADOPTION ASSISTANCE COMPACT AND PROCEDURES FOR INTERSTATE SERVICES PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2121-86:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, H.B. No. 2121-86, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2056-86:

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, H.B. No. 2056-86, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CARE PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

MATTERS DEFERRED FROM
MONDAY, APRIL 7, 1986

Stand. Com. Rep. No. 850-86 (Gov. Msg. Nos. 113, 190 and 293):

Senator Cayetano moved that Stand. Com. Rep. No. 850-86 be received and placed on file, seconded by Senator Toguchi and carried.

Senator Cayetano then moved that the Senate advise and consent to the

nominations to the Medical Advisory Board of the following:

Michael K. Imura, M.D., term to expire June 30, 1989;

Arthur T. Kobayashi, O.D., term to expire June 30, 1990;

David Y. Kimura, M.D., term to expire June 30, 1989; and

Michael M. Okihiro, M.D., and William M. Dang Jr., M.D., terms to expire June 30, 1990,

seconded by Senator Toguchi

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

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

Stand. Com. Rep. No. 851-86 (Gov. Msg. Nos. 188 and 292):

Senator Cayetano moved that Stand. Com. Rep. No. 851-86 be received and placed on file, seconded by Senator Toguchi and carried.

Senator Cayetano then moved that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

A. Duane Black and Jack Richardson, terms to expire June 30, 1990; and

Ah Leong Kam and Mark H. Hastert, terms to expire June 30, 1990,

seconded by Senator Toguchi.

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

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

Stand. Com. Rep. No. 852-86 (Gov. Msg. No. 189):

Senator Cayetano moved that Stand. Com. Rep. No. 852-86 be received and placed on file, seconded by Senator Toguchi and carried.

Senator Cayetano then moved that the Senate advise and consent to the nomination of Keith T. Burley to the State Highway Council, term to expire June 30, 1990, seconded by Senator Toguchi.

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

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

Stand. Com. Rep. No. 856-86 (Gov. Msg. Nos. 244, 264 and 245):

Senator Yamasaki moved that Stand. Com. Rep. No. 856-86 be received and placed on file, seconded by Senator Mizuguchi and carried.

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

George Y. Kondo, to the Board of Taxation Review, Second Taxation District (Maui), term to expire June 30, 1990;

Albert "Benny" Rodero to the Board of Taxation Review, Third Taxation District (Hawaii), term to expire June 30, 1990; and

Wallace K. Tasaka to the Board of Taxation Review, Fourth Taxation District (Kauai), 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 (McMurdo).

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The President re-referred S.C.R. No. 80 to the Committee on Ways and Means.

RE-REFERRAL OF A SENATE RESOLUTION

The President re-referred S.R. No. 105 to the Committee on Ways and Means.

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

The Senate reconvened at 12:16 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 2166-86, S.D. 2, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken on Final Reading of Senate Bill No. 2166-86, S.D. 2, H.D. 2, seconded by Senator Mizuguchi and carried.

By unanimous consent, action on S.B. No. 2166-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY," was deferred to

Thursday, April 17, 1986.

At this time, Senator Chang introduced his sister, Melissa Chang, and students from her UH journalism class.

APPOINTMENT OF CONFEREES

Senate Bill No. 303, S.D. 1 (H.D. 1):

The President appointed Senator Abercrombie as a manager and discharged Senator Toguchi as a manager on the part of the Senate at the conference to be held for the consideration of amendments made by the House to S.B. No. 303, S.D. 1.

At 12:21 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:22 o'clock p.m.

Senate Bill No. 1780-86, S.D. 2 (H.D. 2):

The President appointed Senator Toguchi as a manager and discharged Senator Chang as a manager on the part of the Senate at the conference to be held for the consideration of amendments made by the House to S.B. No. 1780-86, S.D. 2.

APPOINTMENT OF CONFEREES

In accordance with the disagreement of the House to the amendments proposed by the Senate to the following House bills and the request for a conference on the respective subject matters thereof, the President appointed the following managers on the part of the Senate for the consideration of said amendments:

H.B. No. 26, H.D. 1 (S.D. 1) - Senators Cayetano, chairman, Toguchi, Chang and A. Kobayashi;

H.B. No. 82, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Machida, Aki and A. Kobayashi;

H.B. No. 100, H.D. 1 (S.D. 2) - Senators Chang, chairman, Cayetano, Cobb, Kuroda and George;

H.B. No. 105, H.D. 1 (S.D. 1) - Senators Chang, chairman, Cobb and A. Kobayashi;

H.B. No. 122, H.D. 1 (S.D. 2) - Senators Chang, chairman, Abercrombie and A. Kobayashi;

H.B. No. 167, H.D. 1 (S.D. 1) - Senators Aki, chairman, Matsuura and Soares;

H.B. No. 172 (S.D.1) - Senators B. Kobayashi, chairman, Matsuura and George;

H.B. No. 326, H.D. 1 (S.D. 1) - Senators

Chang, chairman, Kuroda and George;

H.B. No. 381, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Chang, Cayetano and George;

H.B. No. 393, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Toguchi, Solomon and A. Kobayashi;

H.B. No. 526, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Hagino, Aki and Soares;

H.B. No. 692, H.D. 1 (S.D. 1) - Senators Chang, chairman, Kawasaki and George;

H.B. No. 1316, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi and Henderson;

H.B. No. 1388, H.D. 1 (S.D. 1) - Senators Chang, chairman, Cayetano and George;

H.B. No. 1488 (S.D. 1) - Senators Chang, chairman, Kuroda and A. Kobayashi;

H.B. No. 1493 (S.D. 3) - Senator Yamasaki, chairman, Chang, Cayetano and George;

H.B. No. 1663-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, Holt, Abercrombie and A. Kobayashi;

H.B. No. 1665-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, Holt, Abercrombie and A. Kobayashi;

H.B. No. 1666-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Toguchi, Holt and Soares;

H.B. No. 1672-86, H.D. 1 (S.D. 1) - Senators Machida, chairman, Yamasaki and A. Kobayashi;

H.B. No. 1680-86, H.D. 1 (S.D. 1) - Senators Chang, chairman, Abercrombie and A. Kobayashi;

H.B. No. 1687-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Young, Aki and A. Kobayashi;

H.B. No. 1688-86, H.D. 1 (S.D. 2) - Senators Chang, chairman, B. Kobayashi and George;

H.B. No. 1691-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, Chang, Cayetano and George;

H.B. No. 1692-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Mizuguchi, Machida, Matsuura, Chang, Cobb and A. Kobayashi;

H.B. No. 1694-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Chang,

Cobb and A. Kobayashi;

H.B. No. 1695-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 1697-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Solomon, Hagino, Machida and Soares;

H.B. No. 1706-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, B. Kobayashi, Matsuura and George;

H.B. No. 1727-86, H.D. 1 (S.D. 1) - Senators Cayetano, chairman, B. Kobayashi and George;

H.B. No. 1740-86, H.D. 2 (S.D. 1) - Senators Chang, chairman, Young and George

H.B. No. 1741-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares;

H.B. No. 1764-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Mizuguchi, Hagino, Machida and A. Kobayashi;

H.B. No. 1815-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, Kuroda, Cayetano and George;

H.B. No. 1826, H.D. 1 (S.D. 1) - Senators Kawasaki, chairman, Hee, Fernandes Salling and Soares;

H.B. No. 1829-86 (S.D. 1) - Senators Kawasaki, chairman, Hee, Fernandes Salling and Soares;

H.B. No. 1855-86, H.D. 1 (S.D. 1) - Senators Solomon, chairman, Hagino and Henderson;

H.B. No. 1856-86 (S.D. 1) - Senators Yamasaki, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares;

H.B. No. 1857-86, H.D. 2 (S.D. 1) - Senators Chang, chairman, Aki and George;

H.B. No. 1869-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 1870-86, H.D. 1 (S.D. 1) - Senators Aki, chairman, Fernandes Salling and Henderson;

H.B. No. 1878-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Kawasaki, Fernandes Salling and Henderson;

H.B. No. 1898-86, H.D. 2 (S.D. 1) -

Senators Yamasaki, chairman, Aki, Machida and A. Kobayashi;

H.B. No. 1905-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 1906-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 1907-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Matsuura and A. Kobayashi;

H.B. No. 1908-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 1913-86, H.D. 1 (S.D. 1) - Senators Young, chairman, Cobb and George;

H.B. No. 1940-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi and Henderson;

H.B. No. 1941-86 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi and A. Kobayashi;

H.B. No. 1942-86 (S.D. 1) - Senators Cobb, chairman, Kawasaki and A. Kobayashi;

H.B. No. 1945-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Kuroda and A. Kobayashi;

H.B. No. 1946-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi;

H.B. No. 1951-86, H.D. 1 (S.D. 1) - Senators B. Kobayashi, chairman, Kawasaki and A. Kobayashi;

H.B. 1961-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Chang, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares;

H.B. No. 1967-86, H.D. 1 (S.D. 1) - Senators Solomon, chairman, Hagino and Soares;

H.B. No. 1969-86, H.D. 1 (S.D. 1) - Senators Solomon, chairman, Hagino and Soares;

H.B. No. 1970-86, H.D. 2 (S.D. 1) - Senators Solomon, chairman, Hagino and Henderson;

H.B. No. 1971-86, H.D. 1 (S.D. 1) - Senators Solomon, chairman, Hagino and Henderson;

H.B. No. 1974-86 (S.D. 1) - Senators Solomon, chairman, Hagino and Henderson;

H.B. No. 1976-86 (S.D. 1) - Senators Solomon, chairman, Hagino and Henderson;

H.B. No. 1983-86 (S.D. 1) - Senators Solomon, chairman, Hagino and Soares;

H.B. No. 1984-86 (S.D. 1) - Senators Solomon, chairman, Hagino and Soares;

H.B. No. 1990-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Chang and Henderson;

H.B. No. 1995-86, H.D. 1 (S.D. 1) - Senators B. Kobayashi, chairman, Machida and George;

H.B. No. 1998-86, H.D. 1 (S.D. 1) - Senators Cayetano, chairman, Toguchi and George;

H.B. No. 1999-86, H.D. 1 (S.D. 1) - Senators B. Kobayashi, chairman, Matsuura and George;

H.B. No. 2000-86, H.D. 1 (S.D. 1) - Senators Abercrombie, chairman, Hee and A. Kobayashi;

H.B. No. 2001-86, H.D. 1 (S.D. 1) - Senators Abercrombie, chairman, Cayetano and Henderson;

H.B. No. 2002-86, H.D. 1 (S.D. 1) - Senators Abercrombie, chairman, Cayetano and Henderson;

H.B. No. 2003-86, H.D. 1 (S.D. 1) - Senators B. Kobayashi, chairman, Machida and A. Kobayashi;

H.B. No. 2007-86, H.D. 1 (S.D. 1) - Senators B. Kobayashi, chairman, Matsuura and George;

H.B. No. 2010-86 (S.D. 1) - Senators Machida, chairman, Abercrombie and Henderson;

H.B. No. 2011-86, H.D. 1 (S.D. 1) - Senators Machida, chairman, Holt and A. Kobayashi;

H.B. No. 2013-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Aki and Soares;

H.B. No. 2014-86, H.D. 1 (S.D. 1) - Senators Aki, chairman, Holt and Henderson;

H.B. No. 2023-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Aki, Matsuura and Henderson;

H.B. No. 2024-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Young, Aki and A. Kobayashi;

- H.B. No. 2026-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, McMurdo and Henderson;
- H.B. No. 2027-86 (S.D. 1) - Senators Aki, chairman, Hagino and Soares;
- H.B. No. 2032-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and A. Kobayashi;
- H.B. No. 2033-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Young and Henderson;
- H.B. No. 2035-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura, McMurdo and A. Kobayashi;
- H.B. No. 2036-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and A. Kobayashi;
- H.B. No. 2038-86 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi;
- H.B. No. 2039-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;
- H.B. No. 2042-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi;
- H.B. No. 2044-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;
- H.B. No. 2047-86 (S.D. 1) - Senators Cobb, chairman, Kawasaki, McMurdo and A. Kobayashi;
- H.B. No. 2048-86 (S.D. 1) - Senators Cobb, chairman, Kawasaki and A. Kobayashi;
- H.B. No. 2049-86 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Kuroda and A. Kobayashi;
- H.B. No. 2051-86 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura, McMurdo and Henderson;
- H.B. No. 2054-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;
- H.B. No. 2060-86, H.D. 1 (S.D. 1) - Senators Cayetano, chairman, B. Kobayashi and George;
- H.B. No. 2062, H.D. 2 (S.D. 1) - Senators Cobb, chairman, Matsuura, Kuroda and McMurdo;
- H.B. No. 2069-86, H.D. 1 (S.D. 1) - Senators Abercrombie, chairman, Hee and A. Kobayashi;
- H.B. No. 2074-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi and A. Kobayashi;
- H.B. No. 2102-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Aki, Holt and Soares;
- H.B. No. 2103-86, H.D. 1 (S.D. 1) - Senators B. Kobayashi, chairman, Machida and A. Kobayashi;
- H.B. No. 2105-86, H.D. 1 (S.D. 1) - Senators Aki, chairman, Kawasaki and Henderson;
- H.B. No. 2108-86, H.D. 1 (S.D. 1) - Senators Matsuura, chairman, Aki and Soares;
- H.B. No. 2109-86, H.D. 1 (S.D. 1) - Senators Aki, chairman, Mizuguchi and Henderson;
- H.B. No. 2111-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and A. Kobayashi;
- H.B. No. 2112-86 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi;
- H.B. No. 2114-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and A. Kobayashi;
- H.B. No. 2116-86 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi;
- H.B. No. 2117-86 (S.D. 1) - Senators Cobb, chairman, Abercrombie, A. Kobayashi, McMurdo, Chang, Matsuura and A. Kobayashi;
- H.B. No. 2119-86, H.D. 1 (S.D. 1) - Senators Young, chairman, Hee and A. Kobayashi;
- H.B. No. 2122-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Young, Aki and George;
- H.B. No. 2123-86 (S.D. 1) - Senators Young, chairman, McMurdo and George;
- H.B. No. 2129-86, H.D. 1 (S.D. 1) - Senators Aki, chairman, Yamasaki and Soares;
- H.B. No. 2138-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Holt, Abercrombie and George;
- H.B. No. 2142-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kawasaki, Matsuura and Henderson;
- H.B. No. 2158-86 (S.D. 1) - Senators Chang, chairman, Cobb and George;
- H.B. No. 2166-86, H.D. 1 (S.D. 1) - Senators Toguchi, chairman, Fernandes Salling and A. Kobayashi;

H.B. No. 2168-86, H.D. 1 (S.D. 1) - Senators Aki, chairman, Young and Henderson;

H.B. No. 2170-86 (S.D. 2) - Senators Chang, chairman, Cayetano and George;

H.B. No. 2189-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi, Matsuura and A. Kobayashi;

H.B. No. 2191-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, McMurdo and A. Kobayashi;

H.B. No. 2192-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and A. Kobayashi;

H.B. No. 2193-86 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi and Henderson;

H.B. No. 2194-86 (S.D. 1) - Senators Cobb, chairman, McMurdo and A. Kobayashi;

H.B. No. 2201-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Machida, B. Kobayashi and A. Kobayashi;

H.B. No. 2202-86, H.D. 1 (S.D. 1) - Senators Matsuura, chairman, Aki and Soares;

H.B. No. 2216-86 (S.D. 1) - Senators Cobb, chairman, Matsuura and A. Kobayashi;

H.B. No. 2217-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 2219-86 H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Abercrombie, Hee and Henderson;

H.B. No. 2221-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Chang, Abercrombie and A. Kobayashi;

H.B. No. 2238-86, H.D. 2 (S.D. 1) - Senators Cobb, chairman, Abercrombie, McMurdo and A. Kobayashi;

H.B. No. 2246-86, H.D. 2 (S.D. 1) - Senators Abercrombie, chairman, Hee and A. Kobayashi;

H.B. No. 2273-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Solomon, Hagino and Soares;

H.B. No. 2280-86, H.D. 2 (S.D. 1) - Senators Machida, chairman, Holt and A. Kobayashi;

H.B. No. 2282-86 (S.D. 1) - Senators Solomon, chairman, Hagino and Soares;

H.B. No. 2284-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, B. Kobayashi, Machida and A. Kobayashi;

H.B. No. 2337-86, H.D. 2 (S.D. 1) - Senators Chang, chairman, Cayetano and George;

H.B. No. 2348-86, H.D. 1 (S.D. 1) - Senators Cayetano, chairman, Cobb, Machida and Soares;

H.B. No. 2373-86, H.D. 1 (S.D. 1) - Senators Chang, chairman, Young and George;

H.B. No. 2412-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, Kuroda, Solomon, Hee and A. Kobayashi;

H.B. No. 2424-86 (S.D. 1) - Senators Cobb, chairman, Matsuura and Henderson;

H.B. No. 2425-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and A. Kobayashi;

H.B. No. 2427-86 (S.D. 1) - Senators Machida, chairman, Abercrombie and A. Kobayashi;

H.B. No. 2468-86, H.D. 2 (S.D. 2) - Senators Chang, chairman, Aki and A. Kobayashi;

H.B. No. 2495-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, Aki, Machida and A. Kobayashi;

H.B. No. 2501-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Young, Aki and George;

H.B. No. 2513-86, H.D. 2 (S.D. 1) - Senators B. Kobayashi, chairman, Matsuura, Solomon, Kawasaki and A. Kobayashi;

H.B. No. 2525-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Cayetano, Chang, Matsuura, Yamasaki, B. Kobayashi and Henderson;

H.B. No. 2549-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Mizuguchi, Machida, Cobb and A. Kobayashi;

H.B. No. 2561-86 (S.D. 1) - Senators Chang, chairman, Aki and Kuroda;

H.B. No. 2569-86 (S.D. 1) - Senators Chang, chairman, Kuroda and A. Kobayashi;

H.B. No. 2580-86, H.D. 1 (S.D. 2) - Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo and Solomon, Henderson and Soares;

H.B. No. 2586-86 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 2595-86, H.D. 1 (S.D. 1) -

Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo and Solomon, Henderson and Soares;

H.B. No. 2596-86 (S.D. 1) - Senators Cayetano, chairman, Cobb, B. Kobayashi and George;

H.B. No. 2599-86, H.D. 1 (S.D. 1) - Senators Cayetano, chairman, Chang and Soares;

H.B. No. 2608-86, H.D. 2 (S.D. 1) - Senators Yamasaki, chairman, Holt, Chang and A. Kobayashi;

H.B. No. 2624-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Aki, Machida and Soares;

H.B. No. 2656-86 (S.D. 1) - Senators Chang, chairman, Cobb and A. Kobayashi;

H.B. No. 2695-86, H.D. 1 (S.D. 1) - Senators Aki, chairman, Holt and Henderson;

H.B. No. 2715-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda, McMurdo and A. Kobayashi;

H.B. No. 2722-86, H.D. 1 (S.D. 1) - Senators Cobb, chairman, Kuroda and Henderson;

H.B. No. 2725-86, H.D. 1 (S.D. 2) - Senators Chang, chairman, Abercrombie and George;

H.B. No. 2730-86 (S.D. 1) - Senators B. Kobayashi, chairman, Machida and George;

H.B. No. 2752-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Chang, Cayetano and Soares;

H.B. No. 2756-86 (S.D. 1) - Senators Cobb, chairman, Kuroda, McMurdo and Henderson;

H.B. No. 2760-86 (S.D. 1) - Senators Chang, chairman, Cayetano and A. Kobayashi;

H.B. No. 2786-86 (S.D. 2) - Senators Holt, chairman, Machida and Soares;

H.B. No. 2800-86, H.D. 2 (S.D. 2) - Senators Yamasaki, chairman, Cobb, Machida, Young and A. Kobayashi;

H.B. No. 2805-86, H.D. 1 (S.D. 1) - Senators Yamasaki, chairman, Mizuguchi, Fernandes Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson, Soares and Kuroda;

H.B. No. 2844-86, H.D. 2 (S.D. 1) - Senators Cobb, chairman, B. Kobayashi

and Henderson; and

H.B. No. 2845-86, H.D. 2 (S.D. 1) - Senators Chang, chairman, Cayetano and A. Kobayashi;

SENATE CONCURRENT RESOLUTIONS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate suspended Rule 30 of the Temporary Rules of the Senate to authorize the Senate Clerk to receive Senate Concurrent Resolutions prior to 4:30 o'clock p.m. In consequence thereof, and subsequent to its recessing at 12:24 o'clock p.m., the following Senate Concurrent Resolutions were received and were placed on the calendar for further consideration on Wednesday, April 9, 1986:

S.C.R. No. 112, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UH SCHOOL OF TRAVEL INDUSTRY MANAGEMENT TO DEVELOP MULTI-PURPOSE TOURISM AUDIO-VISUAL MATERIALS," was offered by Senator Kuroda.

S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE ALLEGED UNEQUAL TREATMENT AND UNFAIR PRACTICES BY MAINLAND CONTRACTORS IN OBTAINING PUBLIC WORKS CONTRACTS AT ALL MILITARY BASES IN HAWAII," was offered by Senators A. Kobayashi, Young, Matsuura and Chang.

S.C.R. No. 114, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE POSSIBLE CIVILIAN INDUSTRIAL USES FOR PEARL HARBOR NAVAL SHIPYARD," was offered by Senators A. Kobayashi, Solomon, Young, Yamasaki, Matsuura, Toguchi, Aki, Hee, Abercrombie, George, Henderson and Cobb.

S.C.R. No. 115, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS 1983 STUDY ON THE PROPOSED ESTABLISHMENT OF A DEPARTMENT OF CORRECTIONS," was offered by Senators George, Hagino, B. Kobayashi, Holt, Aki, Fernandes Salling, Toguchi, Cayetano, A. Kobayashi, Machida, Kuroda and Hee.

S.C.R. No. 116, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE EXTENT OF THE PROBLEM OF THE MEDICALLY INDIGENT IN HAWAII," was offered by Senators George, Hagino, B. Kobayashi, Holt, Aki, Fernandes Salling, Toguchi, Cayetano, A. Kobayashi, Machida, Kuroda and Hee.

S.C.R. No. 117, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF ALTERNATE METHODS OF DISPUTE RESOLUTION FOR USE IN DIVORCE, CUSTODY, AND VISITATION," was offered by Senator Chang.

S.C.R. No. 118, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY BY A COMMITTEE APPOINTED BY THE FAMILY COURT TO EXPLORE THE FEASIBILITY, ADVANTAGES, AND DISADVANTAGES OF MANDATORY MEDIATION IN DIVORCE CASES," was offered by Senator Chang.

S.C.R. No. 119, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING GUIDELINES IN DETERMINING THE BEST INTERESTS OF THE CHILD IN VISITATION MATTERS," was offered by Senator Chang.

S.C.R. No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FOSTER CHILD PLACEMENT AGENCIES TO PROVIDE TRAINING TO FOSTER PARENTS," was offered by Senator Chang.

S.C.R. No. 121, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF A COMMITTEE TO STUDY ALTERNATIVE METHODS OF ADDRESSING THE NEED FOR INFORMED CONSENT TO MAJOR MEDICAL INTERVENTIONS BY PATIENTS WHO ARE INCOMPETENT AND THE APPLICABLE STANDARDS UPON WHICH A CONSENT MAY BE GIVEN OR WITHHELD," was offered by Senator Chang.

S.C.R. No. 122, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE SERVICES FOR SCHIZOPHRENICS PROVIDED BY THE MENTAL HEALTH DIVISION," was offered by Senator Chang.

S.C.R. No. 123, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN AD HOC COMMITTEE TO REVIEW CHAPTER 514E, H.R.S., AND HAWAII ADMINISTRATIVE RULES TITLE 16 CHAPTER 106 CONCERNING TIME SHARING," was offered by Senator Chang.

S.C.R. No. 124, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FISCAL ANALYSIS OF THE EFFECTS OF AMENDMENTS TO TITLE 37, HAWAII PENAL CODE, PROPOSED IN H.B. 100, H.D. 1, S.D. 2, ON THE STATE CORRECTIONAL FACILITIES," was offered by Senator Chang.

S.C.R. No. 125, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING A STUDY ON DRUG PARAPHERNALIA," was offered by Senator Chang.

S.C.R. No. 126, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE DEVELOPMENT OF PRESUMPTIONS CONCERNING DRIVING UNDER THE INFLUENCE OF DRUGS," was offered by Senator Chang.

S.C.R. No. 127, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A STUDY ON THE COST IMPLICATIONS OF PROVIDING SCHOOL BUS TRANSPORTATION FOR PARTICIPANTS IN EXTRA-CURRICULAR ACTIVITIES," was offered by Senators Henderson, Soares, George, A. Kobayashi, Young, Aki, B. Kobayashi, Fernandes Salling, Toguchi, Kuroda, Machida, McMurdo, Hee and Solomon.

S.C.R. No. 128, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ACT QUICKLY TO RESOLVE THE OBSTETRICS CRISIS AT KONA HOSPITAL," was offered by Senators Henderson, Soares, George, A. Kobayashi, Young, Aki, Kawasaki, B. Kobayashi, Fernandes Salling, Toguchi, McMurdo, Kuroda, Hee, Machida and Solomon.

S.C.R. No. 129, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF EXCHANGING STATE LAND FOR FORT DERUSSY," was offered by Senators Henderson, Soares, George, A. Kobayashi, Aki, Kawasaki, Fernandes Salling, Toguchi, Kuroda, Hee and Machida.

S.C.R. No. 130, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE IMPLEMENTATION OF ZIP + 4 CODES FOR STATE MAIL," was offered by Senator Hee.

S.C.R. No. 131, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FOUR COUNTY GOVERNMENTS OF THE STATE OF HAWAII TO CONTINUE TO WORK CLOSELY WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE BUILDING PERMITS AND WATER METERS TO HOMESTEAD LESSEES," was offered by Senators Aki, Toguchi, Holt, Solomon, Kuroda, McMurdo, George, A. Kobayashi, Soares, Fernandes Salling, Young and Chang.

S.C.R. No. 132, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT BY THE LEGISLATIVE AUDITOR OF PUBLIC LAND TRUST FUNDS AS DESCRIBED IN

SECTION 10-3, HAWAII REVISED STATUTES, WHICH ARE MANAGED AND EXPENDED BY CERTAIN DEPARTMENTS OF STATE GOVERNMENT," was offered by Senators Aki, Machida, Hagino, A. Kobayashi, Yamasaki, Henderson, B. Kobayashi, Toguchi, Fernandes Salling, Kuroda and George.

S.C.R. No. 133, entitled: "SENATE CONCURRENT RESOLUTION URGING THE NORTH AMERICAN RODEO COMMISSION TO ALLOW HAWAII'S COWBOY CHAMPIONS TO PARTICIPATE IN INTERNATIONAL COMPETITION," was offered by Senators Solomon, Young, Hee, Henderson, Yamasaki, Soares, Chang, Hagino, Aki, A. Kobayashi, Fernandes Salling, Machida and Mizuguchi.

S.C.R. No. 134, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO DETERMINE WHETHER REGULATION OF THE SALE AND DISTRIBUTION OF FERTILIZER IS NECESSARY," was offered by Senators Solomon, Young, Kuroda, Hee, Yamasaki, Soares, Henderson, Fernandes Salling, Machida, Mizuguchi, Aki, Chang, Hagino and A. Kobayashi.

S.C.R. No. 135, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESSIONAL SUPPORT FOR THE COOPERATIVE EXTENSION SERVICE PROGRAMS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE," was offered by Senators Solomon, Young, Kuroda, Hee, Yamasaki, Soares, Henderson, Fernandes Salling, Machida, Chang, Mizuguchi, Hagino, Aki and A. Kobayashi.

S.C.R. No. 136, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND EVALUATE REPORTS ON WAIMANO TRAINING SCHOOL AND HOSPITAL AND DEVELOP STRATEGIES TO CORRECT PROBLEMS AND DEFICIENCIES," was offered by Senators B. Kobayashi, Solomon and Matsuura.

S.C.R. No. 137, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING HAWAII'S PROFESSIONAL NURSES AND DESIGNATING MAY 6, 1986, AS NURSES DAY IN HAWAII AND MAY 4 THROUGH 10, 1986 AS NURSES WEEK IN HAWAII," was offered by Senators B. Kobayashi, Solomon, Soares, George and Matsuura.

S.C.R. No. 138, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE WHAT CRITERIA SHOULD BE USED IN EVALUATING THE NEED FOR

MANDATORY HEALTH CARE INSURANCE COVERAGE," was offered by Senator B. Kobayashi, Solomon, Matsuura and Soares.

S.C.R. No. 139, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A FORENSIC CENTER WITHIN THE HAWAII CRIMINAL JUSTICE SYSTEM," was offered by Senator Chang.

S.C.R. No. 140, entitled: "SENATE CONCURRENT RESOLUTION DECLARING APRIL TO BE 'PUT A SMILE BACK WHERE IT BELONGS' MONTH," was offered by Senator Abercrombie.

S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was offered by Senator Chang.

S.C.R. No. 142, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING BETTER AND MORE COORDINATED AND COOPERATIVE RELATIONSHIPS BETWEEN THE VARIOUS STATE, COUNTY, AND PRIVATE PROGRAMS AND AGENCIES ESTABLISHED TO RESPOND TO THE NEEDS OF VICTIMS AND WITNESSES OF CRIME," was offered by Senators Abercrombie, A. Kobayashi and Hee.

S.C.R. No. 143, entitled: "SENATE CONCURRENT RESOLUTION URGING THE COORDINATION OF POLICE PROTECTION ACTIVITIES BY THE SHERIFF'S OFFICE AND THE HONOLULU POLICE DEPARTMENT," was offered by Senators Cobb, Matsuura, Aki, Machida, Yamasaki, Abercrombie, Young and Holt.

S.C.R. No. 144, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON WHETHER THE DUTY-FREE CONCESSION AT HONOLULU INTERNATIONAL AIRPORT SHOULD BE AWARDED THROUGH BIDDING OR NEGOTIATION," was offered by Senator Cobb.

S.C.R. No. 145, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DISTRIBUTION OF INFORMATION CONCERNING EQUAL ACCESS OF LONG-DISTANCE TELEPHONE SERVICES," was offered by Senators Cobb, Yamasaki, B. Kobayashi, Holt, Cayetano, Hee, Kawasaki and Chang.

S.C.R. No. 146, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY ALTERNATIVE MEANS TO RESOLVE THE

ANAHOLA PARK ISSUE," was offered by Senators Fernandes Salling, McMurdo, Hagino, Machida, Abercrombie, Cobb, A. Kobayashi, Wong, Young, Solomon, Yamasaki, Aki, Toguchi, George, Henderson, Chang, Kuroda, B. Kobayashi, Cayetano, Hee, Holt, Mizuguchi, Soares and Kawasaki.

S.C.R. No. 147, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO FISHERIES MANAGEMENT," was offered by Senators Fernandes Salling, Abercrombie, George, Solomon, Matsuura, A. Kobayashi, Machida, Mizuguchi, Aki, Cayetano and Soares.

S.C.R. No. 148, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SURVEY TO BE CONDUCTED REGARDING CONSERVATION, PUBLIC USE, AND MANAGEMENT OF NATIVE HAWAIIAN STREAM FAUNA," was offered by Senators Fernandes Salling, Abercrombie, A. Kobayashi, Soares, Cayetano, Aki, Machida, Mizuguchi, Solomon and George.

S.C.R. No. 149, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE MEANS AND COSTS OF MAKING THE LEGISLATURE MORE ACCESSIBLE TO RESIDENTS OF THE NEIGHBOR ISLANDS AND LEEWARD AND WINDWARD OAHU," was offered by Senators Fernandes Salling, Abercrombie, Kuroda, Henderson, Toguchi, Cayetano, A. Kobayashi, Machida, Young, Aki, Hagino, George, Soares, Kawasaki, Chang, Mizuguchi and Solomon.

S.C.R. No. 150, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY AND REVISION OF RULES RELATING TO GILLNET FISHING," was offered by Senators Fernandes Salling, Aki, A. Kobayashi, George, Cayetano, Machida, Soares, Mizuguchi and Abercrombie.

S.C.R. No. 151, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE USE OF HERBICIDES IN AND ALONG WATER RESOURCES IN HAWAII, AND THE POTENTIAL USE OF COST EFFECTIVE BIOLOGICAL ALTERNATIVES," was offered by Senators Fernandes Salling, Solomon, Soares, A. Kobayashi, Machida, Cayetano and Aki.

S.C.R. No. 152, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF PROBLEMS RELATED TO THE EMPLOYEE OR INDEPENDENT CONTRACTOR STATUS OF REAL ESTATE LICENSEES," was offered by Senators Cobb, Yamasaki, B. Kobayashi, Holt, Cayetano, Hee, Kawasaki and Chang.

S.C.R. No. 153, entitled: "SENATE CONCURRENT RESOLUTION

REQUESTING A SUSPENSION AND BANNING OF NUCLEAR WEAPONS TESTING," was offered by Senator Abercrombie.

S.C.R. No. 154, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INFORMATION AND ACTION FROM THE DIRECTOR OF HEALTH ON ENVIRONMENTAL PROTECTION MATTERS," was offered by Senator Abercrombie.

S.C.R. No. 155, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE HAWAII STATE TEACHERS ASSOCIATION TO EXPLORE ALTERNATIVE METHODS OF REDUCING CLASS SIZE IN HAWAII'S PUBLIC SCHOOLS," was offered by Senator Abercrombie.

S.C.R. No. 156, entitled: "SENATE CONCURRENT RESOLUTION LEGISLATIVE REVIEW OF GEOTHERMAL LAND EXCHANGE AT PUNA, PUBLIC LAND FOR PRIVATE LAND," was offered by Senator Abercrombie.

S.C.R. No. 157, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES, DEPARTMENT OF HAWAIIAN HOME LANDS, AND OFFICE OF HAWAIIAN AFFAIRS TO PARTICIPATE WITH THE COUNTY OF HAWAII, KAMEHAMEHA SCHOOLS/BISHOP ESTATE, ALU LIKE, INCORPORATED, AND THE BISHOP MUSEUM TO EXPLORE THE FEASIBILITY OF STATE ACQUISITION OF WAIPI'O VALLEY ON THE ISLAND OF HAWAII," was offered by Senators Henderson, Wong, Aki, Chang, Matsuura, Toguchi, Abercrombie, Hee, Kuroda, George, B. Kobayashi, Cobb, Soares, Machida, McMurdo, Hagino, Fernandes Salling, Solomon, Young, Cayetano and A. Kobayashi.

S.C.R. No. 158, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO STUDY THE IMPACT OF REGULATING SALT-WATER SHORELINE FISHING," was offered by Senator Henderson.

S.C.R. No. 159, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO AIRPORT LEI SELLERS," was offered by Senator Cayetano.

S.C.R. No. 160, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PRESIDENT REAGAN TO CONDUCT A FUTURE SUMMIT MEETING

WITH GENERAL SECRETARY GORBACHEV IN HAWAII," was offered by Senator Wong.

S.C.R. No. 161, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF MOVING THE HONOLULU ZOO," was offered by Senators Wong, Cobb, Kuroda, Hee, Yamasaki, Aki, Fernandes Salling, Soares, A. Kobayashi, Machida, Cayetano, Chang, Kawasaki, Solomon, Matsuura, George, Henderson and Abercrombie.

S.C.R. No. 162, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY BY THE DEPARTMENT OF EDUCATION ON THE FEASIBILITY OF ESTABLISHING CHILDREN'S MUSEUMS," was offered by Senators Wong and Toguchi.

S.C.R. No. 163, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE ESTABLISHMENT OF A LEGISLATIVE COUNCIL FOR THE STATE OF HAWAII," was offered by Senator Wong.

S.C.R. No. 164, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE POLICY COUNCIL TO STUDY THE FEASIBILITY OF EXPANDING THE HAWAII OCEAN CENTER CONCEPT BY INCLUDING MAJOR OCEAN EXHIBITS AND DISPLAYS IN THE ACTUAL MARINE ENVIRONMENT," was offered by Senator Toguchi.

S.C.R. No. 165, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DIRECTOR OF TAXATION AND THE FINANCE DIRECTORS OF THE VARIOUS COUNTIES TO PROVIDE IMMEDIATE RELIEF TO VICTIMS OF DESIGNATE NATURAL DISASTER AREAS," was offered by Senators Henderson and Solomon.

SENATE RESOLUTIONS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate suspended Rule 30 of the Temporary Rules of the Senate to authorize the Senate Clerk to receive Senate Resolutions prior to 12:00 o'clock midnight, in consequence thereof, and subsequent to its recessing at 12:24 o'clock p.m., the following Senate Resolutions were received and were placed on the calendar for further consideration on Wednesday, April 9, 1986:

S.R. No. 140, entitled: "SENATE RESOLUTION URGING PUBLIC SUPPORT FOR THE PUBLIC SCHOOLS OF HAWAII FOUNDATION," was offered by Senators Mizuguchi, B. Kobayashi, George, Aki, Hagino, Holt, Soares, Yamasaki, McMurdo,

Machida, Toguchi, Matsuura, Fernandes Salling, Chang, Young, Kawasaki, A. Kobayashi, Cayetano, Solomon, Abercrombie, Hee, Kuroda, Cobb, Henderson and Wong.

S.R. No. 141, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE ALLEGED UNEQUAL TREATMENT AND UNFAIR PRACTICES BY MAINLAND CONTRACTORS IN OBTAINING PUBLIC WORKS CONTRACTS AT ALL MILITARY BASES IN HAWAII," was offered by Senators A. Kobayashi, Young, Matsuura and Chang.

S.R. No. 142, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE POSSIBLE CIVILIAN INDUSTRIAL USES FOR PEARL HARBOR NAVAL SHIPYARD," was offered by Senators A. Kobayashi, Solomon, Young, Yamasaki, Matsuura, Toguchi, Aki, Hee, Abercrombie, George, Henderson and Cobb.

S.R. No. 143, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF EXTENDING FULL EARLY RETIREMENT TO ADULT CORRECTIONS OFFICERS WITH MIXED EMPLOYMENT," was offered by Senators Machida, Yamasaki, A. Kobayashi, Holt, Soares, Kuroda, George, Aki, Mizuguchi, Young, Solomon, Cayetano, Fernandes Salling, Abercrombie, Chang and Matsuura.

S.R. No. 144, entitled: "SENATE RESOLUTION CONCERNING ACCENT AS A DISCRIMINATORY EMPLOYMENT FACTOR," was offered by Senators Machida, Yamasaki, A. Kobayashi, Holt, Soares, Fernandes Salling, Cayetano, Abercrombie, Aki, Matsuura, Mizuguchi, Kuroda, Young, Solomon and Chang.

S.R. No. 145, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DEVELOP A UNIFORM DEFINITION OF 'INDEPENDENT CONTRACTOR' TO BE APPLICABLE TO TITLE 21, HAWAII REVISED STATUTES," was offered by Senators Machida, Yamasaki, Young, Solomon, Cayetano, Fernandes Salling, Abercrombie, George, A. Kobayashi, Aki, Matsuura, Mizuguchi, Chang and Holt.

S.R. No. 146, entitled: "SENATE RESOLUTION RELATING TO TEENAGE PARENTS AND SINGLE HEADS OF HOUSEHOLDS," was offered by Senators Machida, Yamasaki, Young, Solomon, George, Cayetano, Fernandes Salling, Abercrombie, Matsuura, A. Kobayashi, Aki, Mizuguchi, Holt and Chang.

S.R. No. 147, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO RECOGNIZE AND USE THE HAWAII SUPREME COURT'S DEFINITION OF

'ACCIDENT' WITH REGARD TO SERVICE-CONNECTED DISABILITY RETIREMENT," was offered by Senators Machida, Yamasaki, A. Kobayashi, Mizuguchi, Holt, Aki, Soares, Matsuura, Cayetano, Fernandes Salling, Kuroda, Abercrombie, Young, Solomon and Chang.

S.R. No. 148, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO UPDATE ITS 1983 STUDY ON THE PROPOSED ESTABLISHMENT OF A DEPARTMENT OF CORRECTIONS," was offered by Senators George, Hagino, B. Kobayashi, Holt, Aki, Fernandes Salling, Toguchi, Cayetano, A. Kobayashi, Machida, Kuroda and Hee.

S.R. No. 149, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE EXTENT OF THE PROBLEM OF THE MEDICALLY INDIGENT IN HAWAII," was offered by Senator George, Hagino, B. Kobayashi, Holt, Aki, Fernandes Salling, Toguchi, Cayetano, A. Kobayashi, Machida, Kuroda and Hee.

S.R. No. 150, entitled: "SENATE RESOLUTION REQUESTING AN EVALUATION OF ALTERNATE METHODS OF DISPUTE RESOLUTION FOR USE IN DIVORCE, CUSTODY, AND VISITATION," was offered by Senator Chang.

S.R. No. 151, entitled: "SENATE RESOLUTION REQUESTING A STUDY BY A COMMITTEE APPOINTED BY THE FAMILY COURT TO EXPLORE THE FEASIBILITY, ADVANTAGES, AND DISADVANTAGES OF MANDATORY MEDIATION IN DIVORCE CASES," was offered by Senator Chang.

S.R. No. 152, entitled: "SENATE RESOLUTION REQUESTING GUIDELINES IN DETERMINING THE BEST INTERESTS OF THE CHILD IN VISITATION MATTERS," was offered by Senator Chang.

S.R. No. 153, entitled: "SENATE RESOLUTION REQUESTING FOSTER CHILD PLACEMENT AGENCIES TO PROVIDE TRAINING TO FOSTER PARENTS," was offered by Senator Chang.

S.R. No. 154, entitled: "SENATE RESOLUTION REQUESTING THE APPOINTMENT OF A COMMITTEE TO STUDY ALTERNATIVE METHODS OF ADDRESSING THE NEED FOR INFORMED CONSENT TO MAJOR MEDICAL INTERVENTIONS BY PATIENTS WHO ARE INCOMPETENT AND THE APPLICABLE STANDARDS UPON WHICH A CONSENT MAY BE GIVEN OR WITHHELD," was offered by Senator Chang.

S.R. No. 155, entitled: "SENATE

RESOLUTION REQUESTING A STUDY OF THE SERVICES FOR SCHIZOPHRENICS PROVIDED BY THE MENTAL HEALTH DIVISION," was offered by Senator Chang.

S.R. No. 156, entitled: "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF AN AD HOC COMMITTEE TO REVIEW CHAPTER 514E, H.R.S., AND HAWAII ADMINISTRATIVE RULES TITLE 16 CHAPTER 106 CONCERNING TIME SHARING," was offered by Senator Chang.

S.R. No. 157, entitled: "SENATE RESOLUTION REQUESTING A FISCAL ANALYSIS OF THE EFFECT OF AMENDMENTS TO TITLE 37, HAWAII PENAL CODE, PROPOSED IN H.B. 100, H.D. 1, S.D. 2, ON THE STATE CORRECTIONAL FACILITIES," was offered by Senator Chang.

S.R. No. 158, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON DRUG PARAPHERNALIA," was offered by Senator Chang.

S.R. No. 159, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE DEVELOPMENT OF PRESUMPTIONS CONCERNING DRIVING UNDER THE INFLUENCE OF DRUGS," was offered by Senator Chang.

S.R. No. 160, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A STUDY ON THE COST IMPLICATIONS OF PROVIDING SCHOOL BUS TRANSPORTATION FOR PARTICIPANTS IN EXTRA-CURRICULAR ACTIVITIES," was offered by Senators Henderson, Soares, George, A. Kobayashi, Young, Aki, B. Kobayashi, Fernandes Salling, Toguchi, Kuroda, Hee, Machida, Solomon and McMurdo.

S.R. No. 161, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ACT QUICKLY TO RESOLVE THE OBSTETRICS CRISIS AT KONA HOSPITAL," was offered by Senators Henderson, Soares, George, A. Kobayashi, Young, Aki, Kawasaki, B. Kobayashi, Fernandes Salling, Toguchi, Machida, McMurdo, Kuroda, Hee and Solomon.

S.R. No. 162, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF EXCHANGING STATE LAND FOR FORT DERUSSY," was offered by Senators Henderson, Soares, George, A. Kobayashi, Aki, Kawasaki, Fernandes Salling, Toguchi, Kuroda, Hee and Machida.

S.R. No. 163, entitled: "SENATE

RESOLUTION REQUESTING A STUDY ON THE IMPLEMENTATION OF ZIP + 4 CODES FOR STATE MAIL," was offered by Senator Hee.

S.R. No. 164, entitled: "SENATE RESOLUTION SUPPORTING THE NEW ZEALAND TRADE EXPO IN HONOLULU," was offered by Senators Aki, Holt, Machida, Solomon, Cayetano, Mizuguchi, B. Kobayashi, Yamasaki, Soares, Young, Fernandes Salling, Kawasaki, Matsuura, Henderson, A. Kobayashi, George and Abercrombie.

S.R. No. 165, entitled: "SENATE RESOLUTION URGING THE FOUR COUNTY GOVERNMENTS OF THE STATE OF HAWAII TO CONTINUE TO WORK CLOSELY WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE BUILDING PERMITS AND WATER METERS TO HOMESTEAD LESSEES," was offered by Senators Aki, Toguchi, Holt, Solomon, Kuroda, McMurdo, George, A. Kobayashi, Soares, Fernandes Salling, Young and Chang.

S.R. No. 166, entitled: "SENATE RESOLUTION RELATING TO A MANAGEMENT PLAN FOR MAUNA KEA," was offered by Senators Solomon, Young, Kuroda, Hee, Yamasaki, Soares, Henderson, Fernandes Salling, Machida, Mizuguchi, Hagino, Aki, Chang and A. Kobayashi.

S.R. No. 167, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY TO DETERMINE WHETHER REGULATION OF THE SALE AND DISTRIBUTION OF FERTILIZER IS NECESSARY," was offered by Senator Solomon, Young, Kuroda, Hee, Yamasaki, Soares, Henderson, Fernandes Salling, Machida, Mizuguchi, Aki, Chang, Hagino and A. Kobayashi.

S.R. No. 168, entitled: "SENATE RESOLUTION REQUESTING AN INTERIM REVIEW OF THE RECOMMENDATIONS OF THE LAND EVALUATION AND SITE ASSESSMENT COMMISSION," was offered by Senators Solomon, Young, Mizuguchi, Fernandes Salling, Yamasaki, Hagino, Hee, Soares, Machida, Cayetano, Chang, George, Henderson, B. Kobayashi, Toguchi, Aki and A. Kobayashi.

S.R. No. 169, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND EVALUATE REPORTS ON WAIMANO TRAINING SCHOOL AND HOSPITAL AND DEVELOP STRATEGIES TO CORRECT PROBLEMS AND DEFICIENCIES," was offered by Senators B. Kobayashi, Solomon and Matsuura.

S.R. No. 170, entitled: "SENATE RESOLUTION RECOGNIZING HAWAII'S

PROFESSIONAL NURSES AND DESIGNATING MAY 6, 1986 AS NURSES DAY IN HAWAII, AND MAY 4 THROUGH 10, 1986 AS NURSES WEEK IN HAWAII," was offered by Senators B. Kobayashi, Solomon, Soares, George and Matsuura.

S.R. No. 171, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO APPOINT AS DIRECTOR OF HEALTH A PERSON WHO IS EXPERIENCED IN HEALTH MATTERS OR WHO HAS AN ACADEMIC DEGREE RELATING TO HEALTH," was offered by Senators B. Kobayashi, Solomon and Matsuura.

S.R. No. 172, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A FORENSIC CENTER WITHIN THE HAWAII CRIMINAL JUSTICE SYSTEM," was offered by Senator Chang.

S.R. No. 173, entitled: "SENATE RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was offered by Senator Chang.

S.R. No. 174, entitled: "SENATE RESOLUTION DECLARING APRIL TO BE 'PUT A SMILE BACK WHERE IT BELONGS' MONTH," was offered by Senator Abercrombie.

S.R. No. 175, entitled: "SENATE RESOLUTION ENCOURAGING BETTER AND MORE COORDINATED AND COOPERATIVE RELATIONSHIPS BETWEEN THE VARIOUS STATE, COUNTY, AND PRIVATE PROGRAMS AND AGENCIES ESTABLISHED TO RESPOND TO THE NEEDS OF VICTIMS AND WITNESSES OF CRIMES," was offered by Senators Abercrombie, A. Kobayashi and Hee.

S.R. No. 176, entitled: "SENATE RESOLUTION URGING THE COORDINATION OF POLICE PROTECTION ACTIVITIES BY THE SHERIFF'S OFFICE AND THE HONOLULU POLICE DEPARTMENT," was offered by Senators Cobb, Matsuura, Aki, Machida, Yamasaki, Abercrombie, Young, Hagino, Holt, Mizuguchi and Toguchi.

S.R. No. 177, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON WHETHER THE DUTY-FREE CONCESSION AT HONOLULU INTERNATIONAL AIRPORT SHOULD BE AWARDED THROUGH BIDDING OR NEGOTIATION," was offered by Senator Cobb.

S.R. No. 178, entitled: "SENATE RESOLUTION URGING THE DISTRIBUTION OF INFORMATION CONCERNING EQUAL ACCESS OF LONG-DISTANCE

TELEPHONE SERVICES," was offered by Senators Cobb, Yamasaki, B. Kobayashi, Holt, Cayetano, Hee, Kawasaki and Chang.

S.R. No. 179, entitled: "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY ALTERNATIVE MEANS TO RESOLVE THE ANAHOLA PARK ISSUE," was offered by Senators Fernandes Salling, McMurdo, Kawasaki, Hagino, Machida, Cobb, Abercrombie, A. Kobayashi, Wong, Young, Matsuura, Henderson, Mizuguchi, B. Kobayashi, Cayetano, Hee, Holt, Soares, Chang, Solomon, Yamasaki, Aki, Toguchi, George and Kuroda.

S.R. No. 180, entitled: "SENATE RESOLUTION RELATING TO FISHERIES MANAGEMENT," was offered by Senators Fernandes Salling, Abercrombie, George, Solomon, Matsuura, A. Kobayashi, Machida, Mizuguchi, Aki, Cayetano and Soares.

S.R. No. 181, entitled: "SENATE RESOLUTION REQUESTING A SURVEY TO BE CONDUCTED REGARDING CONSERVATION, PUBLIC USE, AND MANAGEMENT OF NATIVE HAWAIIAN STREAM FAUNA," was offered by Senators Fernandes Salling, Abercrombie, A. Kobayashi, Soares, Cayetano, Aki, Machida, Mizuguchi, Solomon, and George.

S.R. No. 182, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE MEANS AND COSTS OF MAKING THE LEGISLATURE MORE ACCESSIBLE TO RESIDENTS OF THE NEIGHBOR ISLANDS AND LEEWARD AND WINDWARD OAHU," was offered by Senators Fernandes Salling, Abercrombie, Kuroda, Henderson, Toguchi, Soares, Machida, Young, Aki, Hagino, Cayetano, Kawasaki, Chang, Mizuguchi, Solomon, George, A. Kobayashi and Matsuura.

S.R. No. 183, entitled: "SENATE RESOLUTION REQUESTING A STUDY AND REVISION OF RULES RELATING TO GILLNET FISHING," was offered by Senators Fernandes Salling, Aki, A. Kobayashi, George, Cayetano, Machida, Soares, Mizuguchi and Abercrombie.

S.R. No. 184, entitled: "SENATE RESOLUTION RELATING TO THE USE OF HERBICIDES IN AND ALONG WATER RESOURCES IN HAWAII, AND THE POTENTIAL USE OF COST EFFECTIVE BIOLOGICAL ALTERNATIVES," was offered by Senators Fernandes Salling, Solomon, Soares, A. Kobayashi, Machida, Cayetano and Aki.

S.R. No. 185, entitled: "SENATE RESOLUTION URGING THE NORTH AMERICAN RODEO COMMISSION TO ALLOW HAWAII'S COWBOY CHAMPIONS TO PARTICIPATE IN INTERNATIONAL

COMPETITION," was offered by Senators Solomon, Matsuura and Cayetano.

S.R. No. 186, entitled: "SENATE RESOLUTION URGING CONGRESSIONAL SUPPORT FOR THE COOPERATIVE EXTENSION SERVICE PROGRAMS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE," was offered by Senators Solomon, Matsuura and Cayetano.

S.R. No. 187, entitled: "SENATE RESOLUTION ENCOURAGING THE JOINT DEVELOPMENT OF HAWAII'S RENEWABLE ENERGY AND WATER RESOURCES," was offered by Senators Matsuura, A. Kobayashi, Aki, Cayetano, Kawasaki and Chang.

S.R. No. 188, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF PROBLEMS RELATED TO THE EMPLOYEE OR INDEPENDENT CONTRACTOR STATUS OF REAL ESTATE LICENSEES," was offered by Senators Cobb, Yamasaki, B. Kobayashi, Holt, Cayetano, Hee, Kawasaki and Chang.

S.R. No. 189, entitled: "SENATE RESOLUTION RELATING TO AIRPORT LEI SELLERS," was offered by Senator Cayetano.

S.R. No. 190, entitled: "SENATE RESOLUTION REQUESTING A SUSPENSION AND BANNING OF NUCLEAR WEAPONS TESTING," was offered by Senator Abercrombie.

S.R. No. 191, entitled: "SENATE RESOLUTION REQUESTING INFORMATION AND ACTION FROM THE DIRECTOR OF HEALTH ON ENVIRONMENTAL PROTECTION MATTERS," was offered by Senator Abercrombie.

S.R. No. 192, entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION INTO ALLEGED MISCONDUCT OF STATE OFFICIALS CONCERNING MR. STUART SILVA," was offered by Senator Abercrombie.

S.R. No. 193, entitled: "SENATE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION FOR NATIONAL HEALTH CARE," was offered by Senator Abercrombie.

S.R. No. 194, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE HAWAII STATE TEACHERS ASSOCIATION TO EXPLORE ALTERNATIVE METHODS OF REDUCING CLASS SIZE IN HAWAII'S PUBLIC SCHOOLS," was offered by Senator Abercrombie.

S.R. No. 195, entitled: "SENATE RESOLUTION LEGISLATIVE REVIEW OF GEOTHERMAL LAND EXCHANGE AT PUNA, PUBLIC LAND FOR PRIVATE LAND," was offered by Senator Abercrombie.

S.R. No. 196, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES, DEPARTMENT OF HAWAIIAN HOME LANDS, AND OFFICE OF HAWAIIAN AFFAIRS TO PARTICIPATE WITH THE COUNTY OF HAWAII, KAMEHAMEHA SCHOOLS/BISHOP ESTATE, ALU LIKE, INCORPORATED, AND THE BISHOP MUSEUM TO EXPLORE THE FEASIBILITY OF STATE ACQUISITION OF WAIP'Ō VALLEY ON THE ISLAND OF HAWAII," was offered by Senators Henderson, Wong, Aki, Chang, Hee, Cayetano, Matsuura, Toguchi, Abercrombie, Kuroda, McMurdo, George, B. Kobayashi, Cobb, Soares, Machida, Hagino, Fernandes Salling, Solomon, Young and A. Kobayashi.

S.R. No. 197, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO STUDY THE IMPACT OF REGULATING SALT-WATER SHORELINE FISHING," was offered by Senator Henderson.

S.R. No. 198, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO A IMPLEMENT ONE-WEEK TEACHER DEVELOPMENT WORKSHOP TO FAMILIARIZE THEMSELVES WITH NEW TEACHING METHODS AND TO UTILIZE COMMUNITY AND BUSINESS LEADERS AS RESOURCES," was offered by Senator Hagino.

S.R. No. 199, entitled: "SENATE RESOLUTION REQUESTING PRESIDENT REAGAN TO CONDUCT A FUTURE SUMMIT MEETING WITH GENERAL SECRETARY GORBACHEV IN HAWAII,"

was offered by Senator Wong.

S.R. No. 200, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF MOVING THE HONOLULU ZOO," was offered by Senators Wong, Cobb, Kuroda, Hee, Yamasaki, Aki, Fernandes Salling, Soares, A. Kobayashi, Machida, Chang, Kawasaki, Solomon, Matsuura, George, Henderson, Cayetano and Abercrombie.

S.R. No. 201, entitled: "SENATE RESOLUTION REQUESTING A STUDY BY THE DEPARTMENT OF EDUCATION ON THE FEASIBILITY OF ESTABLISHING CHILDREN'S MUSEUMS," was offered by Senators Wong and Toguchi.

S.R. No. 202, entitled: "SENATE RESOLUTION REQUESTING THE STATE POLICY COUNCIL TO STUDY THE FEASIBILITY OF EXPANDING THE HAWAII OCEAN CENTER CONCEPT BY INCLUDING MAJOR OCEAN EXHIBITS AND DISPLAYS IN THE ACTUAL MARINE ENVIRONMENT," was offered by Senator Toguchi.

S.R. No. 203, entitled: "SENATE RESOLUTION REQUESTING THE STATE DIRECTOR OF TAXATION AND THE FINANCE DIRECTORS OF THE VARIOUS COUNTIES TO PROVIDE IMMEDIATE RELIEF TO VICTIMS OF DESIGNATED NATURAL DISASTER AREAS," was offered by Senators Henderson and Solomon.

S.R. No. 204, entitled: "SENATE RESOLUTION COMMENDING THE GOVERNOR'S NATIVE HAWAIIAN ADVISORY PANEL AND URGING STRONG SUPPORT FOR ITS CONTINUATION," was offered by Senator Holt.

ADJOURNMENT

At 4:30 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., Wednesday, April 9, 1986.

FIFTY-THIRD DAY

Wednesday, April 9, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:41 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Terry Cook, Captain, United States Army, after which the Roll was called showing all Senators present with the exception of Senator Aki who was excused.

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

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

Senator Mizuguchi introduced a group of students from Aiea High School's "English as a Second Language" program and their teachers, Mrs. Evelyn Kawano and Mrs. Denise Villafior, wife of Senate Sergeant-at-Arms Ben Villafior.

Senator Soares then introduced Dr. Jose Luiz Gomes, Charge D'Affaires of the Government of Portugal and remarked as follows:

"Members of the Senate, Ambassador Gomes has held many important posts in his government, most recently as foreign affairs advisor to the prime minister and as deputy chief of mission of the Embassy of Portugal in Washington.

"Ambassador Gomes is in Hawaii for several days of meetings with members of the Portuguese community and this past Sunday was an honored guest at the dedication of the 'Padrao,' a permanent monument erected on Fort Street Mall to commemorate the immigration of the Portuguese to Hawaii and in appreciation for the opportunities they found here."

Dr. Gomes rose to be recognized together with Mrs. Linda Cravalho, honorary vice consul of the Government of Portugal, and Mrs. Edna Robello Ryan, who accompanied him.

Senator Kawasaki introduced Mr. Hendrik G. Wynands who was honored with a Senate Certificate for his outstanding contributions to both the film industry and Hawaii's economy. Senator Kawasaki said that Mr. Wynands is president of Wynands Productions, Inc., a California corporation, which specializes in designing and constructing motion picture and television sets, and read portions of the Senate Certificate.

The honoree rose to be recognized and

was presented the congratulatory certificate by Senator Kawasaki and a lei by Senator Fernandes Salling.

Senator Kawasaki also introduced Miss Katie King, president of Resource Pacific Corporation, who was presented with a lei by Senator Abercrombie, and Mr. Kimo McVay, both of whom accompanied Mr. Wynands.

Senator Hee, at this time, introduced Mrs. Linda Wong who also accompanied Mr. Wynands.

Senator Kuroda, on behalf of the Senate, introduced members of the Oceania Pacific delegation who are in Hawaii to attend the Governor/Mayors' Prayer Breakfast on Thursday morning, April 10th, as follows: the Honorable Mari Kapi, Deputy Chief Justice, Pua, New Guinea; the Honorable Father John Momis, member of the National Parliament of Papua, New Guinea; the Honorable Max Bushby, Speaker of the House and 24-year member of the Tasmanian State Legislature; the Honorable Solomoni Momoivalu, member of the Parliament of Fiji and leader of the government members; the Honorable Johny David, Lt. Governor of the Federated States of Micronesia; and Dr. Gilbert McArthur, coordinator of the Oceania Pacific delegation. Senator Kuroda added that "the delegation will also be attending a conference at Turtle Bay Hilton to discuss matters of mutual interest of civic and oceanic concerns."

The Oceania Pacific delegation and Dr. McArthur rose to be recognized.

Senator Chang then introduced 16 junior and senior political science students from his alma mater, McKinley High School, who were accompanied by their teacher, Leimomi Stender, and Pauahi Baldomero who is an observation and participation student from Chaminade University.

At 11:54 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.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 317 to 330) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 317, submitting for consideration and confirmation to the Consumer Advisory Council, the

nominations of:

Fritz L. Klattenhoff and Marie Wunsch, term to expire June 30, 1988; and

Martha Hanako Luna Goo, Richard C. Lim, Barry Utsumi and Richard H. Oshiro, terms to expire June 30, 1990,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 318, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of Gregg K. Natori, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 319, submitting for consideration and confirmation to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, the nominations of:

George K. Nishimura and Stanley J. Shigemura, terms to expire June 30, 1990; and

Kataichi Ninomiya, term to expire June 30, 1987,

was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 320, submitting for consideration and confirmation to the Real Estate Commission, the nomination of Yukio Takeya, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 321, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of Bjarne N. Folling, D.V.M., term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 322, submitting for consideration and confirmation to the Honolulu Subarea Health Planning Council, the nomination of Leonard P. Paresa Jr., term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 323, submitting for consideration and confirmation to the State Emergency Medical Services Advisory Committee, the nomination of Donna R. Ching, Ph.D., term to expire June 30, 1990, was referred to the Committee on Health.

Gov. Msg. No. 324, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, the nomination of Miyono Kunioka, term to expire June 30, 1990, was

referred to the Committee on Health.

Gov. Msg. No. 325, submitting for consideration and confirmation to the Advisory Council for Children and Youth, the nomination of James J.M. Misajon, term to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 326, submitting for consideration and confirmation to the Advisory Council for Community Services, the nominations of:

James A. Torres, Chhany Sak-Humphry, Amefil Agbayani and Fred Soriano, terms to expire June 30, 1987;

Roy T. Nishida, George K. Ikeda, Douglas Dan Watanabe and Grace C. Oness, terms to expire June 30, 1988; and

George Yokoyama, Ruby L. Hargrave and G. Riki Hokama, terms to expire June 30, 1989,

was referred to the Committee on Human Services.

Gov. Msg. No. 327, submitting for consideration and confirmation to the Board of Registration, Island of Oahu, the nomination of Victor C. Mon, term to expire June 30, 1990, was referred to the Committee on Judiciary.

Gov. Msg. No. 328, submitting for consideration and confirmation to the Board of Trustees, Employees' Retirement System, the nomination of Fred B. Smales, term to expire January 1, 1991, was referred to the Committee on Labor and Employment.

Gov. Msg. No. 329, submitting for consideration and confirmation to the Stadium Authority, the nominations of J.W.A. Buyers, Eddie Lapa and Ray B. Milici, terms to expire June 30, 1990, was referred to the Committee on Tourism and Recreation.

Gov. Msg. No. 330, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of Rose T. Ohashi, term to expire June 30, 1990, was referred to the Committee on Transportation.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 490 to 494) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 490, informing the Senate that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 832, H.D. 1, and the request for a conference on the subject

matter of said amendments, on April 8, 1986, the Speaker appointed Representative Say, chairman, Crozier, Honda, Tajiri and Pfeil as managers on the part of the House for the consideration of said amendments, was placed on file.

Hse. Com. No. 491, informing the Senate that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 105, H.D. 1, and the request for a conference on the subject matter of said amendments, on April 8, 1986, the Speaker appointed Representatives Tom, chairman, Apo, Hashimoto, Metcalf and Medeiros as managers on the part of the House for the consideration of said amendments, was placed on file.

Hse. Com. No. 492, informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2038-86, S.D. 1, and the request for a conference on the subject matter of said amendments, on April 8, 1986, the Speaker appointed Representatives Tom, chairman, Blair, Hashimoto, Metcalf and Medeiros as managers on the part of the House for the consideration of said amendments, was placed on file.

Hse. Com. No. 493, informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 8, S.D. 1, and the request for a conference on the subject matter of said amendments, on April 8, 1986, the Speaker appointed Representatives Tom, chairman, Apo, Hashimoto, Metcalf and Medeiros as managers on the part of the House for the consideration of said amendments, was placed on file.

Hse. Com. No. 494, informing the Senate that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2290-86, S.D. 1, and the request for a conference on the subject matter of said amendments, on April 8, 1986, the Speaker appointed Representatives Tom, chairman, Hirono, Metcalf, Taniguchi and Medeiros as managers on the part of the House for the consideration of said amendments, was placed on file.

MATTERS DEFERRED FROM TUESDAY, APRIL 8, 1986

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 137:

On motion by Senator B. Kobayashi, seconded by Senator Solomon and carried, S.C.R. No. 137, entitled: "SENATE CONCURRENT RESOLUTION

RECOGNIZING HAWAII'S PROFESSIONAL NURSES AND DESIGNATING MAY 6, 1986, AS NURSES DAY IN HAWAII AND MAY 4 THROUGH 10, 1986 AS NURSES WEEK IN HAWAII," was adopted.

Senate Concurrent Resolution No. 140:

On motion by Senator Chang, seconded by Senator Soares and carried, S.C.R. No. 140, entitled: "SENATE CONCURRENT RESOLUTION DECLARING APRIL TO BE 'PUT A SMILE BACK WHERE IT BELONGS' MONTH," was adopted.

SENATE RESOLUTIONS

Senate Resolution No. 170:

On motion by Senator B. Kobayashi, seconded by Senator Solomon and carried, S.R. No. 170, entitled: "SENATE RESOLUTION RECOGNIZING HAWAII'S PROFESSIONAL NURSES AND DESIGNATING MAY 6, 1986 AS NURSES DAY IN HAWAII, AND MAY 4 THROUGH 10, 1986 AS NURSES WEEK IN HAWAII," was adopted.

Senate Resolution No. 174:

On motion by Senator Chang, seconded by Senator Soares and carried, S.R. No. 174, entitled: "SENATE RESOLUTION DECLARING APRIL TO BE 'PUT A SMILE BACK WHERE IT BELONGS' MONTH," was adopted.

CONFERENCE COMMITTEE REPORT

Senator Chang, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1954-86, presented a report (Conf. Com. Rep. No. 1-86) recommending that H.B. No. 1954-86, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article XVII, Section 3, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1 and H.B. No. 1954-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO CHANGE THE LEGISLATIVE SESSION RECESS REQUIREMENT," was deferred until Friday, April 18, 1986.

STANDING COMMITTEE REPORTS

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 861-86) recommending that the Senate advise and consent to the nominations of Bill Salser, Bruce Smith, Ed McSweeney, Ph.D., Glenn Tanoue, Robert Hanohano, George Lockwood and William Rowland, to the Hawaii Aquaculture

Advisory Council, in accordance with Gov. Msg. No. 228.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 861-86 and Gov. Msg. No. 228 was deferred until Thursday, April 10, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 862-86) recommending that the Senate advise and consent to the nominations Alex Napier Jr. and Yoshito Takamine to the Governor's Agriculture Coordinating Committee, in accordance with Gov. Msg. No. 227.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 862-86 and Gov. Msg. No. 227 was deferred until Thursday, April 10, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 863-86) recommending that the Senate advise and consent to the nomination of Lelan C. Nishek to the Advisory Committee on Flowers and Foliage, in accordance with Gov. Msg. No. 131.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 863-86 and Gov. Msg. No. 131 was deferred until Thursday, April 10, 1986.

Senators Solomon and Aki, for the Committee on Agriculture and the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 864-86) recommending that Senate Concurrent Resolution No. 14, 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. 14, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A PLAN TO ALLOW QUALIFIED PERMITEES AND LESSEES OF AGRICULTURAL LANDS TO REMAIN ON SUCH LANDS," was adopted.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 865-86) recommending that House Bill No. 1981-86 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. 1981-86, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE OF ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 10, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 866-86) recommending that Senate Concurrent Resolution No. 58 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. 58, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF A LEASE, TOGETHER WITH AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 867-86) recommending that Senate Concurrent Resolution No. 36, 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. 36, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON POSSIBLE STATE AND FEDERAL GOVERNMENTAL ACTIONS TO ACHIEVE AN EFFECTIVE MANAGEMENT ROLE FOR THE STATE OF HAWAII IN THE EXCLUSIVE ECONOMIC ZONE," was adopted.

Senator Aki, for the majority of the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 868-86) recommending that House Bill No. 1763-86, H.D. 1, 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 majority of the Committee was adopted and H.B. No. 1763-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL LOANS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 10, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 869-86) recommending that House Bill No. 1720-86 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. 1720-86, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES OF PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading on

Thursday, April 10, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 870-86) recommending that House Bill No. 2005-86 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. 2005-86, entitled: "A BILL FOR AN ACT RELATING TO APPLICATION PROCEDURES FOR ENVIRONMENTAL PERMITS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 871-86) recommending that House Bill No. 2043-86 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. 2043-86, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 872-86) recommending that House Bill No. 1802-86, H.D. 1, 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. 1802-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 10, 1986.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 873-86) recommending that the Senate advise and consent to the nominations of the following:

Lyn Kux to the State Council on Mental Health and Substance Abuse, in accordance with Gov. Msg. No. 104;

James K. Ikeda to the Technical Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 105;

Akira Tanaka to the Board of Radiologic Technologists, in accordance with Gov. Msg. No. 151;

Roger B. Brault, M.D., and Doris Segal

Matsunaga to the Board of Health, in accordance with Gov. Msg. No. 163;

Judith A. Naniole and Francis Okita to the Honolulu Subarea Health Planning Council, in accordance with Gov. Msg. No. 164;

Alan Yoshida to the Central Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 165;

Claudette G. Mulder to the Windward Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 166;

Robert K. Mole to the Waianae Coast Subarea Health Planning Council, in accordance with Gov. Msg. No. 167;

Herbert Nakasone, Judith Mikami, Mamoru Tofukuji, M.D., Bert Ken Akitake, M.D., and Richard Higashi to the Maui County Subarea Health Planning Council, in accordance with Gov. Msg. No. 168;

Jo-Alyce Peterson, Ph.D., and Thomas Culbertson to the State Planning Council on Developmental Disabilities, in accordance with Gov. Msg. No. 169;

Peter Halford, M.D., and Eugene K. Kawaguchi, M.D., to the State Emergency Medical Services Advisory Committee, in accordance with Gov. Msg. No. 170;

Kenneth Ishizaki, Wallace Miyahira, Bert Y. Kimura, Ph.D., and R. Chris Jansen to the Environmental Council, in accordance with Gov. Msg. No. 171;

Eloise Wetherall, Paula Purington and Josephine G. Epstein to the Commission on the Handicapped, in accordance with Gov. Msg. No. 172;

Jean L.J. Lum, Ph.D., to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, in accordance with Gov. Msg. No. 173;

Herbert H. Sakakihara to the County Hospital Management Advisory Committee, Maui County Hospital System, in accordance with Gov. Msg. No. 174;

Ludvina Takahashi and Jose S.L. Valencia, M.D., to the County Hospital Management Advisory Committee, Kauai County Hospital System, in accordance with Gov. Msg. No. 175;

Kazu Hayashida and James Nakatani to the Technical Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 176;

Sherwood R.H. Greenwell, Jitsuo Kotake and Fred Y. Fujimoto to the County Hospital Management Advisory Committee, Hawaii County Hospital System, in accordance with Gov. Msg. No. 211;

Melvin K. Kumasaka to the Drug Product Selection Board, in accordance with Gov. Msg. No. 238;

Kimie Lane and Pepito Ragasa to the County Hospital Management Advisory Committee, Maui County Hospital System, in accordance with Gov. Msg. No. 239; and

Kathy Fogarty to the Board of Radiologic Technologists, in accordance with Gov. Msg. No. 240.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 873-86 and Gov. Msg. Nos. 104, 105, 151, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 211, 238, 239 and 240 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 874-86) recommending that the Senate advise and consent to the nominations of the following:

Dennis Kuwabara, O.D., to the Board of Examiners in Optometry, in accordance with Gov. Msg. No. 149;

Joso Uyetake to the Board of Hearing Aid Dealers and Fitters, in accordance with Gov. Msg. No. 204;

Kathleen N. Kamo to the Board of Dispensing Opticians, in accordance with Gov. Msg. No. 232;

Arthur K. Kusumoto to the Board of Examiners in Optometry, in accordance with Gov. Msg. No. 233;

Betty K. Uehara, Irene Shimomura and Jonna D. Zane to the Board of Speech Pathology and Audiology, in accordance with Gov. Msg. No. 234; and

Stella Satake to the Board of Speech Pathology and Audiology, in accordance with Gov. Msg. No. 250.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 874-86 and Gov. Msg. Nos. 149, 204, 232, 233, 234 and 250 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 875-86) recommending that the Senate advise and consent to the nominations of the

following:

Pamela S. Kimura, Melvin M. Kaetsu, Kwan H. Kuh and Nathan Paco to the Consumer Advisory Council, in accordance with Gov. Msg. No. 201; and

Sharon Moriwaki and Elaine G. Evans to the CATV Advisory Council, in accordance with Gov. Msg. No. 202.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 875-86 and Gov. Msg. Nos. 201 and 202 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 876-86) recommending that the Senate advise and consent to the nominations of the following:

Marvin Sagum to the Contractors License Board, in accordance with Gov. Msg. No. 136;

Herbert K. Endo and K. David Malama to the Board of Electricians and Plumbers, in accordance with Gov. Msg. No. 140;

John Lopes to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 141;

Jerry Michael Hiatt to the Board of Registration of Professional Engineers, Architects, Land Surveyors, and Landscape Architects, in accordance with Gov. Msg. No. 142;

Clyde Akina and John T. Komeiji to the Motor Vehicle Repair Industry Board, in accordance with Gov. Msg. No. 145;

Malcolm Koga to the Contractors License Board, in accordance with Gov. Msg. No. 203; and

Hugh H. Willocks to the Contractors License Board, in accordance with Gov. Msg. No. 274.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 876-88 and Gov. Msg. Nos. 136, 140, 141, 142, 145, 203 and 274 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 877-86) recommending that the Senate advise and consent to the nominations of the following:

Clifford Tamura to the Boxing Commission, in accordance with Gov. Msg. No. 134; and

Edmund C.K. Lum, M.D., to the Boxing Commission, in accordance with Gov. Msg. No. 273.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 877-86 and Gov. Msg. Nos. 134 and 273 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 878-86) recommending that the Senate advise and consent to the nominations of the following:

Donald F. Kaye to the Board of Barbers, in accordance with Gov. Msg. No. 133;

Esther C. Izu to the Board of Cosmetology, in accordance with Gov. Msg. No. 137;

Ken H. Takayama to the Board of Cosmetology, in accordance with Gov. Msg. No. 230; and

Harold M. Nakamoto and Richard H. Kawano to the Board of Barbers, in accordance with Gov. Msg. No. 247.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 879-86 and Gov. Msg. No. 133, 137, 230 and 247 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 879-86) recommending that the Senate advise and consent to the nominations of the following:

Walter T.Y. Lau and Manuel R. Sylvester to the Board of Public Accountancy, in accordance with Gov. Msg. No. 132;

Patrick Petti to the Credit Union Review Board, in accordance with Gov. Msg. No. 138;

Edward B. Beidleman and Calvin C. Fujita to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 205;

Joseph Carvalho to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 206; and

Alexander K. Cho to the Board of Private Detectives and Guards, in accordance with Gov. Msg. No. 275.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 879-86 and Gov. Msg. Nos. 132, 138, 205, 206 and 275 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on

Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 880-86) recommending that the Senate advise and consent to the nominations of the following:

Mark K. Ono, Elroy K. Chong, Ronald Y. Honda, Dennis M. Crowley, M.D., and Joni S. Kanazawa to the Board of Physical Therapy, in accordance with Gov. Msg. No. 103;

John T. Rathjen, D.C., to the Board of Chiropractic Examiners, in accordance with Gov. Msg. No. 135;

Edson Hoo to the Board of Massage, in accordance with Gov. Msg. No. 143;

Rodney Chun, N.D., to the Board of Examiners in Naturopathy, in accordance with Gov. Msg. No. 146;

Joal A. Dunston to the Board of Certification for Practicing Psychologists, in accordance with Gov. Msg. No. 150;

Sharon M. Young to the Board of Chiropractic Examiners, in accordance with Gov. Msg. No. 229; and

Jean Adair-Leland, Ph.D., to the Board of Certification for Practicing Psychologists, in accordance with Gov. Msg. No. 270.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 880-86 and Gov. Msg. Nos. 103, 135, 143, 146, 150, 229 and 270 was deferred until Thursday, April 10, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 881-86) recommending that Senate Concurrent Resolution No. 52 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. 52, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT CONGRESS ESTABLISH FEDERAL REGULATION OF THE REINSURANCE INDUSTRY," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 882-86) recommending that Senate Resolution No. 76 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 76, entitled: "SENATE RESOLUTION REQUESTING THAT CONGRESS ESTABLISH FEDERAL REGULATION OF

THE REINSURANCE INDUSTRY," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 883-86) recommending that Senate Resolution No. 15 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 15, entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION OF COMPLAINTS AGAINST THE ADMINISTRATION OF THE LEMON LAW," was adopted.

ORDER OF THE DAY

MATTER DEFERRED FROM TUESDAY, APRIL 8, 1986

Stand. Com. Rep. No. 860-86 (Gov. Msg. No. 152, 153, 154, 209, 155, 210, 156, 208, 157, 207, 235, 252 and 276):

Senator Cobb moved that Stand. Com. Rep. No. 860-86 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:

Moses Kealoha to the Board of Land and Natural Resources, term to expire June 30, 1990;

Winona Rubin, Lawrence Chun and Frederick P. Whittemore to the Land Use Commission, term to expire June 30, 1990;

Gerald H. Kang to the Aquatic Life and Wildlife Advisory Committee, County of Hawaii, term to expire June 30, 1990;

Henry Ota to the Aquatic Life and Wildlife Advisory Committee, County of Hawaii, term to expire June 30, 1990;

Stanley Y. Oshima and Edwin K. Yokouchi to the Aquatic Life and Wildlife Advisory Committee, County of Maui, term to expire June 30, 1990;

J. Leolani Abdul Killion to the Aquatic Life and Wildlife Advisory Committee, County of Maui, term to expire June 30, 1990;

Glenn Y. Ikemoto and Herbert H. Honjo to the Aquatic Life and Wildlife Advisory Committee, County of Kauai, term to expire June 30, 1990;

Edwin A. Ebisui Jr. to the Aquatic Life and Wildlife Advisory Committee, City and County of Honolulu, term to expire June 30, 1990;

Thomas Moore and Kwock Tim Yee to the Board of Directors, High Technology Development Corporation, term to expire June 30, 1990;

Richard C. Wass, Ph.D., and Kenneth Y. Kaneshiro, Ph.D., to the Animal Species Advisory Commission, term to expire June 30, 1990;

Kilikia Alvina Park to the Hawaiian Homes Commission, term to expire June 30, 1990;

Ralph H. Takafuji to the Hawaii Fisheries Coordinating Council, term to expire June 30, 1988;

Frank L. Peterson, Ph.D., and Kenneth M. Nagata to the Natural Area Reserves System Commission, term to expire June 30, 1990; and

M. Lee Goff, Ph.D., to the Natural Area Reserves System Commission, term to expire June 30, 1989,

seconded by Senator Soares.

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

Ayes, 23. Noes, none. Excused, 2 (Aki and McMurdo).

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Tuesday, April 8, 1986:

Senate Concurrent Resolutions	Referred to:		
No. 112 Higher Education	Committee	on	
No. 113 Government Operations	Committee	on	
No. 114 Economic Development	Committee	on	
No. 115 Judiciary	Committee	on	
No. 116 Health	Committee	on	
No. 117 Judiciary	Committee	on	
No. 118 Judiciary	Committee	on	
No. 119	Committee	on	

Judiciary			No. 145	Committee	on
			Economic Development		
No. 120	Committee	on	No. 146	Committee	on
Human Services			Economic Development		
No. 121	Committee	on	No. 147	Committee	on
Judiciary			Economic Development		
No. 122	Committee	on	No. 148	Committee	on
Health			Economic Development		
No. 123	Committee	on	No. 149	Committee	on
Consumer Protection and Commerce			Legislative Management		
No. 124	Committee	on	No. 150	Committee	on
Judiciary			Economic Development		
No. 125	Committee	on	No. 151	Committee	on
Health			Agriculture		
No. 126	Committee	on	No. 152	Committee	on
Transportation			Consumer Protection and Commerce		
No. 127	Committee	on	No. 153	Committee	on
Education			Government Operations		
No. 128	Committee	on	No. 154	Committee	on
Health			Health		
No. 129	Committee	on	No. 155	Committee	on
Tourism and Recreation			Education		
No. 130	Committee	on	No. 156	Committee	on
Government Operations			Economic Development		
No. 131	Committee	on	No. 157	Committee	on
Economic Development			Economic Development		
No. 132	Committee	on	No. 158	Committee	on
Economic Development			Economic Development		
No. 133	Committee	on	No. 159	Committee	on
Tourism and Recreation			Transportation		
No. 134	Committee	on	No. 160	Committee	on
Agriculture			Government Operations		
No. 135	Committee	on	No. 161	Committee	on
Higher Education			Tourism and Recreation		
No. 136	Committee	on	No. 162	Committee	on
Health			Education		
No. 138	Committee	on	No. 163	Committee	on
Consumer Protection and Commerce			Legislative Management		
No. 139	Committee	on	No. 164	Committee	on
Judiciary			Tourism and Recreation		
No. 141	Committee	on	No. 165	Committee on Ways	
Government Operations			and Means		
No. 142	Committee	on			
Human Services					
No. 143	Committee	on			
Judiciary					
No. 144	Committee	on			
Transportation					

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Tuesday, April 8, 1986:

Senate Resolutions	Referred to:		No. 161 Health	Committee	on
No. 140 Education	Committee	on	No. 162 Tourism and Recreation	Committee	on
No. 141 Government Operations	Committee	on	No. 163 Government Operations	Committee	on
No. 142 Economic Development, then to Committee on Legislative Management	Committee	on the	No. 164 Economic Development	Committee	on
No. 143 Labor and Employment	Committee	on	No. 165 Economic Development	Committee	on
No. 144 Labor and Employment	Committee	on	No. 166 Economic Development	Committee	on
No. 145 Labor and Employment	Committee	on	No. 167 Agriculture, then to the Committee on Legislative Management	Committee	on
No. 146 Labor and Employment	Committee	on	No. 168 Agriculture, then to the Committee on Legislative Management	Committee	on
No. 147 Labor and Employment	Committee	on	No. 169 Health	Committee	on
No. 148 Judiciary, then to the Committee on Legislative Management	Committee	on	No. 171 Health	Committee	on
No. 149 Health	Committee	on	No. 172 Judiciary	Committee	on
No. 150 Judiciary	Committee	on	No. 173 Government Operations	Committee	on
No. 151 Judiciary	Committee	on	No. 175 Human Services, then to the Committee on Legislative Management	Committee	on
No. 152 Judiciary	Committee	on	No. 176 Judiciary	Committee	on
No. 153 Human Services	Committee	on	No. 177 Transportation, then to the Committee on Legislative Management	Committee	on
No. 154 Judiciary, then to the Committee on Legislative Management	Committee	on	No. 178 Economic Development	Committee	on
No. 155 Health, then to the Committee on Legislative Management	Committee	on	No. 179 Economic Development	Committee	on
No. 156 Consumer Protection and Commerce	Committee	on	No. 180 Economic Development	Committee	on
No. 157 Judiciary	Committee	on	No. 181 Economic Development	Committee	on
No. 158 Health	Committee	on	No. 182 Legislative Management	Committee	on
No. 159 Transportation	Committee	on	No. 183 Economic Development	Committee	on
No. 160 Education	Committee	on	No. 184 Agriculture	Committee	on

No. 185 Tourism and Recreation	Committee	on	waiver of the 48-hour Notice of a Public Hearing for the subjects listed on the agenda of the Senate Ways and Means Conference Committee's hearing notice for Thursday, April 10, 1986 and Friday, April 11, 1986, and the President granted the waiver.
No. 186 Higher Education	Committee	on	
No. 187 Energy	Committee	on	Senator Yamasaki, chairman of the Committee on Ways and Means, also requested a waiver of the 48-hour Notice of a Public Hearing on S.C.R. No. 165 and S.R. 203, and the President granted the waiver.
No. 188 Consumer Protection and Commerce	Committee	on	
No. 189 Transportation	Committee	on	Senator Kuroda, chairman of the Committee on Tourism and Recreation, then requested a waiver of the 48-hour Notice of a Public Hearing on S.C.R. Nos. 129, 133 and 164, and S.R. Nos. 162 and 200, and the President granted the waiver.
No. 190 Government Operations	Committee	on	
No. 191 Health	Committee	on	
No. 192 Judiciary, then to the Committee on Legislative Management	Committee	on	Senator Kuroda, chairman of the Committee on Tourism and Recreation, also requested a waiver of the 48-hour Notice of a Public Hearing of the Conference Committee hearing on H.B. 832, H.D. 1, S.D. 1, and the President granted the waiver.
No. 193 Health	Committee	on	
No. 194 Education	Committee	on	At 12:04 o'clock p.m., the Senate stood in recess subject to the call of the Chair.
No. 195 Economic Development	Committee	on	The Senate reconvened at 12:10 o'clock p.m.
No. 196 Economic Development	Committee	on	Senator Cayetano, chairman of the Committee on Transportation, then requested a waiver of the 48-hour Notice of a Public Hearing on S.C.R. No. 159 and S.R. No. 189, and the President granted the waiver.
No. 197 Economic Development	Committee	on	
No. 198 Education	Committee	on	Senator Cobb, chairman of the Committee on Consumer Protection and Commerce, requested a waiver of the 48-hour Notice of a Public Hearing on Gov. Msg. Nos. 317, 318, 319, 320 and 321, and the President granted the waiver.
No. 199 Government Operations	Committee	on	
No. 200 Tourism and Recreation	Committee	on	
No. 201 Education	Committee	on	
No. 202 Tourism and Recreation	Committee	on	
No. 203 and Means	Committee on Ways		
No. 204 Economic Development	Committee	on	

APPOINTMENT OF CONFEREES

In accordance with the disagreement of the House to the amendments proposed by the Senate to the following House bills, and the request for a conference on the respective subject matters thereof, the President appointed the following managers on the part of the Senate for the consideration of said amendments:

H.B. No. 1322 (S.D. 1) - Senators Cobb, chairman, Machida and Henderson;

H.B. No. 1767-86, H.D. 2 (S.D. 2) - Senator Cobb, chairman, B. Kobayashi, Matsuura, McMurdo and A. Kobayashi;

H.B. No. 2173-86, H.D. 1 (S.D. 1) - Senator Kuroda, chairman, Aki and George;

H.B. No. 2444-86 (S.D. 1) - Senator

At this time, Senator Kawasaki, chairman of the Committee on Government Operations, requested a waiver of the 48-hour Notice of a Public Hearing on S.C.R. No. 107, and the President granted the waiver.

Senator Yamasaki, chairman of the Committee on Ways and Means, requested a

Cayetano, chairman, Hagino and Toguchi;
and

H.B. No. 2714-86 (S.D. 1) - Senator Machida,
chairman, Holt and A. Kobayashi.

The Chair, at this time, made the
following observation:

"Members of the Senate, as mentioned by
the Majority Floor Leader, today is the 53rd
legislative day. The Regular Session of 1986
is scheduled to end next Friday, April 18th.

In order that we complete our business on
time, the Chair would like to urge all
conferees to proceed expeditiously with
their deliberations. Also, we will inform the
House that the Senate is prepared to go into
conference on both House and Senate bills."

ADJOURNMENT

At 12:17 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., Thursday, April 10, 1986.

FIFTY-FOURTH DAY

Thursday, April 10, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:40 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Chaplain John V. Harris, Major, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senator Wong who was excused.

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

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

Senator Young introduced a group of 75 students from Honowai Elementary School in Waipahu, accompanied by their teachers: Mrs. Karen Chang, Mrs. Edith Kido and Mrs. Ruth Hamada.

Senator Young then honored and introduced Mrs. Lillian Ito, who was accompanied by her husband Hiroyuki, and a group of friends and supporters sitting in the gallery, with the following remarks:

"Mr. Vice President and members of the Senate, I have a person who has given 34 years of service and dedication to the City and County of Honolulu, Department of Parks and Recreation. Through her efforts and innovative ideas, she has successfully implemented numerous elderly programs. Under her tenure with the Department of Parks and Recreation, 57 senior citizen clubs have been developed from which approximately 6,000 Hawaii elderly residents benefit daily.

"These programs include the Leisure Recreation Program which provides 2,000 meals per day at congregate dining sites, and the Social Security Speaker Program which serves to inform the elderly of pertinent events and issues. Her efforts in assisting the elderly with our community have been recognized by the United States Social Security Administration, and have honored Hawaii as a state compassionate to the needs of senior citizens. The Senate of Thirteenth Legislature of the State of Hawaii takes pride in recognizing this person, Lillian Ito."

The honoree rose to be recognized and was presented the Senate Certificate by Senator Young and a lei by Senator Mizuguchi. Mr. Ito was presented a lei by Senator McMurdo.

Senator A. Kobayashi, on behalf of Senator George and herself, introduced a group of 50 "vibrant, energetic and beautiful women" who are members of the Oahu

League of Republican Women, and Angie Stevens, president.

Senator A. Kobayashi also introduced five members of the Kapahulu Senior Citizens Club.

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

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 331 to 341) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 331, submitting for consideration and confirmation to the Board of Agriculture, the nominations of James K. AhLoy, Eusebio Lapenia Jr. and Roy A. Oyama, terms to expire June 30, 1990, was referred to the Committee on Agriculture.

Gov. Msg. No. 332, submitting for consideration and confirmation to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, the nomination of Elmer D. Phillips, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 333, submitting for consideration and confirmation to the Board of Cosmetology, the nomination of Carol E. Suzawa, term to expire June 30, 1989, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 334, submitting for consideration and confirmation to the Consumer Advisory Council, the nomination of Mary Shigeo Monden, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 335, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of Herbert Y. Arata, term to expire June 30, 1990, was referred to the Committee on Economic Development.

Gov. Msg. No. 336, submitting for consideration and confirmation to the Public Utilities Commission, the nomination of Clyde S. DuPont, term to expire June 30, 1992, was referred to the Committee on Economic Development.

Gov. Msg. No. 337, submitting for consideration and confirmation to the

Hawaii Education Council, the nominations of Barbara J. Furstenberg, Ph.D., Joyce S. Tsunoda, Ph.D., Vivian S.P. Ing and Magdaline Luna Kawatachi, terms to expire June 30, 1990, was referred to the Committee on Education.

Gov. Msg. No. 338, submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Kauai County Hospital System, the nomination of Joseph Blevins, term to expire June 30, 1988, was referred to the Committee on Health.

Gov. Msg. No. 339, submitting for consideration and confirmation to the Central Oahu Subarea Health Planning Council, the nominations of the following:

Doris Ahana and Karen Oshiro, terms to expire June 30, 1990; and

Dennis F. Tamashiro, term to expire June 30, 1988,

was referred to the Committee on Health.

Gov. Msg. No. 340, submitting for consideration and confirmation to the Advisory Council for Community Services, the nomination of Eduardo E. Malapit, term to expire June 30, 1990, was referred to the Committee on Human Services.

Gov. Msg. No. 341, submitting for consideration and confirmation to the Criminal Injuries Compensation Commission, the nomination of Naomi Reeves "Sister" Correa, term to expire June 30, 1990, was referred to the Committee on Human Services.

At this time, Senator Cobb rose on a point of parliamentary privilege and stated as follows:

"Mr. Vice President, I'd like to rise on a point of parliamentary privilege in response to governor's messages. It is getting rather late in the session and I would like to request the Governor's Office to please get all names of nominees to the Senate no later than tomorrow, if possible, because of the 48-hour notice requirement for scheduling public hearings. It will make it extremely difficult to take action on a nominee's name that is received Monday or Tuesday of next week."

The Chair responded as follows:

"Members of the Senate, I have been informed that this is the last group of nominations submitted by the Governor, so he did make it in time. In the future, we will advise the Governor that these names come down ahead of time so that due committee hearings and deliberations can be accorded each nominee. We will have a

communication sent to the Governor's Office."

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 495 to 591) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 495, transmitting House Concurrent Resolution No. 32, H.D. 1 which was adopted by the House of Representatives on April 9, 1986, was placed on file.

By unanimous consent, H.C.R. No. 32, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CONCERNING THE CITY AND COUNTY OF HONOLULU EMERGENCY AMBULANCE SERVICES AND THE UTILIZATION OF THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER," was referred to the Committee on Health.

Hse. Com. No. 496, transmitting House Concurrent Resolution No. 56, H.D. 1, which was adopted by the House of Representatives on April 9, 1986, was placed on file.

By unanimous consent, H.C.R. No. 56, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII DESIGN A PROGRAM TO TRAIN POLICE AND EMERGENCY MEDICAL PERSONNEL IN BASIC JAPANESE," was referred to the Committee on Higher Education.

Hse. Com. No. 497, transmitting House Concurrent Resolution No. 77, H.D. 1, which was adopted by the House of Representatives on April 9, 1986, was placed on file.

By unanimous consent, H.C.R. No. 77, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE CHAMBERS REMAIN OPEN DURING THE YEAR AFTER THE CLOSE OF THE REGULAR LEGISLATIVE SESSION," was referred to the Committee on Legislative Management.

Hse. Com. No. 498, transmitting House Concurrent Resolution No. 103, H.D. 1, which was adopted by the House of Representatives on April 9, 1986, was placed on file.

By unanimous consent, H.C.R. No. 103, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A LEGISLATIVE AGENCY STUDY," was referred to the Committee on Legislative Management.

Hse. Com. No. 499, transmitting House

Concurrent Resolution No. 105, H.D. 1, which was adopted by the House of Representatives on April 9, 1986, was placed on file.

By unanimous consent, H.C.R. No. 105, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO UPGRADE AMBULANCE AND EMERGENCY SERVICE TO THE HANAIEI/PRINCEVILLE AREA," was referred to the Committee on Health.

Hse. Com. Nos. 500 to 586, informing the Senate that the Speaker, on April 8, 1986, appointed managers on the part of the House for the consideration of amendments proposed by the Senate to the following House bills:

Hse. Com. No. 500 - H.B. No. 2580-86, H.D. 1 (S.D. 2): Representatives Kiyabu and Gaulty, co-chairmen, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 501 - H.B. No. 2608-86, H.D. 2 (S.D. 1): Representative Souki and Levin, co-chairmen, Honda, Kihano, Manegdeg, Nakasato, Oshiro, Shon, Anderson and Cavasso;

Hse. Com. No. 502 - H.B. No. 2624-86, H.D. 2 (S.D. 2): Representatives Kiyabu and Say, co-chairmen, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 503 - H.B. No. 2725-86, H.D. 1 (S.D. 2): Representatives Gaulty and Tom, co-chairmen, Apo, Cachola, D. Ige, Kihano, Menor, Metcalf, Liu and Medeiros;

Hse. Com. No. 504 - H.B. No. 2730-86 (S.D. 1): Representatives Andrews, chairman, Apo, Honda, Nakata and Isbell;

Hse. Com. No. 505 - H.B. No. 2752-86, H.D. 1 (S.D. 1): Representatives Souki and Tom, co-chairmen, Cachola, Hirono, Leong, Menor, Metcalf, Takamine, Isbell and Liu;

Hse. Com. No. 506 - H.B. No. 2760-86 (S.D. 1): Representatives Tom, chairman, Metcalf, Shito, Taniguchi and Medeiros;

Hse. Com. No. 507 - H.B. No. 2800-86, H.D. 2 (S.D. 2): Representatives Kiyabu and Shito, co-chairmen, Andrews, Blair, Bunda, Kihano, Lardizabal, Oshiro, Taniguchi, Isbell and Medeiros;

Hse. Com. No. 508 - H.B. No. 2805-86, H.D. 1 (S.D. 1): Representatives Kiyabu and Nakasato, co-chairmen, Cachola, Crozier, Kihano, Leong, Manegdeg,

Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 509 - H.B. No. 2219-86, H.D. 2 (S.D. 2): Representatives Kiyabu, chairman, Crozier, Kihano, Leong and Anderson;

Hse. Com. No. 510 - H.B. No. 2221-86, H.D. 2 (S.D. 2): Representatives Kiyabu and Tom, co-chairmen, Blair, Crozier, Hirono, Manegdeg, Metcalf, Souki, Kamali'i and Medeiros;

Hse. Com. No. 511 - H.B. No. 2246-86, H.D. 2 (S.D. 1): Representatives Gaulty, chairman, Cachola, D. Ige, Leong and Liu;

Hse. Com. No. 512 - H.B. No. 2280-86, H.D. 2 (S.D. 1): Representatives Souki and Tungpalan, co-chairmen, Manegdeg, Oshiro, Takamine, Anderson and Medeiros;

Hse. Com. No. 513 - H.B. No. 2282-86 (S.D. 1): Representatives Andrews, chairman, Crozier, Hagino, Metcalf and Kamali'i;

Hse. Com. No. 514 - H.B. No. 2284-86, H.D. 2 (S.D. 1): Representatives Andrews and Souki, co-chairmen, Apo, Crozier, Nakata, Shon, Tajiri, Isbell and Pfeil;

Hse. Com. No. 515 - H.B. No. 2596-86 (S.D. 1): Representatives Taniguchi, chairman, Nakasato, Oshiro and Hemmings;

Hse. Com. No. 516 - H.B. No. 1388, H.D. 1 (S.D. 1): Representatives Shito, chairman, Apo, Bunda, Hashimoto, Tom and Liu;

Hse. Com. No. 517 - H.B. No. 1493 (S.D. 3): Representatives Tom, chairman, Hirono, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 518 - H.B. No. 1663-86, H.D. 2 (S.D. 1): Representatives Kiyabu, Levin and Gaulty, co-chairmen, Hirono, D. Ige, Lardizabal, Leong, Nakasato, Onouye, Pfeil, Shon, Souki, Tajiri, Isbell and Liu;

Hse. Com. No. 519 - H.B. No. 1665-86, H.D. 2 (S.D. 1): Representatives Kiyabu and Levin, co-chairmen, Cachola, Crozier, Onouye, Say, Shon, Tajiri, Yoshimura, Anderson and Hemmings;

Hse. Com. No. 520 - H.B. No. 1666-86, H.D. 2 (S.D. 2): Representatives Kiyabu and Levin, co-chairmen, Cachola, Crozier, Leong, Lindsey, Onouye, Shon, Isbell and Pfeil;

Hse. Com. No. 521 - H.B. No. 2845-86, H.D. 2 (S.D. 1): Representatives Shito, chairman, Blair, Hirono, Metcalf and Medeiros;

Hse. Com. No. 522 - H.B. No. 1680-86, H.D. 1 (S.D. 1): Representatives Gaulty and Tom, co-chairmen, Hirono, D. Ige, Leong, Menor, Metcalf, Tungpalan, Jones and Liu;

Hse. Com. No. 523 - H.B. No. 1687-86, H.D. 2 (S.D. 2): Representatives Hashimoto and Kiyabu, co-chairmen, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell, Jones and Kamali'i;

Hse. Com. No. 524 - H.B. No. 1688-86, H.D. 1 (S.D. 2): Representatives Tom, chairman, Hashimoto, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 525 - H.B. No. 1691-86, H.D. 2 (S.D. 1): Representatives Kiyabu and Tom, co-chairmen, Apo, Hirono, Lardizabal, Metcalf, Souki, Tajiri, Anderson and Medeiros;

Hse. Com. No. 526 - H.B. No. 1692-86, H.D. 2 (S.D. 2): Representatives Tom and Bunda, co-chairmen, Hashimoto, Hirono, Kiyabu, Metcalf, Shito, Taniguchi, Cavasso and Medeiros;

Hse. Com. No. 527 - H.B. No. 1694-86, H.D. 1 (S.D. 2): Representatives Kiyabu and Shito, co-chairmen, Bunda, Hirono, Kihano, Souki, Tajiri, Taniguchi, Tom, Isbell and Liu;

Hse. Com. No. 528 - H.B. No. 1695-86 (S.D. 1): Representatives Shito, chairman, Apo, Hashimoto, Hirono, Metcalf and Medeiros;

Hse. Com. No. 529 - H.B. No. 1697-86, H.D. 2 (S.D. 2): Representatives Kiyabu and Honda, co-chairmen, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 530 - H.B. No. 1706-86, H.D. 1 (S.D. 1): Representatives Kiyabu and Andrews, co-chairmen, Crozier, Nakata, Tajiri and Kamali'i;

Hse. Com. No. 531 - H.B. No. 2468-86, H.D. 2 (S.D. 2): Representatives Say, Tom and Kiyabu, co-chairmen, Apo, Crozier, Souki, Tajiri, Jones and Kamali'i;

Hse. Com. No. 532 - H.B. No. 2495-86, H.D. 2 (S.D. 1): Representatives Kiyabu, chairman, Crozier, Oshiro, Souki and Anderson;

Hse. Com. No. 533 - H.B. No. 2501-86, H.D. 1 (S.D. 2): Representatives Hashimoto, Kiyabu and Shito, co-chairmen, Kihano and Liu;

Hse. Com. No. 534 - H.B. No. 2513-86,

H.D. 2 (S.D. 1): Representatives Andrews, Bunda and Hashimoto, co-chairmen, Honda and Isbell;

Hse. Com. No. 535 - H.B. No. 2525-86, H.D. 1 (S.D. 1): Representatives Shito, chairman, Blair, Bunda, Hashimoto, Metcalf and Liu;

Hse. Com. No. 536 - H.B. No. 2549-86, H.D. 2 (S.D. 2): Representatives Tungpalan, Shito and Kiyabu, co-chairmen, Bunda, Crozier, Oshiro, Souki, Anderson and Jones;

Hse. Com. No. 537 - H.B. No. 2561-86 (S.D. 1): Representatives Tom, chairman, Hashimoto, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 538 - H.B. No. 1945-86, H.D. 1 (S.D. 1): Representatives Shito, chairman, Andrews, Hirono, Metcalf and Medeiros;

Hse. Com. No. 539 - H.B. No. 1946-86, H.D. 1 (S.D. 1): Representatives Shito, chairman, Hirono, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 540 - H.B. No. 1954-86 (S.D. 1): Representatives Crozier and Metcalf, co-chairmen, Souki, Tajiri and Medeiros;

Hse. Com. No. 541 - H.B. No. 1961-86, H.D. 2 (S.D. 2): Representatives Kiyabu and Tom, co-chairmen, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 542 - H.B. No. 2117-86 (S.D. 1): Representatives Levin and Shito, co-chairmen, Bunda, Hagino, D. Ige, Onouye, Tungpalan, Hemmings and Jones;

Hse. Com. No. 543 - H.B. No. 2122-86, H.D. 1 (S.D. 2): Representatives Hashimoto and Kiyabu, co-chairmen, Kihano, Leong and Liu;

Hse. Com. No. 544 - H.B. No. 2158-86 (S.D. 1): Representatives Tom, chairman, Hashimoto, Menor, Metcalf and Medeiros;

Hse. Com. No. 545 - H.B. No. 2069-86, H.D. 1 (S.D. 1): Representatives Gaulty, chairman, Cachola, Kihano, Leong and Liu;

Hse. Com. No. 546 - H.B. No. 2047-86 (S.D. 1): Representatives Shito, chairman, Apo, Blair, Bunda and Jones;

Hse. Com. No. 547 - H.B. No. 1990-86, H.D. 2 (S.D. 2): Representatives Kiyabu and Tom, co-chairmen, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 548 - H.B. No. 1998-86, H.D. 1 (S.D. 1): Representatives Taniguchi, chairman, Nakasato, Oshiro, Takamine and Medeiros;

Hse. Com. No. 549 - H.B. No. 2000-86, H.D. 1 (S.D. 1): Representatives Grauly and Souki, co-chairmen, Crozier, Hirono, Kihano, Leong, Nakata, Oshiro, Anderson and Liu;

Hse. Com. No. 550 - H.B. No. 26, H.D. 1 (S.D. 1): Representatives Shito and Tom, co-chairmen, Apo, Hashimoto and Medeiros;

Hse. Com. No. 551 - H.B. No. 82, H.D. 1 (S.D. 2): Representatives Kiyabu, chairman, Cachola, Nakata, Souki and Isbell;

Hse. Com. No. 552 - H.B. No. 100, H.D. 1 (S.D. 2): Representatives Tom and Menor, co-chairmen, Blair, Metcalf and Medeiros;

Hse. Com. No. 553 - H.B. No. 105, H.D. 1 (S.D. 1): Representatives Tom, chairman, Apo, Hashimoto, Metcalf and Medeiros;

Hse. Com. No. 554 - H.B. No. 122, H.D. 1 (S.D. 2): Representatives Tom, chairman, Hirono, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 555 - H.B. No. 167, H.D. 1 (S.D. 1): Representatives Andrews, chairman, Honda, Metcalf, Tajiri and Pfeil;

Hse. Com. No. 556 - H.B. No. 172 (S.D. 1): Representatives Bunda, chairman, Hashimoto, Kihano, Leong, Lindsey and Liu;

Hse. Com. No. 557 - H.B. No. 326, H.D. 1 (S.D. 1): Representatives Tom, chairman, Blair, Metcalf, Tungpalan and Jones;

Hse. Com. No. 558 - H.B. No. 381, H.D. 1 (S.D. 1): Representatives Souki and Tom, co-chairman, Andrews, Manegdeg, Menor, Metcalf, Oshiro, Takamine, Anderson and Medeiros;

Hse. Com. No. 559 - H.B. No. 393, H.D. 1 (S.D. 1): Representatives Kiyabu and Lindsey, co-chairmen, D. Ige, Lardizabal, Nakata, Say, Takamine, Yoshimura, Kamali'i and Pfeil;

Hse. Com. No. 560 - H.B. No. 526, H.D. 1 (S.D. 1): Representatives Kiyabu, chairman, Kihano, Souki, Tajiri and Anderson;

Hse. Com. No. 561 - H.B. No. 1740-86, H.D. 2 (S.D. 1): Representatives Tom, chairman, Blair, Metcalf, Taniguchi and Liu;

Hse. Com. No. 562 - H.B. No. 1741-86,

H.D. 1 (S.D. 1): Representatives Kiyabu, chairman, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 563 - H.B. No. 1764-86, H.D. 2 (S.D. 2): Representatives Bunda and Kiyabu, co-chairman, Cachola, Crozier, Hashimoto, Hirono, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell, Kamali'i and Liu;

Hse. Com. No. 564 - H.B. No. 1767-86, H.D. 2 (S.D. 2): Representatives Bunda and Shito, co-chairmen, Hashimoto, Hirono, D. Ige, Kihano and Liu;

Hse. Com. No. 565 - H.B. No. 1856-86 (S.D. 1): Representatives Kiyabu, chairman, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 566 - H.B. No. 1857-86, H.D. 2 (S.D. 1): Representatives Souki, Tungpalan and Metcalf, co-chairmen, Lardizabal, Leong, Takamine, Anderson and Jones;

Hse. Com. No. 567 - H.B. No. 1870-86, H.D. 1 (S.D. 1): Representatives Andrews and Say, co-chairmen, Crozier, Shon, Tajiri and Kamali'i;

Hse. Com. No. 568 - H.B. No. 1898-86, H.D. 2 (S.D. 1): Representatives Kiyabu, chairman, Crozier, Lardizabal, Leong and Anderson;

Hse. Com. No. 569 - H.B. No. 1907-86, H.D. 1 (S.D. 1): Representatives Shito, chairman, Bunda, Menor, Metcalf and Medeiros;

Hse. Com. No. 570 - H.B. No. 1908-86, H.D. 1 (S.D. 1): Representatives Shito, chairman, Andrews, Hirono, Tungpalan and Medeiros;

Hse. Com. No. 571 - H.B. No. 1941-86 (S.D. 1): Representatives Shito, chairman, Andrews, Blair, Tungpalan and Liu;

Hse. Com. No. 572 - H.B. No. 1942-86 (S.D. 1): Representatives Shito and Kiyabu, co-chairmen, Blair, Bunda, Hirono, Oshiro, Souki, Tajiri, Anderson and Liu;

Hse. Com. No. 573 - H.B. No. 2011-86, H.D. 1 (S.D. 1): Representatives Kiyabu, chairman, Lardizabal, Oshiro, Souki and Kamali'i;

Hse. Com. No. 574 - H.B. No. 2023-86, H.D. 1 (S.D. 2): Representatives Say and Souki, co-chairmen, Honda, Nakata, Shon and Kamali'i;

Hse. Com. No. 575 - H.B. No. 2026-86, H.D. 1 (S.D. 1): Representatives Souki, chairman, Lardizabal, Manegdeg, Tajiri and Kamali'i;

Hse. Com. No. 576 - H.B. No. 2166-86, H.D. 1 (S.D. 1): Representatives Lindsey, Grauly and Souki, co-chairmen, Cachola, D. Ige, Leong, Manegdeg, Kamali'i and Pfeil;

Hse. Com. No. 577 - H.B. No. 2170-86 (S.D. 2): Representatives Bunda and Tom, co-chairmen, Andrews, Blair, Cachola, Leong, Lindsey, Metcalf, Cavasso and Jones;

Hse. Com. No. 578 - H.B. No. 2189-86, H.D. 1 (S.D. 1): Representatives Bunda, chairman, Hashimoto, Metcalf, Taniguchi and Jones;

Hse. Com. No. 579 - H.B. No. 2192-86, H.D. 1 (S.D. 1): Representatives Taniguchi and Shito, co-chairmen, Manegdeg, Oshiro and Medeiros;

Hse. Com. No. 580 - H.B. No. 2201-86, H.D. 1 (S.D. 1): Representatives Say and Kiyabu, co-chairmen, Andrews, Crozier, Kihano, Manegdeg, Isbell and Pfeil;

Hse. Com. No. 581 - H.B. No. 2202-86, H.D. 1 (S.D. 1): Representatives Andrews and Say, co-chairmen, Metcalf, Tajiri, Tam and Pfeil;

Hse. Com. No. 582 - H.B. No. 2348-86, H.D. 1 (S.D. 1): Representatives Taniguchi, chairman, Manegdeg, Oshiro and Hemmings;

Hse. Com. No. 583 - H.B. No. 2373-86, H.D. 1 (S.D. 1): Representatives Tom, chairman, Blair, Hirono, Metcalf and Medeiros;

Hse. Com. No. 584 - H.B. No. 2412-86, H.D. 2 (S.D. 1): Representatives Souki and Levin, co-chairmen, Cachola, Hagino, Lindsey, Nakata, Shon, Takamine, Cavasso and Kamali'i;

Hse. Com. No. 585 - H.B. No. 2444-86 (S.D. 1): Representatives Taniguchi and Tom, co-chairmen, Blair, Metcalf and Medeiros; and

Hse. Com. No. 586 - H.B. No. 2595-86, H.D. 1 (S.D. 1): Representatives Kiyabu, chairman, Cachola, Crozier, Kihano, Leong, Manegdeg, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i,

were placed on file.

Hse. Com. No. 587, informing the Senate that the Speaker on April 9, 1986, discharged Representative Andrews as a manager on the part of the House to House

Bill No. 2800-86, H.D. 1, S.D. 1, was placed on file.

Hse. Com. No. 588, informing the Senate that the Speaker on April 9, 1986, added Representatives Lardizabal and Souki as managers on the part of the House to the following House Bills:

No. 1687-86, H.D. 2, S.D. 2;
 No. 1697-86, H.D. 2, S.D. 2;
 No. 1741-86, H.D. 1, S.D. 1;
 No. 1764-86, H.D. 2, S.D. 2;
 No. 1856-86, S.D. 1;
 No. 1961-86, H.D. 2, S.D. 2;
 No. 1990-86, H.D. 2, S.D. 2;
 No. 2580-86, H.D. 1, S.D. 2;
 No. 2595-86, H.D. 1, S.D. 1;
 No. 2624-86, H.D. 2, S.D. 2; and
 No. 2805-86, H.D. 1, S.D. 1,

was placed on file.

Hse Com. No. 589, informing the Senate that the Speaker on April 9, 1986, added Representative Medeiros as a manager on the part of the House to Senate Bill No. 1886-86, S.D. 2, H.D. 2, was placed on file.

Hse Com. No. 590, informing the Senate that the Speaker on April 9, 1986, added Representative Shito as a co-chairman on the part of the House to House Bill No. 2624-86, H.D. 2, S.D. 2, was placed on file.

Hse Com. No. 591, informing the Senate that the Speaker on April 9, 1986, discharged Representative Anderson as a manager and appointed Representative Isbell as a manager to House Bill No. 2280-86, H.D. 2, S.D. 1, was placed on file.

STANDING COMMITTEE REPORTS

Senator Machida, for the Committee on Health, presented a report (Stand. Com. Rep. No. 884-86) recommending that House Bill No. 2436-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and H.B. No. 2436-86, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," passed Second Reading and was placed on the calendar for Third Reading on Friday, April 11, 1986.

Senator Machida, for the Committee on Health, presented a report (Stand. Com. Rep. No. 885-86) recommending that the Senate advise and consent to the nominations of the following:

Ernest L. Bade, M.D., to the Board of Health, in accordance with Gov. Msg. No. 255;

Edward Stanley and Robert C. Palmer,

M.D., to the Advisory Commission on Drug Abuse and Controlled Substances, in accordance with Gov. Msg. No. 256;

Walter H. Muraoka to the Environmental Council, in accordance with Gov. Msg. No. 257;

Florence Tomita to the County Hospital Management Advisory Committee, Kauai County Hospital System, in accordance with Gov. Msg. No. 278;

Christine S. Jackson, Walter C. K. Aona, Joyce Margaret O'Brien and Daniel B. Smith to the Waianae Coast Subarea Health Planning Council, in accordance with Gov. Msg. No. 287;

Shirley H. Kodani to the Maui County Subarea Health Planning Council, in accordance with Gov. Msg. No. 288;

Charlotte Smith Kauai and Pauline D. Ventura to the Kauai County Subarea Health Planning Council, in accordance with Gov. Msg. No. 289; and

Stanley G. H. Yim and Gerald A. Jensen to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, in accordance with Gov. Msg. No. 290.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 885-86 and Gov. Msg. Nos. 255, 256, 257, 278, 287, 288, 289 and 290 was deferred until Friday, April 11, 1986.

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 886-86) recommending that Senate Resolution No. 38 be adopted.

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and S.R. No. 38, entitled: "SENATE RESOLUTION SUPPORTING PUBLIC SCHOOL TEACHERS," was adopted.

ORDER OF THE DAY

THIRD READING

House Bill No. 1981-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1981-86, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE OF ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

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 Friday, April 11, 1986.

House Bill No. 1720-86:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 1720-86, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEES OF PUBLIC UTILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

House Bill No. 2005-86:

On motion by Senator Machida, seconded by Senator Kawasaki and carried, H.B. No. 2005-86, entitled: "A BILL FOR AN ACT RELATING TO APPLICATION PROCEDURES FOR ENVIRONMENTAL PERMITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

House Bill No. 2043-86:

On motion by Senator Cobb, seconded by Senator Cayetano and carried, H.B. No. 2043-86, 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, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

House Bill No. 1802-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Kawasaki and carried, H.B. No. 1802-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD TENANT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

MATTERS DEFERRED FROM WEDNESDAY, APRIL 9, 1986

Stand. Com. Rep. No. 861-86 (Gov. Msg. No. 228):

Senator Solomon moved that Stand. Com. Rep. No. 861-86 be received and placed on file, seconded by Senator Hagino and carried.

Senator Solomon then moved that the Senate advise and consent to the nominations to the Hawaii Aquaculture

Advisory Council of the following:

Bill Salser and Bruce Smith, terms to expire June 30, 1988;

Ed McSweeney, Ph.D., and Glenn Tanoue, terms to expire June 30, 1989; and

Robert Hanohano, George Lockwood and William Rowland, terms to expire June 30, 1990,

seconded by Senator Hagino.

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

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

Stand. Com. Rep. No. 862-86 (Gov. Msg. No. 227):

Senator Solomon moved that Stand. Com. Rep. No. 862-86 be received and placed on file, seconded by Senator Hagino and carried.

Senator Solomon then moved that the Senate advise and consent to the nominations to the Agriculture Coordinating Committee of the following:

Alex Napier, Jr., term to expire June 30, 1989; and

Yoshito Takamine, term to expire June 30, 1990,

seconded by Senator Hagino.

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

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

Stand. Com. Rep. No. 863-86 (Gov. Msg. No. 131):

Senator Solomon moved that Stand. Com. Rep. No. 863-86 be received and placed on file, seconded by Senator Hagino and carried.

Senator Solomon then moved that the Senate advise and consent to the nomination of Lelan C. Nishek, to the Advisory Committee on Flowers and Foliage, term to expire June 30, 1990, seconded by Senator Hagino.

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

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

Stand. Com. Rep. No. 873-86 (Gov. Msg.

Nos. 104, 105, 151, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 211, 238, 239 and 240):

Senator Cobb moved that Stand. Com. Rep. No. 873-86 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:

Lyn Kux to the State Council on Mental Health and Substance Abuse, term to expire June 30, 1989;

James K. Ikeda to the Technical Advisory Committee on Pesticides, term to expire June 30, 1987;

Akira Tanaka to the Board of Radiologic Technologists, term to expire June 30, 1990;

Roger B. Brault, M.D., and Doris Segal Matsunaga to the Board of Health, terms to expire June 30, 1990;

Judith A. Naniole and Francis Okita to the Honolulu Subarea Health Planning Council, term to expire June 30, 1990;

Alan Yoshida to the Central Oahu Subarea Health Planning Council, term to expire June 30, 1990;

Claudette G. Mulder to the Windward Oahu Subarea Health Planning Council, term to expire June 30, 1990;

Robert K. Mole to the Waianae Coast Subarea Health Planning Council, term to expire June 30, 1990;

Herbert Nakasone, Judith Mikami, Mamoru Tofukuji, M.D., Bert Ken Akitake, M.D., and Richard Higashi, to the Maui County Subarea Health Planning Council, terms to expire June 30, 1990;

Jo-Alyce Peterson, Ph.D., and Thomas Culbertson to the State Planning Council on Developmental Disabilities, terms to expire June 30, 1990;

Peter Halford, M.D., and Eugene K. Kawaguchi, M.D., to the State Emergency Medical Services Advisory Committee, terms to expire June 30, 1990;

Kenneth Ishizaki, Wallace Miyahira, Bert Y. Kimura, Ph.D., and R. Chris Jansen to the Environmental Council, terms to expire June 30, 1990;

Eloise Wetherall, Paula Purington and Josephine G. Epstein to the Commission on the Handicapped, terms to expire June 30, 1990;

Jean L.J. Lum, Ph.D., to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, term to expire June 30, 1990;

Herbert H. Sakakihara to the County Hospital Management Advisory Committee, Maui County Hospital System, term to expire June 30, 1990; and

Ludvina Takahashi and Jose S.L. Valencia, M.D., to the County Hospital Management Advisory Committee, Kauai County Hospital System, terms to expire June 30, 1990,

seconded by Senator Soares.

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

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

Senator Cobb then moved that the Senate advise and consent to the nomination of Kazu Hayashida to the Technical Advisory Committee on Pesticides, term to expire June 30, 1990, or upon expiration of the board, whichever occurs sooner, seconded by Senator Soares.

Senator Hee rose to speak against the nomination and remarked:

"Mr. Vice President, will the Clerk record a 'no' vote for me with respect to Kazu Hayashida. I find it hypocritical to consent to this person to the Technical Advisory Committee on Pesticides when in the past it has been shown that he finds out about pesticide contamination through the press and not through his own account."

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

Ayes, 22. Noes, 1 (Hee). Excused, 2 (B. Kobayashi and Wong).

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

James Nakatani to the Technical Advisory Committee on Pesticides, term to expire June 30, 1990, or upon expiration of the board, whichever occurs sooner;

Sherwood R.H. Greenwell, Jitsuo Kotake and Fred Y. Fujimoto to the County Hospital Management Advisory Committee, Hawaii County Hospital System, terms to expire June 30, 1990;

Melvin K. Kumasaka to the Drug Product Selection Board, term to expire June 30,

1990;

Kimie Lane and Pepito Ragasa to the County Hospital Management Advisory Committee, Maui County Hospital System, terms to expire June 30, 1990; and

Kathy Fogarty to the Board of Radiologic Technologists, term to expire June 30, 1990,

seconded by Senator Soares.

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

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

Stand. Com. Rep. No. 874-86 (Gov. Msg. Nos. 149, 204, 232, 233, 234 and 250):

Senator Cobb moved that Stand. Com. Rep. No. 874-86 be received and placed on file, seconded by Senator Cayetano and carried.

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

Dennis Kuwabara O.D., to the Board of Examiners in Optometry, term to expire June 30, 1990;

Joso Uyetake to the Board of Hearing Aid Dealers and Fitters, term to expire June 30, 1989;

Kathleen N. Kamo to the Board of Dispensing Opticians, term to expire June 30, 1990;

Arthur K. Kusumoto to the Board of Examiners in Optometry, term to expire June 30, 1990;

Betty K. Uyehara, Irene Shimomura and Jonna D. Zane to the Board of Speech Pathology and Audiology, terms to expire June 30, 1989; and

Stella Satake to the Board of Speech Pathology and Audiology, term to expire June 30, 1989,

seconded by Senator Cayetano.

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

Ayes, 23. Noes, none. Excused, 2 (B. Kobayashi and Wong).

Stand. Com. Rep. No. 875-86 (Gov. Msg. Nos. 201 and 202):

Senator Cobb moved that Stand. Com.

Rep. No. 875-86 be received and placed on file, seconded by Senator Cayetano and carried.

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

Pamela S. Kimura, Melvin M. Kaetsu and Kwan H. Kuh to the Consumer Advisory Council, terms to expire June 30, 1987;

Nathan Paco to the Consumer Advisory Council, term to expire June 30, 1988; and

Sharon Moriwaki and Elaine G. Evans to the CATV Advisory Council, terms to expire June 30, 1990,

seconded by Senator Cayetano.

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

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

Stand. Com. Rep. No. 876-86 (Gov. Msg. Nos. 136, 140, 141, 142, 145, 203 and 274):

Senator Cobb moved that Stand. Com. Rep. No. 876-86 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:

Marvin Sagum to the Contractors License Board, term to expire June 30, 1990;

Herbert K. Endo and K. David Malama to the Board of Electricians and Plumbers, terms to expire June 30, 1990;

John Lopes to the Elevator Mechanics Licensing Board, term to expire June 30, 1990;

Jerry Michael Hiatt to the Board of Registration of Professional Engineers, Architects, Land Surveyors, and Landscape Architects, term to expire June 30, 1990;

Clyde Akina and John T. Komeiji to the Motor Vehicle Repair Industry Board, terms to expire June 30, 1990;

Malcolm Koga to the Contractors License Board, term to expire June 30, 1990; and

Hugh H. Willocks to the Contractors License Board, 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 (Wong).

Stand. Com. Rep. No. 877-86 (Gov. Msg. Nos. 134 and 273):

Senator Cobb moved that Stand. Com. Rep. No. 877-86 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:

Clifford Tamura to the Boxing Commission, term to expire June 30, 1990; and

Edmund C. K. Lum, M.D., to the Boxing Commission, term to expire June 30, 1988,

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 (Wong).

Stand. Com. Rep. No. 878-86 (Gov. Msg. Nos. 133, 137, 230 and 247):

Senator Cobb moved that Stand. Com. Rep. No. 878-86 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:

Donald F. Kaye to the Board of Barbers, term to expire June 30, 1990;

Esther C. Izu to the Board of Cosmetology, term to expire June 30, 1990;

Ken H. Takayama to the Board of Cosmetology, term to expire June 30, 1990;

Harold M. Nakamoto to the Board of Barbers, term to expire June 30, 1988; and

Richard H. Kawano to the Board of Barbers, 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 (Wong).

Stand. Com. Rep. No. 879-86 (Gov. Msg.

Nos. 132, 138, 205, 206 and 275):

Senator Cobb moved that Stand. Com. Rep. No. 879-86 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 T. Y. Lau and Manuel R. Sylvester to the Board of Public Accountancy, terms to expire June 30, 1990;

Patrick Petti to the Credit Union Review Board, term to expire June 30, 1990;

Edward B. Beidleman to the Board of Private Detectives and Guards, term to expire June 30, 1988;

Calvin C. Fujita to the Board of Private Detectives and Guards, term to expire June 30, 1989;

Joseph Carvalho to the Board of Private Detectives and Guards, term to expire June 30, 1990; and

Alexander K. Cho to the Board of Private Detectives and Guards, 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 (Wong).

Stand. Com. Rep. No. 880-86 (Gov. Msg. Nos. 103, 135, 143, 146, 150, 229 and 270):

By unanimous consent, action on Stand. Com. Rep. No. 880-86 and Gov. Msg. Nos. 103, 135, 143, 146, 150, 229 and 270 was deferred until Friday, April 11, 1986.

At this time, Senator Abercrombie, chairman of the Committee on Human Services, requested a waiver of the 48-hour Notice of Public Hearing on S.R. No. 175, S.R. No. 153, S.C.R. No. 142 and S.C.R. No. 120, and the Chair granted the waiver.

At 12:02 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:03 o'clock p.m.

At this time, Senator Aki introduced Miss Candice Titsworth with the following remarks:

"Mr. Vice President, it's my pleasure to make an introduction this morning. Here with us today is a very special student

athlete from Waianae High School. Champions in all walks of life, whether in the arts or in sports, are persons who have sharpened their talents and skills to extraordinary levels. Today we honor such a champion, a young woman of sterling character, Miss Candice Titsworth.

"Last year, she was recognized nationally as the top female high jumper in the high school level of track and field sporting events. Having accomplished so much, one might expect her to relax and to enjoy her well earned place in female athletics. This, Candice did not do. Last month, she jumped 5 feet, 5-1/4 inches to win the Leeward District title, and then last Friday at Kaiser High School field she won the Western Division championship. She has new state records in the high jump.

"All of us can be proud of Candice. We congratulate her. We thank her parents and Waianae High School for sharing their champion with the youth of our State of Hawaii."

The honoree rose to be recognized and was presented the Senate Certificate and a lei by Senator Aki.

The honoree was accompanied by her parents, William and Louisa Titsworth, who were presented leis by Senators Fernandes Salling and Kuroda.

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The Chair re-referred Senate Concurrent Resolution No. 69 to the Committee on Government Operations.

RE-REFERRAL OF A SENATE RESOLUTION

The Chair re-referred Senate Resolution No. 94 to the Committee on Government Operations.

At this time, Senator Cobb, chairman of the Committee on Consumer Protection and Commerce, requested a waiver of the 48-hour Notice of Public Hearing on Gov. Msg. Nos. 332, 333 and 334, and the Chair granted the waiver.

At this time, Senator B. Kobayashi, chairman of the Committee on Health, requested a waiver of the 48-hour Notice of Public Hearing on S.B. No. 1837, S.D. 1, H.D. 1, and the Chair granted the waiver.

At this time, Senator Cayetano rose on a

point of parliamentary inquiry and asked:

"Mr. Vice President, on a point of parliamentary inquiry, may I ask the Floor Leader for the answer to a parliamentary point?"

The Chair posed the question to the Floor Leader and Senator Cobb having answered in the affirmative, Senator Cayetano inquired:

"Mr. Vice President, my understanding is that we do not need a waiver of any kind for a conference meeting. Is that correct?"

Senator Cobb answered:

"My understanding is there's nothing in the Rules of either house that specifically address conference committee matters, and that conference committees, by implication of the question, are free to meet over the weekend, as well."

The Chair responded: "That is correct."

Senator Cayetano thanked the Chair.

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

The Senate reconvened at 12:14 o'clock p.m.

At this time, the Chair granted the Committee on Government Operations a waiver of the 48-hour Notice of Public Hearing on S.R. Nos. 173, 190, 199, 141 and 163.

Senator Chang then rose to wish Senator A. Kobayashi a Happy Birthday and Senator Kuroda presented her with a 8 x 10 photograph with the late Lt. Col. Ellison Onizuka.

ADJOURNMENT

At 12:18 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., Friday, April 11, 1986.

FIFTY-FIFTH DAY

Friday, April 11, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:40 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Marc Alexander of St. John Vianney's Church, after which the Roll was called showing all Senators present with the exception of Senator Kuroda who was excused.

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

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

Senator Abercrombie introduced Professor Leon Edel as follows:

"Mr. President, I have the singular honor today, as well as a pleasure, of introducing an honoree in our floor of the Senate today, Professor Leon Edel. I'd like to read just briefly from the commendation that we have in our certificate to familiarize those members of the Senate who may not be aware of all of Professor Edel's achievements — just a couple of the 'Whereas' clauses.

"Whereas, Leon Edel's book, "Henry James' Life" has been named the best biography or autobiography in 1985 by the National Book Critics Circle; and

"Whereas, Professor Edel has been a distinguished author of numerous books and has been accorded the highest achievements in the field of literature for his writings, including a Pulitzer Prize in biography, National Book Award for nonfiction, the Medal of Literature from the National Arts Club, the Hawaii Writers Award, and election to the American Academy of Arts; and

"Whereas, he has made tremendous contributions in the field of literature as a journalist, professor of English and leader of various literary organizations, this state is fortunate and proud to have such a distinguished scholar and writer as a contributing member of our community and our faculty at the University of Hawaii."

"Mr. President, you know that from time to time I've had the opportunity and privilege of introducing people to this body and to people in the gallery (and I'm particularly pleased there are so many students in the gallery today), had the opportunity to introduce members of our faculty at the University of Hawaii so often

and all the arguments that take place about the university and its direction, we forget we have scholars who have international acclaim, teachers who are inspirational, people who have made real differences in the academic and intellectual life of this country and for people all around the world. Professor Leon Edel is just such a person.

"Those who are familiar with the work in my committee and in the Ways and Means Committee, and I'm particularly pleased to see that the chairman of the Ways and Means Committee is able to be here today because he has been instrumental in assisting us in getting an appropriation so that all of our senior citizen centers throughout the state may have the opportunity to have an essay by Professor Edel, called 'The Artist in Old Age' that was delivered recently at a meeting of the Gerontological Society in Hawaii.

"The burden of this essay, Mr. President, was so inspiring that I brought it back to us and, as we know, Senator Yamasaki is an artist in his own right when it comes to maneuvering the budget and I know that he is going to see to it after today's presentation that Professor Edel's work is made available to everybody throughout the state.

"I would like to read just a portion of that essay to you and I think when I'm finished you'll realize how inspirational it is and I know it will carry the Ways and Means Committee through to a successful conclusion. (Professor Edel, this is called 'lobbying in the raw.')

"It may not be scientific, but it can stand as a valid hypothesis, whether applied to artists or to less glamorous occupations in life. Creativity in the human individual is a primary impulse and when it remains central to our being it often syphons off stress, keeps our minds active, allows our emotions full play to the world around us.

"It also provides a sense in the dedicated human being of usefulness. It ministers to general emotional well-being and a sense of fulfillment, whether it happens to be gardening, or stamp collecting or great writing and great painting. It works up and down the scale of human endeavor.

"The American novelist Henry James whose life I have written in great fullness called this kind of constructive activity "the religion of doing." He wrote and I quote, "The whole conduct of life consists of things done which do other things in

turn." And went on to say that "our behavior is essentially one of continuous and persistent and unquenchable." "It is always doing," he says, "we can scarce ever have done. This idea of a life of action, rather than of passive existence, when physical being permits was Henry James' way of saying what Yeats wrote in his poetry on William Carlos Williams, 'In old age the mind casts off rebelliously the eagle from its crag.' I think too that the operative word in this flight of William Carlos Williams imaginative being at the end of his life is rebellious. It is a dynamic life-giving word, to do, to be active, is in a way to say no to stasis, no to inertia, to the idea that at the end of life we are utterly helpless. It is the human imagination that is most rebellious triumphant possession of our existence.'

"This is the kind of attitude, this is the kind of teaching, this is the kind of inspiration that Professor Edel has given the students and citizens throughout the State of Hawaii all his creative, active academic life. He is here with us today and I ask him now to stand that we may honor him, Professor Leon Edel.

"Mr. President, I ask also that you greet his wife Marjorie Sinclair Edel. I'm sure that many members remember that Marjorie, and Gregg Sinclair, of course, was the president of the University and Marjorie was his wife, so we have a continuity at the University of Hawaii in this happy marriage of Professor Edel and Marjorie Sinclair Edel right now."

The honoree rose to be recognized and was presented the congratulatory certificate by Senator Abercrombie and a lei by Senator A. Kobayashi. Mrs. Edel also rose to be recognized and was presented a lei by Senator Hee.

The Chair, at this time, introduced the students from Damien High School who were sitting in the gallery.

At 11:50 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.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 592 to 635) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 592, returning Senate Concurrent Resolution No. 18, which was adopted by the House of Representatives on April 10, 1986, in an amended form, was placed on file.

By unanimous consent, action on 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 deferred until Monday, April 14, 1986.

Hse. Com. No. 593 to 635, informing the Senate that the Speaker on April 9, 1986, appointed managers on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

Hse. Com. No. 593 - S.B. No. 1773-86, S.D. 2 (H.D. 2): Representatives Levin and Kiyabu, co-chairmen, Cachola, Hagino, Onouye, Say, Shon, Tajiri, Anderson and Hemmings;

Hse. Com. No. 594 - S.B. No. 1780-86, S.D. 2 (H.D. 2): Representatives Levin, Yoshimura and Kiyabu, co-chairmen, Onouye, Oshiro, Shon, Souki, Hemmings and Isbell;

Hse. Com. No. 595 - S.B. No. 1831-86, S.D. 2 (H.D. 1): Representatives Tom, chairman, Blair, Hirono, Metcalf and Liu;

Hse. Com. No. 596 - S.B. No. 1837-86, S.D. 1 (H.D. 1): Representatives Bunda and Metcalf, co-chairmen, Andrews, Hashimoto, D. Ige, Kihano, Menor, Tungpalan, Jones and Liu;

Hse. Com. No. 597 - S.B. No. 1843-86, S.D. 2 (H.D. 2): Representatives Graulty, Metcalf and Kiyabu, co-chairmen, Andrews, Apo, Cachola, D. Ige, Kihano, Leong, Isbell and Jones;

Hse. Com. No. 598 - S.B. No. 1886-86, S.D. 2 (H.D. 2): Representatives Nakasato and Kiyabu, co-chairmen, Cachola, Crozier, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Souki, Tajiri, Takamine, Isbell and Kamali'i;

Hse. Com. No. 599 - S.B. No. 1933-86, S.D. 1 (H.D. 2): Representatives Tom and Souki, co-chairmen, Blair, Crozier, Lardizabal, Metcalf, Tajiri, Tungpalan, Anderson and Medeiros;

Hse. Com. No. 600 - S.B. No. 1961-86, S.D. 1 (H.D. 2): Representatives Say, Andrews and Kiyabu, co-chairmen, Crozier, Nakata, Shon, Tajiri, Tam, Isbell and Kamali'i;

Hse. Com. No. 601 - S.B. No. 1965-86, S.D. 2 (H.D. 1): Representatives Kiyabu, chairman, Cachola, Crozier, Kihano, Lardizabal, Leong, Manegdeg, Nakata, Oshiro, Souki, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 602 - S.B. No. 2048-86,

S.D. 1 (H.D. 1): Representatives Kiyabu, chairman, Cachola, Crozier, Kihano, Lardizabal, Leong, Manegdeg, Nakata, Oshiro, Souki, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 603 - S.B. No. 1496-86, S.D. 2 (H.D. 1): Representatives Andrews and Say, co-chairmen, Metcalf, Tajiri, Tam and Pfeil;

Hse. Com. No. 604 - S.B. No. 1514-86, S.D. 1 (H.D. 1): Representatives Shito, chairman, Blair, Bunda, Hashimoto and Liu;

Hse. Com. No. 605 - S.B. No. 1550-86, S.D. 2 (H.D. 1): Representatives Shito, Bunda, Hirono, Taniguchi and Jones;

Hse. Com. No. 606 - S.B. No. 1551-86, S.D. 1 (H.D. 1): Representatives Shito, chairman, Apo, Hashimoto, Hirono, Metcalf and Medeiros;

Hse. Com. No. 607 - S.B. No. 1569-86, S.D.1 (H.D. 1): Representatives Shito, chairman, Andrews, Hirono, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 608 - S.B. No. 1570-86, S.D. 1 (H.D. 1): Representatives Shito, chairman, Andrews, Hirono, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 609 - S.B. No. 1595-86 (H.D. 1): Representatives Andrews and Say, co-chairmen, Metcalf, Tajiri, Tam and Pfeil;

Hse. Com. No. 610 - S.B. No. 1678-86 (H.D. 1): Representatives Andrews and Say, co-chairmen, Metcalf, Tajiri, Tam and Pfeil;

Hse. Com. No. 611 - S.B. No. 1727-86 (H.D. 1): Representatives Taniguchi and Shito, co-chairmen, Hirono and Medeiros;

Hse. Com. No. 612 - S.B. No. 1762-86, S.D. 1 (H.D. 2): Representatives Menor and Souki, co-chairmen, Blair, Crozier, Oshiro, Takamine, Anderson and Jones;

Hse. Com. No. 613 - S.B. No. 2310-86, S.D. 1 (H.D. 1): Representatives Shito, chairman, Apo, Bunda, Hirono and Liu;

Hse. Com. No. 614 - S.B. No. 2312-86, S.D. 1 (H.D. 1): Representatives Kiyabu, chairman, Cachola, Crozier, Kihano, Lardizabal, Leong, Manegdeg, Nakata, Oshiro, Souki, Tajiri, Takamine, Anderson, Isbell and Kamali'i;

Hse. Com. No. 615 - S.B. No. 2346-86, S.D. 1 (H.D. 1): Representatives Shito, chairman, Blair, Bunda, Taniguchi and Jones;

Hse. Com. No. 616 - S.B. No. 2474-86, S.D. 2 (H.D. 2): Representatives Gaulty and Kiyabu, co-chairmen, Cachola, D. Ige, Kihano, Leong, Levin, Jones and Kamali'i;

Hse. Com. No. 617 - S.B. No. 81, S.D. 1 (H.D. 2): Representatives Say and Souki, co-chairmen, Andrews, Crozier, Shon, Tajiri, Tam, Isbell and Kamali'i;

Hse. Com. No. 618 - S.B. No. 303, S.D. 1 (H.D. 1): Representatives Tom, chairman, Apo, Metcalf, Taniguchi and Medeiros;

Hse. Com. No. 619 - S.B. No. 310, S.D. 1 (H.D. 1): Representatives Oshiro and Nakasato, co-chairmen, Lardizabal and Hemmings;

Hse. Com. No. 620 - S.B. No. 383, S.D. 1 (H.D. 1): Representatives Lindsey and Souki, co-chairmen, D. Ige, Lardizabal, Levin, Oshiro, Tajiri, Anderson and Pfeil;

Hse. Com. No. 621 - S.B. No. 425, S.D. 2 (H.D. 2): Representatives Yoshimura and Kiyabu, co-chairmen, Manegdeg, Takamine and Anderson;

Hse. Com. No. 622 - S.B. No. 564, S.D. 2 (H.D. 2): Representatives Say and Kiyabu, co-chairmen, Andrews, Crozier, Lardizabal, Metcalf, Nakata, Oshiro, Kamali'i and Pfeil;

Hse. Com. No. 623 - S.B. No. 909, S.D. 1 (H.D. 1): Representatives Lindsey and Taniguchi, co-chairmen, D. Ige, Levin and Hemmings;

Hse. Com. No. 624 - S.B. No. 934, S.D. 2 (H.D. 2): Representatives Tom and Souki, co-chairmen, Blair, Cachola, Kihano, Manegdeg, Menor, Metcalf, Isbell and Liu;

Hse. Com. No. 625 - S.B. No. 1056, S.D. 2 (H.D. 1): Representatives Taniguchi and Shito, co-chairmen, Hirono and Medeiros;

Hse. Com. No. 626 - S.B. No. 1188 (H.D. 1): Representatives Bunda and Kiyabu, co-chairmen, Cachola, Gaulty, Hirono, Leong, Levin, Lindsey, Souki, Cavasso and Kamali'i;

Hse. Com. No. 627 - S.B. No. 2050-86 (H.D. 1): Representatives Yoshimura and Souki, co-chairmen, Lardizabal, Manegdeg and Anderson;

Hse. Com. No. 628 - S.B. No. 2057-86, S.D. 1 (H.D. 1): Representatives Shito, chairman, Blair, Hirono, Taniguchi and Liu;

Hse. Com. No. 629 - S.B. No. 2127-86, S.D. 1 (H.D. 1): Representatives Levin, Lindsey and Kiyabu, co-chairmen, Gaulty, Hagino, D. Ige, Onouye, Shon,

Souki, Tajiri, Isbell and Pfeil;

Hse. Com. No. 630 - S.B. No. 2131-86, S.D. 1 (H.D. 1): Representatives Bunda, chairman, Hashimoto, Metcalf, Taniguchi and Jones;

Hse. Com. No. 631 - S.B. No. 2190-86, S.D. 1 (H.D. 2): Representatives Hashimoto, Shito and Kiyabu, co-chairmen, Kihano, Leong and Liu;

Hse. Com. No. 632 - S.B. No. 2258-86, S.D. 1 (H.D. 1): Representatives Tom and Bunda, co-chairmen, Hashimoto, Hirono, Kiyabu, Metcalf, Shito, Taniguchi, Cavasso and Medeiros;

Hse. Com. No. 633 - S.B. No. 2266-86, S.D. 2 (H.D. 1): Representatives Tom, chairman, Blair, Metcalf, Tungpalan and Medeiros;

Hse. Com. No. 634 - S.B. No. 2308-86, S.D. 1 (H.D. 1): Representatives Kiyabu, chairman, Cachola, Crozier, Kihano, Lardizabal, Leong, Manegdeg, Nakata, Oshiro, Souki, Tajiri, Takamine, Anderson, Isbell and Kamali'i; and

Hse. Com. No. 635 - S.B. No. 2309-86, S.D. 1 (H.D. 2): Representatives Yoshimura and Shito, co-chairmen, Manegdeg, Taniguchi and Anderson,

were placed on file.

STANDING COMMITTEE REPORTS

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 887-86) recommending that Senate Resolution No. 65, as amended in S.D. 1, be adopted.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and S.R. No. 65, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A REPORT ON POSSIBLE STATE AND FEDERAL GOVERNMENTAL ACTIONS TO ACHIEVE AN EFFECTIVE MANAGEMENT ROLE FOR THE STATE OF HAWAII IN THE EXCLUSIVE ECONOMIC ZONE," was adopted.

Senators Aki and Holt, for the Committee on Economic Development and the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 888-86) recommending that Senate Resolution No. 18 be adopted.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and S.R. No. 18, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY TO ESTABLISH A TECHNICAL INSTITUTE

FOR FILM INDUSTRY CAREERS," was adopted.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 889-86) recommending that Senate Concurrent Resolution No. 63 be adopted.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.C.R. No. 63, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING CONTINUED EFFORTS TOWARD DEVELOPMENT OF GEOTHERMAL RESOURCES," was adopted.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 890-86) recommending that Senate Resolution No. 86 be adopted.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.R. No. 86, entitled: "SENATE RESOLUTION ENCOURAGING CONTINUED EFFORTS TOWARD DEVELOPMENT OF GEOTHERMAL RESOURCES," was adopted.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 891-86) recommending that Senate Concurrent Resolution No. 22, as amended in S.D. 1, be adopted.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.C.R. No. 22, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INTENSIVE TECHNICAL PROGRAM OF STUDY BE DEVELOPED FOR STATE AND COUNTY AGENCY PERSONNEL DEALING WITH GEOTHERMAL ENERGY RESOURCE DEVELOPMENT," was adopted.

Senator Matsuura, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 892-86) recommending that Senate Resolution No. 44, as amended in S.D. 1, be adopted.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the report of the Committee was adopted and S.R. No. 44, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN INTENSIVE TECHNICAL PROGRAM OF STUDY BE DEVELOPED FOR STATE AND COUNTY AGENCY PERSONNEL DEALING WITH GEOTHERMAL ENERGY RESOURCE DEVELOPMENT," was adopted.

Senators Aki and Kuroda, for the Committee on Economic Development and the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 893-86) recommending that Senate

Concurrent Resolution No. 13, as amended in S.D. 1, be adopted.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and S.C.R. No. 13, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE MAIN STREET HAWAII PROGRAM AS A PROVEN PROGRAM OF ECONOMIC REVITALIZATION OF SMALL TOWNS AND EXPRESSING LEGISLATIVE SUPPORT FOR ITS EFFORTS," was adopted.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 894-86) recommending that Senate Concurrent Resolution No. 45, 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. 45, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE ACQUIRE ADDITIONAL ONELOA BEACH (BIG BEACH) LANDS AT MAKENA, MAUI FOR STATE PARK PURPOSES," was adopted.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 895-86) recommending that Senate Concurrent Resolution No. 41 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. 41, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A BLUE RIBBON COMMITTEE TO DETERMINE THE MOST APPROPRIATE SITE FOR THE KING KALAKAUA STATUE," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 896-86) recommending 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, in accordance with Gov. Msg. No. 139;

Marion L. Hanlon, M.D., to the Board of Medical Examiners, in accordance with Gov. Msg. No. 144;

Adele Mitchell, Dorothy Ann Park, Josephine Duvauchelle and Violet L. Nakamura to the State Board of Nursing, in accordance with Gov. Msg. No. 147;

Linda R. Conboy to the State Board of

Nursing, in accordance with Gov. Msg. No. 231;

Janet M. Hirata and Clifford E. Miller Jr. to the Board of Examiners of Nursing Home Administrators, in accordance with Gov. Msg. No. 148;

Verna Hanashiro to the Board of Examiners of Nursing Home Administrators, in accordance with Gov. Msg. No. 248;

Kalli S. Malley and Todd Kiyoshi Inafuku to the Board of Pharmacy, in accordance with Gov. Msg. No. 249; and

Albert H. Ornellas to the Board of Veterinary Examiners, in accordance with Gov. Msg. No. 251.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 896-86 and Gov. Msg. Nos. 139, 144, 147, 231, 148, 248, 249 and 251 was deferred until Monday, April 14, 1986.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 897-86) recommending that the Senate advise and consent to the nomination of Robert F. Maynard to the Board of Taxation Review, First Taxation District, Oahu, in accordance with Gov. Msg. No. 304.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 897-86 and Gov. Msg. No. 304 was deferred until Monday, April 14, 1986.

Senator Solomon, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 898-86) recommending that Senate Resolution No. 96 be adopted.

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.R. No. 96, entitled: "SENATE RESOLUTION REQUESTING A PLAN TO ALLOW QUALIFIED PERMITTEES AND LESSEES OF AGRICULTURAL LANDS TO REMAIN ON SUCH LANDS," was adopted.

ORDER OF THE DAY

MATTER DEFERRED FROM
THURSDAY, APRIL 10, 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 Monday, April 14, 1986.

THIRD READING

House Bill No. 2436-86:

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, H.B. No. 2436-86, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Henderson and Kuroda).

MATTER DEFERRED FROM
THURSDAY, APRIL 10, 1986

Stand. Com. Rep. No. 880-86 (Gov. Msg. Nos. 103, 135, 143, 146, 150, 229 and 270):

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, Stand. Com. Rep. No. 880-86 and Gov. Msg. Nos. 103, 135, 143, 146, 150, 229 and 270 were recommitted to the Committee on Consumer Protection and Commerce.

Stand. Com. Rep. No. 885-86 (Gov. Msg. Nos. 255, 256, 257, 278, 287, 288, 289 and 290):

Senator B. Kobayashi moved that Stand. Com. Rep. No. 885-86 be received and placed on file, seconded by Senator B. Kobayashi and carried.

Senator B. Kobayashi then moved that the Senate advise and consent to the nominations of the following:

Ernest L. Bade, M.D., to the Board of Health, term to expire June 30, 1990;

Edward Stanley and Robert C. Palmer, M.D., to the Advisory Commission on Drug Abuse and Controlled Substances, terms to expire June 30, 1990;

Walter H. Muraoka to the Environmental Council, term to expire June 30, 1988;

Florence Tomita to the County Hospital Management Advisory Committee, Kauai County Hospital System, terms to expire June 30, 1990;

Christine S. Jackson, Walter C.K. Aona, Joyce Margaret O'Brien and Daniel B. Smith to the Waianae Coast Subarea Health Planning Council, terms to expire June 30, 1990;

Shirley H. Kodani to the Maui County Subarea Health Planning Council, term to expire June 30, 1990;

Charlotte Smith Kauai and Pauline D. Ventura to the Kauai County Subarea Health Planning Council, terms to expire June 30, 1990; and

Stanley G.H. Yim and Gerald A. Jensen to

the Board of Certification of Operating Personnel in Wastewater Treatment Plants, terms to expire June 30, 1990,

seconded by Senator Machida.

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

Ayes, 23. Noes, none. Excused, 2 (Henderson and Kuroda).

At 11:56 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.

RECONSIDERATION OF ACTIONS TAKEN

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

Senator B. Kobayashi moved that the Senate reconsider its action taken to disagree on S.B. No. 1837-86, S.D. 1, H.D. 1, seconded by Senator Machida and carried.

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 that S.B. No. 1837-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL USE OF BODIES," was placed on the calendar for Final Reading on Monday, April 14, 1986.

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

Senate Bill No. 2359-86, S.D. 1, H.D. 1:

Senator Aki moved that the Senate reconsider its action taken on Final Reading of S.B. No. 2359-86, S.D. 1, H.D. 1, seconded by Senator Matsuura and carried.

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

At this time, the Chair remarked:

"Members of the Senate, the Chair would like to clarify the motion just made to reconsider action on S.B. No. 2359-86, S.D. 1, H.D. 1.

"The reason for the reconsideration is because the bill contains a bond authorization and requires that the budget be passed before action can be taken on said bill. The bill has been recalled from the

governor."

By unanimous consent, action on S.B. No. 2359-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS," was deferred until Thursday, April 17, 1986.

Senator Cayetano rose on a point of personal privilege and remarked:

"Mr. President, this is the 55th day of the session and this is my last year in this body. I was trying to make it to the 60th day without getting a little upset and without rising on a point of personal privilege but I've fallen five days short.

"Mr. President, I did not watch the evening news last night. I was in a much more interesting place. I was involved in a meeting with the pro-Marcos group and let me state that it was an experience that you all should share.

"After the meeting ended, the 6:00 o'clock news was already over, I was informed by someone to go and watch a tape of that 6:00 o'clock news. I watched the tape and it was a coverage of the Waiola Estates project, which has been, as you know, in the news for the last several days.

"Mr. President, as I watched the news I saw someone who looked like you and I asked, 'Is that my leader?' And listening to what this person had to say I thought maybe it was Andy Anderson's campaign manager and, so, I ran the tape back. I went up to the television set, about an inch away, put on my glasses, and sure enough, Mr. President, it was you.

"In all the years I've served with you I've never felt that you have lacked for political savvy, so then I must conclude that your remarks about the Waiola Estates project came in an unguarded moment. Be that as it may, Mr. President, let me state for the record my point.

"Mr. President, the Waiola Estates project proposes to build a 1500-unit affordable housing development in my district. It's right next to Kamehameha Highway, right across Waipio Gentry, adjacent to the proposed Waikele project, which would be another massive project.

"All of us, Mr. President, are for affordable housing. But what bothers me about this proposal, Mr. President, is that in looking at it, and I had not made any public comment about the proposal when it first hit the news because I wanted to assess it, I have to come to the conclusion that the way this project has been proposed comes from election year politics.

"I have here a copy of an advertisement

paid for, I suppose, by the City and County of Honolulu and the title says, 'A Home of Your Own at Waiola Estates' and it goes on to describe the project and then there's a section that says, 'Who is making it all happen?' and it goes on to describe in glowing terms the role of Mr. D.G. Andy Anderson, the managing director of the city, bringing this project about. Unfortunately, Mr. President, nowhere in this ad does it say that the project is subject to approval by the City Council. Nowhere in this ad does it say that there has been input by the City Council, by the state Department of Transportation, by the communities of Mililani, Waipio Gentry, Seaview, Crestview, Wahiawa, Waiialua. I suppose it's because they all have to travel that corridor. Instead, the ad talks about the selection of buyers, how to apply, and states, 'the actual date of the drawing will be announced as soon as possible and in no event will it be held before June 1, 1986.'

"Mr. President, in my view, to propose a project like this before meeting the requirements of the law is to skirt the process that we have enacted into law, and also to foist, in my view, a cruel political hoax on those who yearn for affordable housing. No one need tell anyone in this body that we have thousands of people out there in the different communities who are unable to afford their own homes. That is a problem that we know all too well. Because it is such a serious problem, we as public servants should be very sensitive to tossing this whole issue into the political arena. This is what has happened in this case.

"The project talks about a school site. Well, was there any input by the Department of Education?

"The project talks about widening or requires widening of Kamehameha Highway. Was there an input by the state Department of Transportation? None.

"This proposal was a surprise and it is part of the method that has been followed by Mr. Anderson and Mr. Fasi with the H-3 mass transit proposal.

"I suppose, Mr. President, that bad habits are hard to get rid of. D.G. Anderson has treated or handled this project the way he handled his fish and chowder restaurant in Waikiki. You remember that. Just as he's done here, he went ahead and built a structure which was in clear violation of the building code; he did not have a permit and he said the hell with the law, the hell with the building code, and he went ahead and built it.

"In the end, of course, he had to plead guilty for violating the building code. And he was pretty lucky you know because, if I was the judge, I would have thrown his

'okole' in jail but, instead, all he got was some community service which he performed.

"This project also involves a deal between Castle & Cooke and the city. And it seems to me, if a deal is going to be struck then at least, before the project is made public, the City Council should have been made privy to the deal.

"Now, from the news reports the deal, as I understand it, or the terms of the deal requires Castle & Cooke to sell to the city, at a reduced cost, these 269 acres of prime agricultural land. In return, Castle & Cooke will be given a credit against providing future low and moderate income housing in their various developments. While this goes against the grain of the theory of what we call 'peppering' or spreading low-cost housing throughout the different communities, are we then saying that this Waiola Estates project will be for people who cannot afford housing and we will lump them all in one community but when Castle & Cooke goes on to build other projects that the housing there will not include 10 percent for low-cost affordable housing but be solely for middle class and upper-middle class people? If that's the case, that goes against our housing policy.

"It is the stated policy of our state in terms of housing to distribute low income families among the different developments and the rationale is quite clear. We do that because all of the studies in our experience indicate that that's the way to avoid the creation of slums or low-cost developments which are looked upon as reservations by the rest of the community. Well, this deal would allow Castle & Cooke to do that because they will be getting a credit.

"This project also takes 269 acres of prime agriculture land in Central Oahu. Mr. President, Mr. Anderson has been around a long time. He knows, as well as I do and as well as most of us here do, that there are approximately 20 thousand acres of agriculture land out in the Leeward/Central area. Only about eight thousand or so of these acres are prime. We have tried in this Legislature over the past years to identify those marginal agriculture lands for use for projects such as housing and other kinds of public purposes.

"If they wanted to put a project out in Leeward-Central Oahu, why did they choose prime ag land? Why not marginal land? Why did they choose a project that is going to be located right next to the Waikele project and right across the street from Waipio Gentry?

"Those of us who represent the area or those of you who have friends out in the area or relatives or may be familiar with

the area know the traffic congestion is horrible. In order to get from Waipio Gentry to downtown Honolulu may take as long as an hour. If you are coming in from Wahiawa it may take as long as an hour and a half. If you are coming in from Millilani it will certainly take between an hour and an hour and a half.

"What considerations were given to traffic problems? Nothing.

"This project, Mr. President, kind of reminds me of another project which the Republicans used in another election year. Let me stretch your memory and go back to, I think it was the first election we had after statehood, remember, the Republicans won that election by, at the last minute, proposing something we now know as the 'Second Mahele.' This is a mini-version, I'll call this the 'Third Mahele.'

"Mr. President, this project now is so politicized that I doubt that it will ever be approved. I would hope if the city and Mr. Anderson, if they are really sincere in providing affordable housing for low and moderate income groups, for the next project they would seek input from the City Council and the residents in the area who will be affected by the developments which are being proposed.

"It's difficult not to get angry about this because it deals with a very sensitive issue and when you see politicians do things which, in my view, unrealistically raise the expectations of people who are crying for relief, and when you see politicians take actions which unfairly place a burden on members of the City Council or the state Legislature who want to do the right thing, then I think that some of us have to stand up and speak out.

"Thank you."

Senator Kawasaki then said:

"Mr. President, I rise on a point of inquiry.

"While listening to Senator Cayetano's concerns about this housing project that was proposed by the city administration, while we do not agree with all of his statements, I think we all are dying to find out what was the outcome of their meeting with this group of fawning sycophants that call themselves the pro-Marcos people ... what was the outcome of that meeting?"

The Chair posed the question to Senator Cayetano and he answered:

"Mr. President, as you know I am the only member of Filipino ancestry in the Senate. Next year you will have a different one. We met with the highest members and we reached an agreement, which is unusual for

Filipinos — we all decided to keep our mouths shut."

Senator Soares also rose on a point of personal privilege and stated:

"Mr. President, I too saw the TV program last night and I was very proud of you. It was a helluva idea. I saw you at the university and your response was quite clear and the answer was, 'I wish I could have thought about it myself.'

"Mr. President, I'd like to respond to my colleague who is giving us his farewell five-day address. I'm sure all of us are going to miss the daily, articulate speeches he's made along with my colleague to my left over here who has made some good speeches himself.

"I should add, Mr. President, that I am about to attend the pro-Marcos and the anti-Marcos hearings from now on because Hawaii Kai, Niu Valley, Aina Haina and Kuliouou are now feeling the effects of the traffic problems created by the ex-president of the Philippines. I was telling my colleague the other day that I think that a resolution is in order, even though the deadline has passed. My constituents are now calling me on the phone asking me when am I going to get rid of this guy who's caused the highways to be backed-up way beyond the Waialae Drive-In Theatre down into Kaimuki. I hope that when the pro and anti groups get together they'll find another district that he may be able to move to, like Kahoolawe or Mohukini or something.

"Mr. President, I have to say, as Republican Floor Leader that while others may have questions of integrity with regard to the announcement made by my good friend Senator Anderson, I feel it was and is a helluva idea. I do believe that his record of achievement in cleaning out our beaches, handling our street people, and many other things were done without having to go through all of the rigamarole that we find at City Hall with the City Council and the red-tape for various zoning requests and what have you. I do believe that a sincere effort has been made in trying to provide housing in an area that so badly needs it.

"I would have to say that the record of Senator Anderson here, as well as where he is now, will speak for itself. I do believe all of the requirements will be complied with. I do believe that the requirements for traffic and zoning will be complied with and I do want you to know that I have great confidence in Senator Anderson. The campaign is on, the politics are flying but I think that you're looking at a sincere effort and a real down to earth attempt to get housing in an area where it belongs and to get housing that's badly needed. I want to

close by saying that I agree with you, Mr. President, I wish I thought of it myself."

The Chair then interjected: "Any one else agreeing with the Chair?"

Senator Cayetano then added:

"Mr. President, I guess one of the issues that will arise in the campaign is whether the Republican philosophy will be to create projects which lump low and moderate income people all together ... in reservations.

"Just let me close by saying this, Mr. President, to the Minority Floor Leader, 'Buddy, you are a very good soldier, and that's more than I can say for the rest of us Democrats.'"

Senator Kawasaki then remarked:

"Mr. President, since you inquired as to whether there was anyone else here agreeing with you, I'd like to go on record by saying that I agree with you.

"First of all, I think for the city administration, notwithstanding they are of the opposition party, to have negotiated a deal where they can purchase prime ag land for \$40,000 an acre or less than \$1.00 a square foot, that's a helluva deal. I wish some of the people needing housing badly as individuals could get into this kind of arrangement where they could buy prime ag lands on this island in fee simple for less than \$1.00 a square foot. That's an outright bargain.

"What disturbs me as a Democrat is where one of the new Democratic councilman railing against this project, talking about the traffic congestion that is going to result. He says nothing of the fact that he supported the Waikele project which has a greater number of units in the adjacent area and that's also going to cause traffic congestion. Seems to me sometimes we Democrats get a little inconsistent in some of our public statements. So, that somewhat embarrasses me.

"The Waikele project that he espoused during the campaign for recall is going to have a greater number of units, creating a greater traffic congestion, if you will, so, sometimes I think we should as Democrats be a little more consistent."

Senator Cayetano responded:

"Mr. President, I'm going to defend Councilman Randy Iwase who I think has done a magnificent job in the short time that he has been on the council. I really don't see the logic in Senator Kawasaki's argument. After all, the Waikele project is one that has been planned and all of the

input that I talked about which is missing from the Waiola Estates project has been done with respect to the Waikele project.

"Now, we should do for Waiola Estates what we did to Waikele. I don't understand the logic of his argument."

Senator Kawasaki then said:

"One final response, Mr. President.

"The logic of my argument is that the Waikele project has greater number of units which will also congest the traffic corridor and so how do we handle that problem? Have we made arrangements to widen that traffic corridor to take care of the Waikele project with all the number of units that that project will entail?"

Senator Cayetano responded:

"Mr. President, may be the answer to that question then, since the Waikele project came first and was planned according to the regular process, is that the city administration should now recall or revert the permit for Waikele."

Senator Kawasaki answered: "That evokes a satisfied response from me."

APPOINTMENT OF CONFEREES

Senate Bill No. 1514-86, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1514-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Cobb, chairman, B. Kobayashi and Henderson as managers on the part of the Senate at such conference.

Senate Bill No. 2258-86, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2258-86, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chang, chairman, Cayetano, Cobb, Toguchi and A. Kobayashi as managers on the part of the Senate at such conference.

At 12:34 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:37 o'clock p.m.

At this time, Senator Abercrombie introduced to the members of the Senate Mr. Stan Mason, president of SIMCO, Inc. of Connecticut, his wife Charlotte, and Mrs. Becky Boom, wife of his chief assistant. Senator Abercrombie added that Mr. Mason is "someone who is contributing mightily by way of entrepreneurship to diversified agriculture in our state."

APPOINTMENT OF CONFEREES

House Bill No. 1692-86, S.D. 2 (H.D. 2):

The President appointed Senators Cayetano and Henderson as additional managers on the part of the Senate at the conference to be held for the consideration of amendments made by the Senate to H. B. No. 1692-86, S.D. 2.

ADJOURNMENT

At 12:40 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., Monday, April 14, 1986.

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 Waiialua 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 Waiialua 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.

FIFTY-SEVENTH DAY

Tuesday, April 15, 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 Mrs. Kathleen Wenke, Representative, First Church of Christ Scientist, after which the Roll was called showing all Senators present with the exception of Senator Matsuura who was excused.

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

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

Senator McMurdo introduced Mr. Robert Gartley Alderman and remarked, "Mr. Alderman is the youngest octogenarian I know, a very dear friend and a comrade of five different campaigns of one sort or another, and one of the most outstanding volunteers in the state."

Senator McMurdo read the congratulatory Senate Certificate commending Mr. Alderman for his dedicated efforts on behalf of the people on his community.

The honoree rose to be recognized and was presented the Senate Certificate and a lei by Senator McMurdo.

Senator McMurdo also introduced Dr. William F. Murray, chairman of Hawaii's Annual Career College Fair for the past eleven years, and read the Senate Certificate honoring him.

Dr. Murray rose to be recognized and was presented the Senate Certificate by Senator McMurdo and a lei by Senator A. Kobayashi. Mrs. Murray was presented a lei by Senator Abercrombie. The honoree's friends and colleagues who were sitting in the gallery also rose to be recognized.

Senator McMurdo then introduced Mrs. Nalani Olds Napoleon, the 1986 Cancer Crusade Ambassador of Goodwill for the State of Hawaii, "the lady who will share her inspirational message of hope in cancer and her aloha with volunteer groups on Oahu, as well as on the neighbor islands."

The honoree rose to be recognized and was presented the certificate of appreciation in recognition of her efforts by Senator McMurdo and a lei by Senator Hee. Mrs. Napoleon was accompanied by Mr. Charles McLemore of the American Cancer Society, who was presented a lei Senator Fernandes Salling.

Senator Holt, on behalf of the Senate, introduced Dr. Loretta Krause and read briefly from the Senate Certificate presented to her "for her accomplishments as being selected as one of twelve recipients of the 1986 School Administrator Award from the John F. Kennedy Center for the Performing Arts Alliance for Arts Education for her work in developing the educational program which shifts the arts from the optional, elective field into equal status with traditional required subjects without sacrificing or diminishing existing academic and athletic programs."

Senator Holt added:

"Mr. President, you'll be pleased to hear that Dr. Krause has also been instrumental in directing the University Lab School's effort to develop cross-cultural relationships with programs in educational institutions in Thailand, Japan and other countries in the Pacific."

Dr. Loretta Krause rose to be recognized and was presented the Senate Certificate by Senator Holt and a lei by Senator Machida.

Senator Chang, on behalf of Senator Holt and himself, introduced five students from Central Intermediate School in Honolulu: Santy Castro, Michelle Francisco, Falepori Saofaigaalii, Michael Maae and Chad Yasumoto. The students were accompanied by their teacher, Mr. Bert Ihara.

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

The Senate reconvened at 12:05 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 343 to 346) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 343, informing the Senate that on April 10, 1986, he signed the following bills into law:

Senate Bill No. 200 as Act 11, entitled: "RELATING TO THE BOARD OF PRIVATE DETECTIVES AND GUARDS,"

Senate Bill No. 1527-86 as Act 12, entitled: "RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE,"

Senate Bill No. 1576-86 as Act 13, entitled: "RELATING TO MOTOR VEHICLES UNDER WARRANTIES,"

Senate Bill No. 1912-86 as Act 14, entitled: "RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS,"

Senate Bill No. 2130-86 as Act 15, entitled: "RELATING TO THE AGED,"

Senate Bill No. 2358-86 as Act 16, entitled: "RELATING TO HAWAIIAN HOME LANDS,"

House Bill No. 1973-86 as Act 17, entitled: "RELATING TO FORM OF SUMMONS AND CITATION,"

House Bill No. 1975-86 as Act 18, entitled: "RELATING TO ADMINISTRATION OF OATH," and

House Bill No. 2028-86 as Act 19, entitled: "RELATING TO BONDING OF SOLAR ENERGY DEVICE DEALERS,"

was placed on file.

Gov. Msg. No. 344, transmitting the Commissioner's Report to the Legislature on the Thrift Guaranty Corporation of Hawaii, in response to Act 187, SLH 1985, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 345, transmitting a report prepared by the University of Hawaii, in response to S.R. No. 51 (1985) - Requesting a Report on the Status of Women at the University of Hawaii, was referred to the Committee on Higher Education.

Gov. Msg. No. 346, informing the Senate that on April 14, 1986, he signed the following bills into law:

Senate Bill No. 1743-86 as Act 20, entitled: "RELATING TO CAPITAL AUTHORIZATIONS,"

House Bill No. 2009-86 as Act 21, entitled: "RELATING TO EMPLOYMENT PRACTICES,"

House Bill No. 2040-86 as Act 22, entitled: "RELATING TO THE EMPLOYMENT OF ATTORNEYS,"

House Bill No. 2050-86 as Act 23, entitled: "RELATING TO CONTRACTORS,"

House Bill No. 2052-86 as Act 24, entitled: "RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS,"

House Bill No. 2053-86 as Act 25, entitled: "RELATING TO HEARING AID DEALERS AND FITTERS,"

House Bill No. 2113-86 as Act 26, entitled: "RELATING TO DENTISTRY,"

House Bill No. 2115-86 as Act 27, entitled: "RELATING TO NURSING," and

House Bill No. 2516-86 as Act 28, entitled: "RELATING TO MORTGAGES,"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 656 and 657) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 656, informing the Senate that the House on April 14, 1986 reconsidered its actions taken on April 3, 1986 in disagreeing to the amendments made by the Senate to the following House Bills:

No. 82, H.D. 1 (S.D. 2);
 No. 526, H.D. 1 (S.D. 1);
 No. 692, H.D. 1 (S.D. 1);
 No. 1316, H.D. 1 (S.D. 1);
 No. 1322 (S.D. 1);
 No. 1488 (S.D. 1);
 No. 1672-86, H.D. 1 (S.D. 1);
 No. 1694-86, H.D. 1 (S.D. 2);
 No. 1695-86 (S.D. 1);
 No. 1727-86, H.D. 1 (S.D. 1);
 No. 1729-86 (S.D. 1);
 No. 1815-86, H.D. 2 (S.D. 1);
 No. 1826-86, H.D. 1 (S.D. 1);
 No. 1829-86 (S.D. 1);
 No. 1855-86, H.D. 1 (S.D. 1);
 No. 1869-86, H.D. 1 (S.D. 1);
 No. 1870-86, H.D. 1 (S.D. 1);
 No. 1878-86, H.D. 1 (S.D. 2);
 No. 1898-86, H.D. 2 (S.D. 1);
 No. 1905-86, H.D. 1 (S.D. 1);
 No. 1906-86, H.D. 1 (S.D. 1);
 No. 1907-86, H.D. 1 (S.D. 1);
 No. 1908-86, H.D. 1 (S.D. 1);
 No. 1913-86, H.D. 1 (S.D. 1);
 No. 1940-86, H.D. 1 (S.D. 1);
 No. 1945-86, H.D. 1 (S.D. 1);
 No. 1946-86, H.D. 1 (S.D. 1);
 No. 1951-86, H.D. 1 (S.D. 1);
 No. 1959-86, H.D. 1 (S.D. 1);
 No. 1967-86, H.D. 1 (S.D. 1);
 No. 1969-86, H.D. 1 (S.D. 1);
 No. 1970-86, H.D. 2 (S.D. 1);
 No. 1971-86, H.D. 1 (S.D. 1);
 No. 1974-86 (S.D. 1);
 No. 1976-86 (S.D. 1);
 No. 1983-86 (S.D. 1);
 No. 1984-86 (S.D. 1);
 No. 1993-86, H.D. 1 (S.D. 1);
 No. 1995-86, H.D. 1 (S.D. 1);
 No. 1999-86, H.D. 1 (S.D. 1);
 No. 2001-86, H.D. 1 (S.D. 1);
 No. 2002-86, H.D. 1 (S.D. 1);
 No. 2003-86, H.D. 1 (S.D. 1);
 No. 2007-86, H.D. 1 (S.D. 1);

No. 2010-86 (S.D. 1);
 No. 2011-86, H.D. 1 (S.D. 1);
 No. 2013-86, H.D. 1 (S.D. 1);
 No. 2014-86, H.D. 1 (S.D. 1);
 No. 2024-86, H.D. 1 (S.D. 1);
 No. 2026-86, H.D. 1 (S.D. 1);
 No. 2027-86 (S.D. 1);
 No. 2032-86, H.D. 1 (S.D. 1);
 No. 2033-86, H.D. 1 (S.D. 1);
 No. 2035-86, H.D. 1 (S.D. 1);
 No. 2036-86, H.D. 1 (S.D. 1);
 No. 2038-86 (S.D. 1);
 No. 2039-86 (S.D. 1);
 No. 2042-86, H.D. 1 (S.D. 1);
 No. 2044-86 (S.D. 1);
 No. 2048-86 (S.D. 1);
 No. 2049-86 (S.D. 1);
 No. 2051-86 (S.D. 1);
 No. 2054-86 (S.D. 1);
 No. 2060-86, H.D. 1 (S.D. 1);
 No. 2062-86, H.D. 2 (S.D. 1);
 No. 2074-86, H.D. 1 (S.D. 1);
 No. 2102-86, H.D. 1 (S.D. 2);
 No. 2103-86, H.D. 1 (S.D. 1);
 No. 2105-86, H.D. 1 (S.D. 1);
 No. 2108-86, H.D. 1 (S.D. 1);
 No. 2109-86, H.D. 1 (S.D. 1);
 No. 2111-86 (S.D. 1);
 No. 2112-86 (S.D. 1);
 No. 2114-86 (S.D. 1);
 No. 2116-86 (S.D. 1);
 No. 2119-86, H.D. 1 (S.D. 1);
 No. 2123-86 (S.D. 1);
 No. 2129-86, H.D. 1 (S.D. 1);
 No. 2138-86, H.D. 1 (S.D. 1);
 No. 2142-86, H.D. 1 (S.D. 1);
 No. 2158-86 (S.D. 1);
 No. 2168-86, H.D. 1 (S.D. 1);
 No. 2173-86, H.D. 1 (S.D. 1);
 No. 2189-86, H.D. 1 (S.D. 1);
 No. 2191-86, H.D. 1 (S.D. 1);
 No. 2192-86, H.D. 1 (S.D. 1);
 No. 2193-86 (S.D. 1);
 No. 2194-86 (S.D. 1);
 No. 2201-86, H.D. 1 (S.D. 1);
 No. 2216-86 (S.D. 1);
 No. 2217-86 (S.D. 1);
 No. 2238-86, H.D. 2 (S.D. 1);
 No. 2273-86, H.D. 1 (S.D. 2);
 No. 2337-86, H.D. 2 (S.D. 1);
 No. 2358-86 (S.D. 1);
 No. 2362-86 (S.D. 1);
 No. 2363-86 (S.D. 1);
 No. 2374-86 (S.D. 1);
 No. 2424-86 (S.D. 1);
 No. 2425-86, H.D. 1 (S.D. 1);
 No. 2427-86 (S.D. 1);
 No. 2465-86 (S.D. 1);
 No. 2479-86, H.D. 1 (S.D. 1);
 No. 2483-86 (S.D. 1);
 No. 2513-86, H.D. 2 (S.D. 1);
 No. 2526-86, H.D. 1 (S.D. 1);
 No. 2569-86 (S.D. 1);
 No. 2586-86 (S.D. 1);
 No. 2599-86, H.D. 1 (S.D. 1);
 No. 2605-86, H.D. 1 (S.D. 1);
 No. 2656-86 (S.D. 1);
 No. 2695-86, H.D. 1 (S.D. 1);
 No. 2714-86 (S.D. 1);
 No. 2715-86, H.D. 1 (S.D. 1);

No. 2722-86, H.D. 1 (S.D. 1);
 No. 2730-86 (S.D. 1);
 No. 2752-86, H.D. 1 (S.D. 1);
 No. 2756-86 (S.D. 1);
 No. 2760-86 (S.D. 1);
 No. 2786-86 (S.D. 2);
 No. 2800-86, H.D. 2 (S.D. 2); and
 No. 2844-86, H.D. 2 (S.D. 1),

was placed on file.

Hse. Com. No. 657, transmitting House Concurrent Resolution No. 94, H.D. 1 which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 94, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHIEF JUSTICE TO STUDY THE FEASIBILITY OF ALLOWING THE LIMITED LICENSING OF FOREIGN LEGAL CONSULTANTS FROM JAPAN AND ESTABLISHING A RECIPROCITY PROGRAM FOR HAWAII ATTORNEYS TO PRACTICE AS LEGAL CONSULTANTS IN JAPAN," was referred to the Committee on Legislative Management.

Hse. Com. No. 658, transmitting House Concurrent Resolution No. 4 which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 4, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE UNEMPLOYMENT INSURANCE COMPENSATION FUND," was referred to the Committee on Legislative Management.

Hse. Com. No. 659, transmitting House Concurrent Resolution No. 19 which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE UNIVERSITY OF HAWAII OUTREACH AND EXTENDED DEGREE EFFORTS AND ENCOURAGING THE CONTINUATION OF THESE EFFORTS," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 660, transmitting House Concurrent Resolution No. 33, H.D. 1, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 33, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO IMPLEMENT A CONTINUUM OF SERVICES IN THE COMMUNITY FOR PERSONS WITH MENTAL RETARDATION, AND FOR PERSONS WHO ARE DEVELOPMENTALLY

DISABLED," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 661, transmitting House Concurrent Resolution No. 57, H.D. 2, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 57, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING FURTHER RESEARCH AND STUDY ON CONGENITAL TOXOPLASMOSES," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 662, transmitting House Concurrent Resolution No. 60 which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE ACQUIRE ADDITIONAL ONELOA BEACH (BIG BEACH) LANDS AT MAKENA, MAUI FOR STATE PARK PURPOSES," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 663, transmitting House Concurrent Resolution No. 66, H.D. 2, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 66, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF A LEASE, TOGETHER WITH AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 664, transmitting House Concurrent Resolution No. 72, H.D. 2, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 72, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS TO STUDY ALTERNATE SYSTEMS FOR DELIVERING HIGHER EDUCATION SERVICE TO THE RESIDENTS OF WEST HAWAII," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 665, transmitting House Concurrent Resolution No. 75, H.D. 1, which was adopted by the House of Representatives on April 14, 1986, was

placed on file.

By unanimous consent, H.C.R. No. 75, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE MANAGEMENT OF STATE LANDS UNDER CHAPTER 171, HAWAII REVISED STATUTES," was referred to the Committee on Legislative Management.

Hse. Com. No. 666, transmitting House Concurrent Resolution No. 80, H.D. 1, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 80, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING PARTIES IN THE PENDING APPEAL CONCERNING THE WORKERS' COMPENSATION INSURANCE RATE FILING TO SETTLE THEIR DIFFERENCES SO THAT THE MEDICAL DEDUCTIBLE PROVISIONS OF ACT 296, SESSION LAWS OF HAWAII 1985, CAN BE IMPLEMENTED," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 667, transmitting House Concurrent Resolution No. 82, H.D. 2, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 82, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF AN EMPLOYEE ASSISTANCE PROGRAM FOR STATE EMPLOYEES," was deferred until Wednesday, April 16, 1986.

Hse. Com. No. 668, transmitting House Concurrent Resolution No. 91 which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 91, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE REORGANIZATION OF STATE GOVERNMENT," was referred to the Committee on Legislative Management.

Hse. Com. No. 669, transmitting House Concurrent Resolution No. 102, H.D. 1, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 102, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF THE TRAINING PROVIDED TO INDIVIDUALS INVOLVED IN EARLY INTERVENTION OF CHILD ABUSE AND NEGLECT," was referred to the Committee on Legislative Management.

Hse. Com. No. 670, transmitting House Concurrent Resolution No. 110, H.D. 1, which was adopted by the House of Representatives on April 14, 1986, was placed on file.

By unanimous consent, H.C.R. No. 110, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF LONG TERM CARE INSURANCE AND THE FEASIBILITY OF ALLOWING A TAX CREDIT FOR LONG TERM CARE INSURANCE PREMIUMS," was referred to the Committee on Legislative Management.

STANDING COMMITTEE REPORTS

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 923-86) recommending that Senate Concurrent Resolution No. 97 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. 97, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO FORMULATE A PLAN TO HOLD A HAWAII DAY IN WASHINGTON, D.C.," was adopted.

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 924-86) recommending that Senate Resolution No. 126 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 126, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO FORMULATE A PLAN TO HOLD A HAWAII DAY IN WASHINGTON, D.C.," was adopted.

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 925-86) recommending that Senate Concurrent Resolution No. 91, 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. 91, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE KAHANA ADVISORY COUNCIL TO CONTINUE WORK ON KAHANA STATE PARK," was adopted.

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 926-86) recommending that Senate Resolution No. 121, 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.R. No. 121, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE KAHANA ADVISORY COUNCIL TO CONTINUE WORK ON KAHANA STATE PARK," was adopted.

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 927-86) recommending that Senate Concurrent Resolution No. 104 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. 104, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON A CONVENTION CENTER SITE," was adopted.

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 928-86) recommending that Senate Resolution No. 133 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 133, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON A CONVENTION CENTER SITE," was adopted.

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 929-86) recommending that Senate Concurrent Resolution No. 68 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. 68, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO LEASE STATE LAND FOR A SHOOTING RANGE IN WEST HAWAII," was adopted.

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 930-86) recommending that Senate Resolution No. 93 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 93, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO LEASE STATE LAND FOR A SHOOTING RANGE IN WEST HAWAII," was adopted.

Senator Cobb, for the majority of the

Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 931-86) recommending that Senate Concurrent Resolution No. 94 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 931-86 and S.C.R. No. 94, entitled: "SENATE CONCURRENT RESOLUTION CONCERNING THE GENERAL REVENUES OF THE STATE OF HAWAII," was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 932-86) recommending that Senate Resolution No. 123 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 932-86 and S.R. No. 123, entitled: "SENATE RESOLUTION CONCERNING THE GENERAL REVENUES OF THE STATE OF HAWAII," was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 933-86) recommending that Senate Concurrent Resolution No. 105 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 933-86 and S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A TELETRACK THEATRE," was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 934-86) recommending that Senate Resolution No. 134 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 934-86 and S.R. No. 134, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A TELETRACK THEATRE," was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 935-86) recommending that Senate Concurrent Resolution No. 55, 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. 55, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE DEVELOPMENT OF A BACK-UP SYSTEM TO ENSURE A CONTINUOUS SUPPLY OF THE DEEP, SEAWATER RESOURCE TO THE NATURAL ENERGY

LABORATORY OF HAWAII AND THE HAWAII OCEAN SCIENCE AND TECHNOLOGY PARK AT KEAHOLE POINT, KAILUA-KONA, HAWAII," was adopted.

Senator Cobb, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 936-86) recommending that Senate Resolution No. 78, 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.R. No. 78, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO THE DEVELOPMENT OF A BACK-UP SYSTEM TO ENSURE A CONTINUOUS SUPPLY OF THE DEEP, SEAWATER RESOURCE TO THE NATURAL ENERGY LABORATORY OF HAWAII AND THE HAWAII OCEAN SCIENCE AND TECHNOLOGY PARK AT KEAHOLE POINT, KAILUA-KONA, HAWAII," was adopted.

Senator Cobb, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 937-86) recommending that Senate Concurrent Resolution No. 82 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. 82, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE COMPLETION OF THE DEPARTMENT OF ENERGY'S MOD-5B RESEARCH WIND TURBINE AT KAHUKU, HAWAII," was adopted.

Senator Cobb, for the Committee on Energy, presented a report (Stand. Com. Rep. No. 938-86) recommending that Senate Resolution No. 108 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 108, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE COMPLETION OF THE DEPARTMENT OF ENERGY'S MOD-5B RESEARCH WIND TURBINE AT KAHUKU, HAWAII," was adopted.

Senator Cobb, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 939-86) recommending that House Bill No. 1972-86, H.D. 1, 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. 1972-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROHIBITION OF ENTRY OF ANIMALS WITHOUT

INSPECTION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 940-86) recommending that House Bill No. 2482-86, H.D. 1, 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. 2482-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY AND HOUSEHOLD MEMBERS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 941-86) recommending that the Senate advise and consent to the nominations of the following:

John T. Rathjen, D.C. to the Board of Chiropractic Examiners, in accordance with Gov. Msg. No. 135;

Edson Hoo to the Board of Massage, in accordance with Gov. Msg. No. 143;

Rodney Chun, N.D. to the Board of Examiners in Naturopathy, in accordance with Gov. Msg. No. 146;

Joal A. Dunston to the Board of Certification for Practicing Psychologists, in accordance with Gov. Msg. No. 150;

Sharon M. Young to the Board of Chiropractic Examiners, in accordance with Gov. Msg. No. 229; and

Jean Adair-Leland, Ph.D. to the Board of Certification for Practicing Psychologists, in accordance with Gov. Msg. No. 270.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 941-86 and Gov. Msg. Nos. 135, 143, 146, 150, 229 and 270 was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Education, presented a report (Stand. Com. Rep. No. 942-86) recommending that the Senate advise and consent to the nominations of the following:

Ethelreda R. Kahalewai to the Library Advisory Commission, City and County of Honolulu, in accordance with Gov. Msg. No. 160;

Suzanne E. Case, Abraham L. Kealoha, Jr., Hazel Kauahikaua and Sally Ann Harper to the Library Advisory Commission, City and County of Honolulu, in accordance with Gov. Msg. No. 297;

Alyce B. Haines to the Library Advisory Commission, County of Maui, in accordance with Gov. Msg. No. 161;

Calvin T. Yamamoto and Francis K. Goodness to the Library Advisory Commission, County of Maui, in accordance with Gov. Msg. No. 236;

Frank N. Kaneda and Martha S. Nagakura to the Library Advisory Commission, County of Hawaii, in accordance with Gov. Msg. No. 254;

Arlene M. Waiamau to the Library Advisory Commission, County of Kauai, in accordance with Gov. Msg. No. 162;

Priscilla T. Leong, Glenn M. Molander, Irene G. Wilhelm, Ethelyn Kauilani Rosa and Beverly C. Johnston to the Library Advisory Council, County of Kauai, in accordance with Gov. Msg. No. 277; and

Emiko Kudo to the Education Commission of the States, in accordance with Gov. Msg. No. 158.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 942-86 and Gov. Msg. Nos. 160, 297, 161, 236, 254, 162, 277 and 158 was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 943-86) recommending that the Senate advise and consent to the nominations of the following:

Marlene K. Burgess and Patricia Jenkins to the Advisory Council for Children and Youth, in accordance with Gov. Msg. No. 108;

Jerry S. Hashimoto to the Advisory Council for Children and Youth, in accordance with Gov. Msg. No. 180;

Beppie Shapiro and Marilyn Jean Wong to the Board of Social Services and Housing, in accordance with Gov. Msg. No. 179;

Michael A. Kengo Nakamura to the Board of Social Services and Housing, in accordance with Gov. Msg. No. 241;

Frances D. Riggs, M.D. and Beverly Lee to the Child Abuse and Neglect Secondary Prevention Advisory Committee, in accordance with Gov. Msg. No. 181;

Stanley S. Inkyo to the Child Abuse and Neglect Secondary Prevention Advisory Committee, in accordance with Gov. Msg. No. 242;

Elsie Hirai, Sharon N. Chiba, Lois J. Evora and Joan L. Husted to the Commission on the Status of Women, in accordance with Gov. Msg. No. 182;

Nanea Sai, Patrice A. Tottori, Barbara B. Peterson, Ph.D. and Mary K. Kama to the Commission on the Status of Women, in accordance with Gov. Msg. No. 280;

Laura Y. Chock and Sally Ann Price to the Board of Vocational Rehabilitation, in accordance with Gov. Msg. No. 183; and

Kenneth Okuma to the Policy Advisory Board for Elderly Affairs, in accordance with Gov. Msg. No. 261.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 943-86 and Gov. Msg. Nos. 108, 179, 180, 181, 182, 183, 241, 242, 261 and 280 was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 944-86) recommending that the Senate advise and consent to the nominations of the following:

Clarence M. Takashima to the Civil Service Commission, in accordance with Gov. Msg. No. 186;

William Yamada, William F. Murray, Ed.D. and Rowena Blaisdell to the Advisory Commission on Employment and Human Resources, in accordance with Gov. Msg. No. 187;

Joan M.C. Bickson to the Civil Service Commission, in accordance with Gov. Msg. No. 302;

Moriyoshi Hiratani to the Board of Trustees of the Hawaii Public Employees Health Fund, in accordance with Gov. Msg. No. 303; and

Ralston H. Nagata to the Board of Trustees of the Deferred Compensation Plan, in accordance with Gov. Msg. No. 313.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 944-86 and Gov. Msg. Nos. 186, 187, 302, 303 and 313 was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 945-86) recommending that the Senate advise and consent to the nomination of John A. Chanin to the Commission to Promote Uniform Legislation, in accordance

with Gov. Msg. No. 184.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 945-86 and Gov. Msg. No. 184 was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 946-86) recommending that the Senate advise and consent to the nomination of Gertrude K. P. Frantz to the Board of Registration, Maui, Molokai, Lanai and Kahoolawe, in accordance with Gov. Msg. No. 185.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 946-86 and Gov. Msg. No. 185 was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 947-86) recommending that House Bill No. 2361-86 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. 2361-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday April 16, 1986.

Senator Cobb, for the Committee on Education, presented a report (Stand. Com. Rep. No. 948-86) recommending that Senate Resolution No. 104, 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.R. No. 104, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE DELIVERY OF PUPIL SERVICES IN THE DEPARTMENT OF EDUCATION," was adopted.

Senator Cobb, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 949-86) recommending that Senate Concurrent Resolution No. 53 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. 53, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE REPORT ON THE FINAL COMPENSATION PLAN AND THE COST THEREOF," was adopted.

Senator Cobb, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 950-86) recommending that Senate Concurrent Resolution No. 111 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. 111, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO PREPARE AN ANALYSIS OF THE TRANSFER OF THE DUTY AND RESPONSIBILITY TO CERTIFY PROVIDERS OF REHABILITATION SERVICES," was adopted.

Senator Cobb, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 951-86) recommending that Senate Concurrent Resolution No. 110 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. 110, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF 'EXEMPT' EMPLOYMENT IN THE CIVIL SERVICE," was adopted.

Senator Cobb, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 952-86) recommending that Senate Concurrent Resolution No. 103, 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. 103, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE INTERSTATE H-3 FREEWAY, AND URGING HAWAII'S CONGRESSIONAL DELEGATION TO CONTINUE TO SEEK CONGRESSIONAL REMEDY TO EXPEDITE THE CONSTRUCTION OF H-3," was adopted.

Senator Cobb, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 953-86) recommending that Senate Resolution No. 132, 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.R. No. 132, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE INTERSTATE H-3 FREEWAY, AND URGING HAWAII'S CONGRESSIONAL DELEGATION TO CONTINUE TO SEEK CONGRESSIONAL REMEDY TO EXPEDITE THE CONSTRUCTION OF H-3," was adopted.

Senator Cobb, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 954-86) recommending that Senate Concurrent Resolution No. 50, 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. 50, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING IMPROVED U.S. IMMIGRATION AND CUSTOMS SUPPORT AT HONOLULU INTERNATIONAL AIRPORT," was adopted.

Senator Cobb, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 955-86) recommending that Senate Resolution No. 74, 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.R. No. 74, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING IMPROVED U.S. IMMIGRATION AND CUSTOMS SUPPORT AT HONOLULU INTERNATIONAL AIRPORT," was adopted.

Senator Cobb, for the Committee on Government Operations, presented a report (Stand. Com. Rep. No. 956-86) recommending that the Senate advise and consent to the nomination of Alfred O. Souza, Frank T. S. Kim and Sherman Thompson to the Civil Defense Advisory Council, in accordance with Gov. Msg. No. 237.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 956-86 and Gov. Msg. No. 237 was deferred until Wednesday, April 16, 1986.

Senator Cobb, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 957-86) recommending that Senate Concurrent Resolution No. 159, 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. 159, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO AIRPORT LEI SELLERS," was adopted.

Senator Cobb, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 958-86) recommending that Senate Resolution No. 189, 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.R. No. 189, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO AIRPORT LEI SELLERS," was adopted.

Senator Cobb, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 959-86) recommending that the Senate advise and consent to the nominations of Antone Basque, Donald I. Doi and Ernest "Casey" Moniz to the Highway

Safety Council, in accordance with Gov. Msg. No. 314.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 959-86 and Gov. Msg. No. 314 was deferred until Wednesday, April 16, 1986.

ORDER OF THE DAY

FINAL READING

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

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 S.B. No. 310, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Matsuura and Henderson).

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

By unanimous consent, action on S.B. No. 934, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION," was deferred until Thursday, April 17, 1986.

MATTER DEFERRED FROM MONDAY, APRIL 14, 1986

THIRD READING

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

Senator Aki moved that H.B. No. 1763-86, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fernandes Salling.

Senator Kawasaki rose to speak against the measure as follows:

"Mr. President, I rise to speak against passage of this bill.

"This is another one of those amendments that we intend to impose on the existing statutes; in this particular case, recommended action here is that we allow the deferment of the payment of interest on these capital loans made to small businesses here.

"The law presently allows the Department of Planning and Economic Development to forego the requirement of monthly payments on the principal of a loan for a period of five years. This is very liberal. As a matter of fact, too liberal, in my judgment. To begin with, for people to be able to get loans from the state for starting businesses, to carry on their businesses is a

privilege, a privilege in most cases not accorded by the private lending institutions and that is the reason these people do not qualify for loans made by private institutions, they come to the state, and the state has been very liberal in allowing these budding entrepreneurs to have the benefit of very liberal loans — loans made at rates of interest so low that in my judgment sometimes it amounts to almost a subsidy by the taxpayers of this state to these businesses.

"In the past, we've had abuses by people making these loans in the way of defaults, not paying principal payments, the folding up of their business. As a consequence the state has lost money on loans made to fishing vessel operators, loans made to farmers who sometimes lack the qualification to be a successful farmer. They've defaulted on these loans. We've taken tremendous amounts of losses on farm loans, and of course, the infamous Kohala Task Force projects which amounted to a loss of about \$5 million to the State of Hawaii. These loans, again, were ultra-liberal and monitoring was bad on the part of relevant agencies. Now, we're setting a bad precedent in saying that in addition to allowing these entrepreneurs the privilege of not making any principal payments, monthly payments for a period of five years on what is liberal loans with very low rates of interest, now we're saying that we're going to forego the requirement for them to make interest payments monthly. This again, I think, is encouraging people who make these loans to default. It just seems to me this opens the door; there's going to be other categories of loan beneficiaries who'd want to defer payment of interest payments for two, three, five years. And I think for this reason we should not make this change in the law as anticipated in this bill. I suggest that we do not vote this bill out of this body."

Senator Abercrombie also spoke against the measure and remarked:

"Mr. President, I rise to speak against this bill.

"Mr. President, Senator Kawasaki has made a pretty clear case. I would just like to raise a couple of more points with respect to what we're doing with other legislation here.

"Mr. President, how do we justify, and perhaps the chairman will respond to these remarks.

"How do we justify raising tuition at the University of Hawaii? Every student going to the University of Hawaii is going to have to pay increased tuition. Every student going to the University of Hawaii as part of the lifelong learning and everyone knows the

lifelong learning process and everyone knows that the ages associated with going to the University of Hawaii, and I'm including Community Colleges now, has increased, where you have the average age of the Community College, for example, at 26-plus. That shows that people leaving the high school and entering the world of working coming back to school, trying to work and go to school at the same time, yet we're raising the tuition, increasing the cost.

"We're in the process right now ... Senator Holt will no doubt confirm of trying to come to a conclusion on child care at the university ... day and night care at the university system. And one of the arguments being made, particularly by members of the House, is that it should be self-supporting, including the capital costs and interest. What we're saying to the working people of our state who want to improve themselves, to women on welfare, particularly single parents with small children who want to get off welfare and improve themselves, not only do you have to pay for your child care but you have to pay for the cost of the building and retire the interest on that building.

"We subsidize the Medical School. We subsidize the Law School. We subsidize the construction of every building on every campus all over this state, and we are telling the working people of our state you have to pay everything, as a matter of fact, at the University of Hawaii campus when you come in and you put your child in the day care center facility, that you're going to start out \$600,000 in debt plus interest, the first day you put that child in there. And yet we're going to forgive all the interest, we're going to forgive all the loans for all these people who have the advantage of using the state money, is that fair?

"Where's the loan to the people who want to better themselves? How can we say that we want to better the business climate when we actually prevent people who want to improve their circumstances in life from being able to do so in a practical manner? I just cite that as one example.

"Today is tax day. I don't know about you, but sometime during the day, reluctant as I am about it, I've got to put my checks in the mail or they'll come after me. You're nodding your head ... they're going to come after you too. If you don't pay, you're liable to have a hairline like mine before too long. (Laughter.) It's amusing in one sense, but this is a practical matter. I think that this kind of a bill at this time is inappropriate.

"It's not as if we are trying to deny these people these loans. They shouldn't be making these loans in the first place if this is the kind of situation that's going to

occur. I stand before you once again, my colleagues, I say it to you, is this fair? Is this fair in the context that we're operating with right now?

"We're talking about the funding of our state budget right now, about working with our senior citizens, about working with small children, about all the rest of this, whether we're extending our base, and these kinds of things, and whether we're going to have an increased budget base over the next few years to meet our human services needs. What about the break for those people?

"I think that the taxpayers and the voters and the citizens will see the passage of this kind of bill as private interest legislation to benefit a privileged few because it's a privilege to have this kind of a loan situation. I think that the context within which we're operating today makes a yes vote on this kind of bill at this time inappropriate, and I would like to hear the rationale of the chairman who's putting forward this bill with respect to some of the issues that have been raised by Senator Kawasaki and myself.

"And in the absence of a compelling reason, a compelling state reason, unless statistics can be shown, unless examples can be cited which show the necessity of passing a bill at this time, I think that it perhaps should be recommitted for further consideration. Thank you."

Senator Aki spoke in support of the measure and said:

"Mr. President, in brief response in support of this bill, I just want to point out that this last year or two has been very difficult for many of the business people in our community, and as a result the department has come up with this bill to defer interest payments. Originally the bill called for a five-year deferment. However, the committee amended that and recommended a two-year deferment.

"I just want to add that from the comments of the previous speakers, the Department of Planning and Economic Development which oversees the capital loan program has done a very good job in screening and also in collecting on these loans and the possible abuses that were mentioned by the speakers are not really happening.

"There are at the present time 103 loans outstanding, and out of these 103 only two are in serious trouble at this time for an amount of about \$88,000. There are a number of loans that are delinquent — five in the 30- to 59-day category. Total number of delinquent loans at this point is just about 26.

"The purpose of this bill, Mr. President, is not to eliminate any interest payment or principal payment, it just defers the payment for two years on interest and five years on principal. Therefore, businessmen would have to pay back these loans at that time.

"As I said earlier, these last two years have been very difficult for business and this bill will help small businessmen who are in our state to survive in the next year or two."

Senator Cayetano also rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"Mr. President, in the twelve years that I've spent in this Legislature, it is in this area where I've seen the most abuse of state resources, where I've seen examples of people using these kinds of loans to further their own interest. This loan is with DPED. I'm sure that Senator Kawasaki can give you an example of some years ago, and the only reason that I refer to him is because he knows more about it than I do, where a fishing vessel loan was used to construct a boat ostensibly to help foster the fishing industry in this state.

"My understanding was, the principals involved paid nothing on the principal for three to five years, turned around and sold the boat to a Mainland corporation. It's all paper. All the action was on paper. The state got nothing out of the whole thing.

"The chairman talks about people in trouble, makes mention that there are only 26 loans delinquent. Those of you who have served here for at least as long as I have or maybe longer, we know what these terms are. They are very favorable terms. Under the terms which loans are provided today, there should be no delinquency. I don't know what the interest rate is now but my recollection is that some years ago it was something like ... it ranged from anywhere from 3 to 7 percent. That is abysmally low.

"If some of these so-called businesses are in trouble, with the interest rates going down the way they are today, it seems to me that they may seek relief elsewhere. It's one thing to defer payment of principal for a period of time, 3 to 5 years. In my view, it's totally unfair and uncalled for to give the director of DPED the authority to defer payment of interest.

"My concern is also that the guidelines set for qualifying for these loans are not strong enough. I can tell you that I know, for example, that there is right now a former state Senator and a staff member who have a loan like this. It's not a DPED loan; it's

an Agriculture loan. That state Senator is hardly hurting for money, I can tell you that, yet, he qualified.

"And I will tell you and I will share with this body since I only have four more days here, that it will come out soon that nothing was paid by this former Senator and his staff member, neither interest nor principal. The reason that I know is that it's a matter of public record in bankruptcy court.

"So, do we need this? My opinion is that we do not need this, not at this particular time when interest rates are going down.

"I think the points made by Senator Abercrombie about fairness to other people, people who are struggling, people who have the courage and the determination to go out into the private sector and try to raise money and put their heads together and take risks to go into business, this is unfair to them. Not many of those people come to the state because they don't qualify.

"There will be a new administration in 1986. I would suggest that we hold this bill and those of you who are here next session can take it up with the new director. Maybe he will have a different sense of mission, different priorities, and different objectives. Thank you."

At 12:24 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:08 o'clock p.m.

Senator Kawasaki then continued:

"Mr. President, I don't wish to belabor my opposition to this bill, but perhaps in the interest of providing information, the fishing vessel loan that was referred to by Senator Cayetano provided a 5 percent interest charge, and in this particular case there were no payments on either principal or interest for a total period of five years. As I recall my examination into the particular case, the cash flow of the company would have allowed that some payments be made but no payment was made, and that's one abuse.

"I talked about the liberal terms on which these loans are made by the state government so it's a privilege for these people who qualify for these loans. Existing today are loans made to farmers with interest payments of 2 percent. This is an outright subsidy by the taxpayers for this category of loan beneficiaries. And, as has been related to us, this category of farmers who today have the privilege of borrowing from the state at interest charges of 2 percent are also asking for the waiver for a number of years on interest payments too.

So, my point here, is the kind of liberalization we're talking about in this bill is just going to lead to abuses. And in this category of 2 percent loan farmers, they have had the privilege of having these types of loans for over a decade now. When a farmer shows that he can't really hack it, so to speak, for a number of years to a point where he can't even make interest payments, perhaps it's a blessing in disguise that we terminate these loans and not let the farmer suffer further because in all probability he would not make a success of his venture to begin with. This was amply proven in many of the Kohala Task Force projects, as you well know. We were ultra-liberal on that. As a consequence, the state and the County of Hawaii are today stuck for perhaps some four or five million dollars of loans that were never paid and never going to be paid.

"I think legislation like this is just compounding the problem we've had in the past, and I speak against passage of this bill."

Senator Abercrombie then said:

"Thank you, Mr. President.

"I think some rebuttal is in order with respect to what the chairman indicated as being a reason for passing this bill.

"I realize, Mr. President, that when you come on to the floor and we've had a caucus that looks as if these things might be able to pass but these things are going on the record and we're going to have to stand or fall by them. I would remind members of all parties that this is going to go on the record and will be subject to scrutiny at some further time, some future time.

"Mr. President, I refer you and the members to the first page of this bill and I'm, quoting from line 8, 'These loans may be made in conjunction with loans made by other financial institutions, including the Small Business Administration.' It's not as if people who are the beneficiaries of these loans are going to be operating bereft of any other kind of source of assistance. And when you think about the fact that they've had this kind of assistance and then you read the language on page 2, in effect you are giving retroactive incentive not to pay.

"These galleries are now fairly empty, but there are surely business people here and it's going to go on the record, or the people that are in the gallery to witness it publicly today, it's going to be in the public record, and I can assure you I intend to bring it with respect to any people in the business community that may question this area. The payment of interest on the ... and I'm quoting ...'The payment of interest on the principal of a loan may be deferred by the

director, but in no event shall interest payment be deferred in excess of two years from the date of issuance of the loan' ... I tell you is an invitation, if not an outright grant of immunity for two years of payment.

"I wonder how many people that are struggling right now to do the right thing, trying to make their payments, people who were told, for example, you don't ... again, I will bring it up ... you don't get into school if you are not able to pay, for example, your student fees. You cannot even register for the University of Hawaii if you have a single parking ticket that is outstanding. They'll simply tell you you're out, you can't come in; you owe us \$2.00. And if you don't pay it, you don't get your degree. And yet we're telling these people that they can, in effect, run up the bill for two years and in the end say, 'Gee, we can't pay; okay, we're in default.' Come on, please.

"When we talk about giving people a break, it's the taxpayers' necks that are being broken. These people aren't getting a break. This is like championship wrestling. It's a show; it's an exhibition. That's what this is. We have no guidelines whatsoever in here with respect to when the payment of interest on the principal of the loan may be deferred by the director, under what circumstances — friendship, political influence, who do you know — just by the director, he or she whoever the director may be doesn't have to have any reason whatsoever for doing it.

"I would point out and I would point out for the record, again, because this is going to go on regardless of party and how it votes that everyone associated with the Manoa Finance/Great Hawaiian disaster has to pay every single penny of interest. When people think that somehow some break was taken by the people who invested in Manoa Finance and the other institutions that have been dealt with in previous legislation, they did not have the use of their money as the people in this loan program have had or will have, and yet they are required by law to pay the interest, regardless.

"Many of the people who received their payment in the Manoa Finance situation had to use a major portion of those funds to pay the interest on money that they had no access to and of which they were deprived. How is it fair to those people who had to pay their interest even when we were talking about life savings? How is it fair, then, to do this kind of thing? It seems to me that it is quite clear that if it is difficult for business people under these circumstances, how difficult is it then for the person who's making the good faith attempt to try and make their payments, to pay their interest, to pay on the debt. It makes fools of honest people.

"Why is it that we pass legislation that actually penalize people who try to be honest, who work hard, who try to do the best they can to be good citizens, and reward those who are looking to work the angle. That's what this kind of legislation does. That's why I think we should vote it down."

The motion was put by the Chair and carried, and Roll Call vote having been requested, H.B. No. 1763-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL LOANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 9 (Abercrombie, Cayetano, Chang, Hee, Kawasaki, B. Kobayashi, McMurdo, Solomon and Toguchi). Excused, 1 (Matsuura).

At this time, Senator Kawasaki rose and remarked:

"Mr. President, I'd like to rise on a question of personal privilege.

"If I may say so, one thing consistent about the Republican minority is their inconsistency."

Senator Soares answered:

"Mr. President, I'd like to answer to that personal privilege.

"Consistency is the four votes that helped to pass the bill."

Senator Abercrombie then added:

"Mr. President, I did not understand what was just said."

The Chair answered:

"He said four votes helped to pass the bill."

Senator Abercrombie continued:

"Is that supposed to have some kind of meaning?"

The Chair answered:

"It's consistent."

Senator Soares then said:

"Mr. President, it means that the four votes mean something on the floor of the Senate. That's what it means."

Senator Abercrombie continued:

"Mr. President, I compliment you on your capacity to understand that we were doing that. I do thank, on a point of personal

privilege, I thank Senator Soares for that last remark in making it clear and I trust that all that will be part of the record that the Clerk will be recording. Is that true?"

The Chair answered:

"I think it's part of the tapes too."

Senator Abercrombie answered:

"Excellent. Thank you very much. I couldn't be more pleased."

Senator Cayetano then asked:

"Mr. President, will Senator Abercrombie yield to a question?"

The Chair posed the question and Senator Abercrombie answered:

"If it won't be too much trouble for the Journal Clerk to record."

Senator Cayetano continued:

"Mr. President, Senator Chang and I were listening to Senator Abercrombie's speech and he referred to an exhibition. We are wondering whether he was referring to his speech or the bill?"

Senator Abercrombie replied:

"Mr. President, for the first time in a long time, I am at a loss for words."

THIRD READING

House Bill No. 1989-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1989-86, entitled: "A BILL FOR AN ACT RELATING TO GLANDERS AND FARCY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1979-86:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No. 1979-86, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF ARRIVAL OF ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2262-86:

Senator Cobb moved that H.B. No. 2262-86, having been read throughout, pass

Third Reading, seconded by Senator B. Kobayashi.

At this time, Senator Kawasaki spoke against the measure as follows:

"Mr. President, I rise to speak against this bill.

"I am afraid with passage of this bill which, in effect, allows charges made by psychologists to qualify for workers' comp payments. I think in this particular category of professional treatment, there may be abuses on the part of both the patient and the physician who is a psychologist.

"It is so easy for a patient to feign problems dealing with mental, emotional conditions. In this day and age when physicians are charged with malpractice. So often psychologists, even if they felt that a patient need not come to him for treatment may just be afraid to turn down a possible request for treatment by a patient. There's a possibility of collusion between professional psychologists and the patient because to clearly define a need for treatment by psychologists is not an easy task. It just happens to be a fact in this profession. It just seems to me putting these people as qualifying providers of medical care in this case, psychological treatment is just opening a can of worms that we may regret.

"I understand today that before a psychologist is allowed to treat a patient, a referral has to be made by a doctor; and the doctor's recommendation of a need for psychological treatment or psychiatric treatment is what qualifies payments to be made when the professional charges a patient fee for services rendered.

"Be it as it may, I think it's still better that the present situation exists where a referral has to be made by a qualified physician before a direct contractual agreement between a patient and a psychologist can be agreed to. There will be, I'm afraid, too many cases, perhaps, of unneeded treatments being rendered. First of all, the psychologist is afraid of being a party to a litigation on grounds of malpractice, because he, notwithstanding his best professional judgment, felt that the treatment was not needed and the patient felt it was needed. These kinds of problems are arising. For this reason, I think we should vote against this and I urge my Senate colleagues to give this serious thought."

Senator Cobb rose to speak in favor of the bill with the following remarks:

"Mr. President, I rise to speak in favor of this measure.

"The collusion that was alluded to by the Vice President in his remarks is something that could exist today. And it would be a reason for a sanction against the psychologist's license, if such collusion were ever found or documented, to not only the Board of Psychology, but even in the case of criminal courts because there would be fraud involved.

"The purpose of this bill is to attempt to lower the cost by removing some of the duplicative referrals that go on today, when an individual who is seeking workers' comp or is covered by workers' comp alleges psychological problems.

"The way the system works today is that that individual who makes such a claim must be first referred medically and then by the doctor to the psychologist. Then when the psychologist is through with his or her analysis of the individual, the referral is sent back to the doctor and then back to whatever board, agency, commission or a hearing that has to make a determination. So there's a considerable amount of duplication involved.

"I don't think the psychologists would be abusive of this because the cost would show very quickly if there was this kind of collusion that was going on. So far, under the prior existing practice, the added cost has come from the multiple referral that is required in order to have a psychological determination made. If we're going to give full faith and credence to the fact that chiropractors, podiatrists, as well as medical doctors who are professionally trained can make a medical evaluation, I think the same level of credence should be given to those who are trained and licensed as psychologists in this state. Otherwise, why have them licensed? I think the measure deserves support, Mr. President. I urge my colleagues to do so."

Senator Kawasaki added:

"Just one added comment. I think the collusion might be more on the part of the patient who just doesn't want to go back to work. He can always feign that he's got some emotional problems. This is so easy to do. And I think to specifically diagnose a case like that to prove that it's a feigned emotional problem situation is so very difficult that we only encourage feigning of a possible ailment on the part of the person who may be in good health but he just doesn't want to go back to work and I think there's nobody to disprove him very adequately. This is the collusion that I worry about."

Senator Abercrombie then said:

"Mr. President, I just want to make an inquiry of the chairman of the Consumer

Protection Committee."

The Chair posed the question and Senator Abercrombie asked:

"Mr. President, will you ask the chairman whether he is convinced that if I vote 'yes' on this bill on the roll call that no one will go to a psychologist claiming they are a victim of glanders and farcy?"

Senator Cobb replied:

"Yes, Mr. President, and also it's related to the campaign."

Senator Abercrombie then stated:

"In that case, I might vote 'no.'"

The motion was put by the Chair and carried, and Roll Call vote having been requested, H.B. No. 2262-86, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," having been read throughout, passed Third Reading, on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Chang, George, Henderson, Kawasaki, A. Kobayashi and Soares). Excused, 1 (Matsuura).

MATTERS DEFERRED FROM
MONDAY, APRIL 14, 1986

Stand. Com. Rep. No. 904-86 (Gov. Msg. Nos. 258 and 279):

Senator Holt moved that Stand. Com. Rep. No. 904-86 be received and placed on file, seconded by Senator Machida and carried.

Senator Holt then moved 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, terms to expire June 30, 1990; and

Dennis T. Toyomura to the Board of Directors, Research Corporation, University of Hawaii, term to expire June 30, 1989,

seconded by Senator Machida.

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

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

Stand. Com. Rep. No. 905-86 (Gov. Msg. No. 178):

Senator Holt moved that Stand. Com.

Rep. No. 905-86 be received and placed on file, seconded by Senator Machida and carried.

Senator Holt then moved that the Senate advise and consent to the nomination of Charles T. Akama to the Western Interstate Commission for Higher Education (WICHE), term to expire June 30, 1990, seconded by Senator Machida.

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

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

Stand. Com. Rep. No. 910-86 (Gov. Msg. No. 317):

Senator Cobb moved that Stand. Com. Rep. No. 910-86 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 to the Consumer Advisory Council of the following:

Fritz L. Klattenhoff and Marie Wunsch, terms to expire June 30, 1988; and

Martha Hanako Luna Goo, Richard C. Lim, Barry Utsumi and Richard H. Oshiro, terms 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 (Matsuura).

Stand. Com. Rep. No. 911-86 (Gov. Msg. Nos. 308, 319 and 320):

Senator Cobb moved that Stand. Com. Rep. No. 911-86 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:

Yoshiko I. Kano and Michele Y. Matsuo to the Real Estate Commission, terms to expire June 30, 1990;

Kataichi Ninomiya to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, term to expire June 30, 1987;

George K. Nishimura and Stanley J. Shigemura to the Board of Registration of Professional Engineers, Architects, Land

Surveyors and Landscape Architects, terms to expire June 30, 1990;

Yukio Takeya to the Real Estate Commission, 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 (Matsuura).

Stand. Com. Rep. No. 912-86 (Gov. Msg. Nos. 285 and 295):

Senator Cobb moved that Stand. Com. Rep. No. 911-86 be received and placed on file, seconded by Senator B. Kobayashi and carried.

Leighton Wong to the Motor Vehicle Industry Licensing Board, term to expire June 30, 1989; and

John Hirota to the Elevator Mechanics Licensing Board, 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 (Matsuura).

Stand. Com. Rep. No. 913-86 (Gov. Msg. Nos. 284, 296, 306, 307 and 321):

Senator Cobb moved that Stand. Com. Rep. No. 913-86 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:

Erlinda M. Cachola, M.D., and Russell W. O. Lum to the Board of Medical Examiners, terms to expire June 30, 1990;

Laurie E. Furuya to the Board of Examiners in Naturopathy, term to expire June 30, 1990;

Mitsuru Fujimoto and Lawrence H. Dawson to the Board of Massage, terms to expire June 30, 1990;

Deborah Merritt to the Board of Osteopathic Examiners, term to expire June 30, 1990; and

Bjarne N. Folling, D.V.M., 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 (Matsuura).

At 1:30 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:34 o'clock p.m.

MATTERS DEFERRED FROM
MONDAY, APRIL 14, 1986

H.C.R. No. 13 (Hse. Com. No. 648):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FOREIGN TRADE ACTION PLAN," was adopted.

H.C.R. No. 22, H.D. 1 (Hse. Com. No. 649):

At this time, Senator Kawasaki stated as follows:

"Mr. President, I will be voting 'aye' on both House Concurrent Resolutions 22 and 79, which have to do with allowing the Department of Land and Natural Resources to lease certain submerged areas of our state here.

"I understand that these leases refer specifically to two projects, and I would not want the language that is contained in these two resolutions to be an open door situation where there is the possibility of some 300 acres of Keehi Lagoon land being filled up for a development of what is known as the Hadley-Pruyn development that's been attempted in the past. And I think I am correct in saying that this is for two projects specifically described in this resolution. I would want the affirmative answer to be entered into record of the Journal by the chairman of the Economic Development Committee."

The Chair posed the question and Senator Aki responded:

"Yes, Mr. President. Mr. President, I am well aware of the Senator's concern for the submerged land issue at the Keehi Lagoon. The two resolutions, 22 and 79, are specific. One is for the old Halepalaoa land in Lanai, and the other one in 79 is for the Kaneohe Bay, Kaneohe, on the Island of Oahu."

Senator Kawasaki remarked as follows:

"I thank the chairman of the Committee on Economic Development. I would think with this insertion of a response by the chairman that the message is very clear to the Department of Land and Natural Resources and anyone else. This does not open the door for the 300 acres to be filled up for a development."

At 1:36 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:37 o'clock p.m.

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 PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was deferred until Wednesday, April 16, 1986.

H.C.R. No. 63, H.D. 1 (Hse. Com. No. 651):

On motion by Senator Cobb, seconded by Senator Soares and carried, 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 adopted.

H.C.R. No. 70 (Hse. Com. No. 652):

On motion by Senator Cobb, seconded by Senator Soares and carried, 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 adopted.

H.C.R. No. 79, H.D. 1 (Hse. Com. No. 653):

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 Wednesday, April 16, 1986.

H.C.R. No. 157 (Hse. Com. No. 655):

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 Wednesday, April 16, 1986.

RE-REFERRAL OF SENATE RESOLUTIONS

The President made the following re-referral of Senate Resolutions:

Senate Resolutions	Referred to:
No. 98	Committee on Agriculture, then to the Committee on Legislative Management
No. 145	Committee on Labor and Employment, then to the Committee on Legislative Management

RECONSIDERATION OF ACTIONS TAKEN

Senate Bill No. 2127-86, S.D. 1, H.D. 1:

Senator Toguchi moved that the Senate reconsider its action taken to disagree on S.B. No. 2127-86, S.D. 1, H.D. 1, seconded by Senator Holt and carried.

On motion by Senator Toguchi, seconded by Senator Holt and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2127-86, S.D. 1, and the S.B. No. 2127-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Wednesday, April 16, 1986.

At this time, Senator Hee remarked as follows:

"Mr. President, I just want to say as the author of the bill, it gives me great pleasure, on behalf of Representative Ken Kiyabu, to have the foresight and integrity of the legislative process to join me in such a great and visionary bill for the University of Hawaii and the Department of Education. Thank you."

Senator Abercrombie then quipped:

"Mr. President, I would like to congratulate Senator Hee in having the foresight to try and take credit so early in the game."

Senate Bill No. 1780-86, S.D. 2, H.D. 2:

Senator Holt moved that the Senate reconsider its action taken to disagree on S.B. No. 1780-86, S.D. 2, H.D. 2, seconded by Senator Toguchi and carried.

On motion by Senator Holt, seconded by Senator Toguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1780-86, S.D. 2, and that S.B. No. 1780-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET," was placed on the calendar for Final Reading on Wednesday, April 16, 1986.

Senate Bill No. 1188, H.D. 1:

Senator Yamasaki moved that the Senate reconsider its action taken to disagree on S.B. No. 1188, H.D. 1, seconded by Senator Mizuguchi and carried.

Senator Yamasaki explained:

"Mr. President, the House amended the bill to allow for examinations for tuberculosis and to add to new language specifying that 'the Department of Health shall provide examination for tuberculosis control purposes that are required or recommended by the Department of Health.'"

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. 1188, and that S.B. No. 1188, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," was placed on the calendar for Final Reading on Wednesday, April 16, 1986.

At this time, Senator Abercrombie, on a point of personal privilege, remarked:

"Mr. President, as long as Senator Cobb was kind enough to say something favorable about my cooperation in the bill that we're going to discuss this afternoon, I'm appreciative of it. I want to say that.

"I thought I should in turn then pass on some accolades, as well, to someone else who's working very hard. Obviously, the Ways and Means Committee is working hard. But I don't think there has been as difficult a series of conferences being held on a continuous basis in a long time, as has been going on in the Judiciary Committee.

"At this time, I want to thank Senator Chang for all the effort that he is making. Even though he is involved in a lot of other conferences, he took the time out about 3:00 o'clock in the morning to make sure that a couple of bills, that might otherwise be lost, that I have an interest in, were addressed. He made sure that I knew about it and relieved my anxiety. To have that kind of interest when you're under that kind of pressure and keep that kind of perspective on things, I just want him to know I'm very grateful. And of course, I say

all of that because I know now that the two bills I am interested in will have very favorable outcome and I want to thank him in advance."

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 2038-86, S.D. 1, H.D. 1:

Senator Chang moved that the Senate reconsider its action taken to disagree on S.B. No. 2038-86, S.D. 1, H.D. 1, seconded by Senator Cayetano and carried.

Senator Chang explained:

"Mr. President, this bill deals with the psychological examination of youthful offenders. The House draft deletes the word 'clinical' from the statutory designation, 'licensed clinical psychologist.' The term clinical refers loosely to a psychologist who counsels clients. It does not strictly indicate a professional qualification or type of expertise. Therefore, the amendment will clarify the bill without changing its scope."

On motion by Senator Chang, seconded by Senator Cayetano and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2038-86, S.D. 1, and that S.B. No. 2038-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was placed on the calendar for Final Reading on Wednesday, April 16, 1986.

At 1:45 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:46 o'clock p.m.

At this time, Senator Cobb rose on a point of personal privilege and remarked as follows:

"Mr. President, I'd like to rise on a point of personal privilege. I note before the body a communication from the House, H.C.R. No. 94, H.D.1. The title is 'Requesting the Chief Justice to Study the Feasibility of Allowing Limited Licensing of Foreign Legal Consultants from Japan and Establishing a Reciprocity Program for Hawaii Attorneys to Practice as Legal Consultants in Japan.' I note that it comes from the Committee on Legislative Management, but what is more interesting, Mr. President, is this resolution seems to be in direct contradiction to the House of Representatives' position with respect to foreign banks.

"They are willing to give credence to foreign attorneys and allow consulting and allow limited practice in Hawaii as outlined in the 'Whereas' clauses of this resolution. It, therefore, seems totally inconsistent that

they would be unwilling to consider the allowing of foreign banks to do precisely a similar thing in terms of financial services without taking deposits.

"And I hope, Mr. President, that we have a chance to address some House members with respect to this inconsistency, because every business person that I have spoken to, with the exception of bankers, favors foreign banks in Hawaii. Guam now has nineteen banks in its jurisdiction, seven of them are foreign banks, and their rate of business transaction is now double that of Hawaii's, precisely because foreign banks are there.

"The other day I had an opportunity to attend a meeting of the Pacific Rim Group and I asked the participants therein whether or not they favored or opposed the foreign banks coming to Hawaii and whether it would cause any problem. The members of that group were totally unanimous in support of foreign banks. So, members, if you would, consider the inconsistencies of what the House has done with respect to foreign banks and what is contained in H.C.R. No. 94, H.D. 1. Thank you."

At this time, Senator Holt, chairman of the Committee on Higher Education, requested a waiver of the 48-hour Notice of Public Hearing on Gov. Msg. No. 106 and Senate Resolution No. 124, and the Chair granted the waiver.

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that House bills unamended by the Senate pass Second Reading and be placed on the calendar for Third Reading. The Clerk was further authorized to receive conference committee reports and standing committee reports on governor's messages, concurrent resolutions, and Senate resolutions. In consequence thereof, and subsequent to its recessing at 1:52 o'clock p.m., the Senate took the following actions:

CONFERENCE COMMITTEE REPORTS

Conf.Com. Rep. No. 2-86 and Senate Bill No. 1678-86, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 3-86 and Senate Bill No. 1595-86, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 4-86 and House Bill No. 172, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 5-86 and House Bill No. 2280-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 6-86 and House Bill No. 2444-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUN SCREENING DEVICES," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 7-86 and House Bill No. 2166-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 8-86 and House Bill No. 1680-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 9-86 and House Bill No. 2170-86, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLOOD TEST," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 10-86 and Senate Bill No. 383, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL SUMMER SCHOOL FUND," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 11-86 and Senate Bill No. 2309-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 12-86 and House Bill No. 2202-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 13-86 and House Bill No. 1998-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," were placed on the calendar

for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 14-86 and House Bill No. 2348-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," were placed on the calendar for Final Reading on Thursday, April 17, 1986;

Conf.Com. Rep. No. 15-86 and House Bill No. 2596-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," were placed on the calendar for Final Reading on Thursday, April 17, 1986; and

Conf.Com. Rep. No. 16-86 and House Bill No. 2069-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY ABUSE OR NEGLECT," were placed on the calendar for Final Reading on Thursday, April 17, 1986.

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 960-86 and S.C.R. No. 116, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE EXTENT OF THE PROBLEM OF THE MEDICALLY INDIGENT IN HAWAII," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 961-86 and S.R. No. 149, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE EXTENT OF THE PROBLEM OF THE MEDICALLY INDIGENT IN HAWAII," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 962-86 and S.C.R. No. 75, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE U.S. CONGRESS TO REJECT THE PROPOSED PROVISION IN THE TAX REFORM BILL WHICH WOULD REMOVE THE TAX EXEMPT STATUS OF NON-PROFIT HEALTH PLAN ORGANIZATIONS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 963-86 and S.R. No. 99, S.D. 1, entitled: "SENATE RESOLUTION URGING THE U.S. CONGRESS TO REJECT THE PROPOSED PROVISION IN THE TAX REFORM BILL WHICH WOULD REMOVE THE TAX EXEMPT STATUS OF NON-PROFIT HEALTH PLAN ORGANIZATIONS," were placed on the calendar for further

consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 964-86 and S.C.R. No. 136, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND EVALUATE REPORTS ON WAIMANO TRAINING SCHOOL AND HOSPITAL AND DEVELOP STRATEGIES TO CORRECT PROBLEMS AND DEFICIENCIES," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 965-86 and S.R. No. 169, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND EVALUATE REPORTS ON WAIMANO TRAINING SCHOOL AND HOSPITAL AND DEVELOP STRATEGIES TO CORRECT PROBLEMS AND DEFICIENCIES," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 966-86 and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF INSURANCE COVERAGE FOR ALCOHOL DEPENDENCY, DRUG ABUSE AND MENTAL ILLNESS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 967-86 and S.C.R. No. 71, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE SERVICES FOR THE SERIOUSLY MENTALLY ILL PROVIDED BY THE MENTAL HEALTH DIVISION," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 968-86 and S.R. No. 25, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE LAND OWNERSHIP PATTERNS OF HAWAII'S RESIDENTIAL CONDOMINIUMS AND COOPERATIVE HOUSING CORPORATIONS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 969-86 and Gov. Msg. No. 259, were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 970-86 and Gov. Msg. No. 260, were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 971-86 and Gov. Msg. Nos. 159, 253, 271, 309 and 286,

were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 972-86 and S.C.R. No. 67, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE REVENUE IMPACT OF INDEXING PERMANENT TOTAL DISABILITY BENEFITS TO THE INFLATION RATE," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 973-86 and S.R. No. 92, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE REVENUE IMPACT OF INDEXING PERMANENT TOTAL DISABILITY BENEFITS TO THE INFLATION RATE," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 974-86 and S.R. No. 147, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO ENCOURAGE AND SUPPORT THE USE OF THE HAWAII SUPREME COURT'S DEFINITION OF 'ACCIDENT' WITH REGARD TO SERVICE-CONNECTED DISABILITY RETIREMENT," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 975-86 and S.R. No. 145, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DEVELOP A UNIFORM DEFINITION OF 'INDEPENDENT CONTRACTOR' TO BE APPLICABLE TO TITLE 21, HAWAII REVISED STATUTES," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 976-86 and S.C.R. No. 83, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONTROL OF THE DECIBEL LEVELS OF TELEVISION COMMERCIALS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 977-86 and S.R. No. 109, S.D. 1, entitled: "SENATE RESOLUTION URGING THE CONTROL OF THE DECIBEL LEVELS OF TELEVISION COMMERCIALS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 978-86 and Gov. Msg. No. 103, were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 979-86 and Gov. Msg. No. 272, were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 980-86 and Gov. Msg. No. 331, were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 981-86 was adopted and House Bill No. 1938-86, entitled: "A BILL FOR AN ACT RELATING TO BANK LOANS AND INVESTMENTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 982-86 was adopted and House Bill No. 2016-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 983-86 was adopted and House Bill No. 2299-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RIGHT TO FARM ACT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 984-86 and S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING AND SUPPORTING THE DEVELOPMENT OF A PROGRAM TO AID THE LARGE FRESH TUNA INDUSTRY," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 985-86 and S.R. No. 66, entitled: "SENATE RESOLUTION ENCOURAGING AND SUPPORTING THE DEVELOPMENT OF A PROGRAM TO AID THE LARGE FRESH TUNA INDUSTRY," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 986-86 and S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT STUDY OF THE MOLOKAI IRRIGATION SYSTEM AND THE ESTABLISHMENT OF AN IRRIGATION DISTRICT ON MOLOKAI," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 987-86 was adopted and House Bill No. 420, entitled: "A BILL FOR AN ACT RELATING TO THE EXPIRATION OF DRIVER'S LICENSE," passed Second Reading and was placed on the calendar for Third Reading on

Wednesday, April 16, 1986;

Stand. Com. Rep. No. 988-86 and S.R. No. 98, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A MANAGEMENT STUDY OF THE MOLOKAI IRRIGATION SYSTEM AND THE ESTABLISHMENT OF AN IRRIGATION DISTRICT ON MOLOKAI," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 989-86 and S.C.R. No. 35, entitled: "SENATE CONCURRENT RESOLUTION URGING SUPPORT OF THE PEOPLE OF NEGROS, PHILIPPINES," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 990-86 and S.R. No. 64, entitled: "SENATE RESOLUTION URGING SUPPORT OF THE PEOPLE OF NEGROS, PHILIPPINES," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 991-86 and S.C.R. No. 130, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE IMPLEMENTATION OF ZIP + 4 CODES FOR STATE MAIL," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 992-86 and S.R. No. 163, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE IMPLEMENTATION OF ZIP + 4 CODES FOR STATE MAIL," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 993-86 and S.C.R. No. 81, entitled: "SENATE CONCURRENT RESOLUTION PROTESTING APARTHEID AND THE INCREASE OF VIOLENCE IN SOUTH AFRICA," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 994-86 and S.R. No. 106, entitled: "SENATE RESOLUTION PROTESTING APARTHEID AND THE INCREASE OF VIOLENCE IN SOUTH AFRICA," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 995-86 and S.C.R. No. 113, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE ALLEGED UNEQUAL TREATMENT AND UNFAIR PRACTICES BY MAINLAND CONTRACTORS IN OBTAINING PUBLIC WORKS CONTRACTS AT ALL MILITARY

BASES IN HAWAII," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 996-86 and S.R. No. 141, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE ALLEGED UNEQUAL TREATMENT AND UNFAIR PRACTICES BY MAINLAND CONTRACTORS IN OBTAINING PUBLIC WORKS CONTRACTS AT ALL MILITARY BASES IN HAWAII," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 997-86 and S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 998-86 and S.R. No. 136, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 999-86 and S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE CONTINUING PROBLEM OF THOSE MISSING OR OTHERWISE UNACCOUNTED FOR FROM THE WAR IN SOUTHEAST ASIA," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1000-86 and S.R. No. 110, entitled: "SENATE RESOLUTION RECOGNIZING THE CONTINUING PROBLEM OF THOSE MISSING OR OTHERWISE UNACCOUNTED FOR FROM THE WAR IN SOUTHEAST ASIA," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1001-86 and S.C.R. No. 54, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1002-86 and S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1003-86 and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION URGING THE SUPPORT FOR THE CONTINUED DEVELOPMENT OF THE PACIFIC INTERNATIONAL CENTER FOR HIGH TECHNOLOGY RESEARCH (PITCHR) INTO AN INTERNATIONALLY RECOGNIZED HIGH TECHNOLOGY RESEARCH CENTER," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1004-86 and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1005-86 and S.R. No. 173, entitled: "SENATE RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1006-86 and H.C.R. No. 2, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE BOARD OF EDUCATION TO EXPAND FOREIGN LANGUAGE CLASSES IN THE PUBLIC SCHOOLS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1007-86 and S.C.R. No. 142, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING BETTER AND MORE COORDINATED AND COOPERATIVE RELATIONSHIPS BETWEEN THE VARIOUS STATE, COUNTY, AND PRIVATE PROGRAMS AND AGENCIES ESTABLISHED TO RESPOND TO THE NEEDS OF VICTIMS AND WITNESSES OF CRIME," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1008-86 and S.R. No. 175, entitled: "SENATE

RESOLUTION ENCOURAGING BETTER AND MORE COORDINATED AND COOPERATIVE RELATIONSHIPS BETWEEN THE VARIOUS STATE, COUNTY, AND PRIVATE PROGRAMS AND AGENCIES ESTABLISHED TO RESPOND TO THE NEEDS OF VICTIMS AND WITNESSES OF CRIME," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1009-86 and S.C.R. No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FOSTER CHILD PLACEMENT AGENCIES TO PROVIDE TRAINING TO FOSTER PARENTS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1010-86 and S.R. No. 153, entitled: "SENATE RESOLUTION REQUESTING FOSTER CHILD PLACEMENT AGENCIES TO PROVIDE TRAINING TO FOSTER PARENTS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1011-86 and S.C.R. No. 65, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE REASONABLENESS OF CHILD CARE LAWS AND RULES AS THEY RELATE TO DIFFERENT TYPES OF CHILD CARE PROGRAMS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1012-86 and S.R. No. 90, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE REASONABLENESS OF CHILD CARE LAWS AND RULES AS THEY RELATE TO DIFFERENT TYPES OF CHILD CARE PROGRAMS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1013-86 and S.C.R. No. 165, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DIRECTOR OF TAXATION AND THE FINANCE DIRECTORS OF THE VARIOUS COUNTIES TO PROVIDE IMMEDIATE RELIEF TO VICTIMS OF DESIGNATED NATURAL DISASTER AREAS," were placed on the calendar for further consideration on Wednesday, April 16, 1986;

Stand. Com. Rep. No. 1014-86 and S.R. No. 203, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE DIRECTOR OF TAXATION AND THE FINANCE DIRECTORS OF THE VARIOUS

COUNTIES TO PROVIDE IMMEDIATE RELIEF TO VICTIMS OF DESIGNATED NATURAL DISASTER AREAS," were placed on the calendar for further consideration on Wednesday, April 16, 1986; and

Stand. Com. Rep. No. 1015-86 and S.R. No. 17, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE PROGRAM PLANNING AND

BUDGETING FORMAT," were placed on the calendar for further consideration on Wednesday, April 16, 1986.

ADJOURNMENT

At 12:00 o'clock midnight, on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, April 16, 1986.

FIFTY-EIGHTH DAY

Wednesday, April 16, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:50 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Philip Guistwite, Captain, United States Army, after which the Roll was called showing all Senators present with the exception of Senator Yamasaki who was excused.

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

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

Senator Matsuura introduced members and staff of the State of Hawaii Land Evaluation and Site Assessment (LESA) Commission with the following remarks:

"Mr. President, speaking in behalf of Senator Malama Solomon and myself, it is my privilege this morning to introduce the members and staff of the Land Evaluation and Site Assessment (LESA) Commission. But before doing so, I want to share some observations about the commission and its important role in the protection of Hawaii's important agricultural lands.

"As we know, the Legislature in 1983 passed Act 273 which created the LESA Commission and placed it within the Legislative Reference Bureau for administrative purposes. The purpose of the Act was to implement Article XI, Section 3, of the Hawaii State Constitution. This section calls for the standards, criteria, and procedures to conserve and protect agricultural lands and assure their long-term availability.

"The LESA Commission has been working very diligently for the past two and a half years to fulfill its legislative mandate and has produced a final report which was transmitted to the Legislature in March 1986.

"This report, together with testimony provided at various legislative hearings this session, has helped to prove valuable information and new insights about the complex relationships between agricultural lands and various land uses. To be sure, there are no simple solutions when evaluating the state's land resources. But the commission's findings and recommendations will have direct and forceful impact upon policy making by the Legislature.

"The Senate appreciates the hard work of the commission and the contribution it has made in an area with significant long-term public policy implications.

"Now I would like to introduce the members of the commission, and as I call your names will you please stand — Mr. Jack Suwa, chairman of the Board of Agriculture, who served as the chairman of the LESA Commission; the vice chairman, Councilman Robert Nakasone; secretary, Dean Noel Kefford; and other members: Mr. Kent Keith, director of the Department of Planning and Economic Development; Mr. Susumu Ono, chairman of the Board of Land and Natural Resources; Mr. Donald Clegg, chief planning officer, City and County of Honolulu; Mr. Albert Lono Lyman, planning director for the County of Hawaii; Mr. Avery H. Youn, director of the Department of Planning, County of Kauai; and Mr. Christopher Hart, director of planning for the County of Maui, could not be here. We have James Ahloy, president, Aloha Petroleum; Mr. Albert Jeremiah Jr., City and County of Honolulu; Mr. Peter L'Orange, president, Hawaii Association of Soil and Water Conservation Districts; Mr. Eddie Lapa, president of the ILWU; Mr. John Loomis, vice president (retired), Amfac Sugar; Mr. Robert Shioji from the County of Hawaii (and he is perhaps the most knowledgeable of the group because he is a farmer); Mr. Matsuo Takabuki, trustee of the Bishop Estate, who could not be here this morning; Mr. John Tolan, Hawaii Pineapple Growers Association; Mr. Toshio Ishikawa, former planning director of Maui; Mr. Sidney Fuke, former planning director of the County of Hawaii; Mr. Willard Tim Chow; and then we have the executive director for the commission, Mr. Paul Tajima; and I would also like to recognize Mr. Samuel Chang from the Legislative Reference Bureau."

The honorees, who were presented with Senate certificates of commendation, rose to be recognized.

Senator Kuroda then introduced Miss Lorena Hazama as follows:

"Mr. President, with us this morning is the 1986 Hawaii State Spelling Bee Champion — Lorena Hazama. She is an 8th grade student at Highlands Intermediate School in Pearl City and was one of twelve finalists who successfully won the State Spelling Bee contest on April 12th. She won over the Kauai champion. (Senator Fernandes Salling, we apologize from Pearl City for beating your student.)

"We are very proud in Pearl City for the accomplishment of Lorena Hazama. She will be going on an all expenses-paid trip to Washington, D.C., next month to compete against other champions at the National Spelling Bee.

"As champion of the Spelling Bee, Lorena received a Webster's Third New International Dictionary for her school and a set of the New Encyclopedia Britannica for herself.

"At this time, I'd like to introduce to you Miss Lorena Hazama, accompanied by her social studies teacher, Mrs. Shibuya, her father, Mr. Larry Hazama, and her grandfather and sister."

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 347 and 348) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 347, transmitting the Hawaii Fisheries Coordinating Council Annual Report, FY 1984-1985, prepared by the Department of Land and Natural Resources, was read by the Clerk and was referred to the Committee on Economic Development.

Gov. Msg. No. 348, informing the Senate that he signed the following bills into law:

April 14, 1986:

House Bill No. 1716-86 as Act 29, entitled: "RELATING TO BALL OR MARBLE MACHINES"; and

House Bill No. 2836-86 as Act 30, entitled: "RELATING TO THE ENVIRONMENT."

April 15, 1986:

House Bill No. 1830-86 as Act 31, entitled: "RELATING TO ABANDONED VEHICLES";

House Bill No. 2008-86 as Act 32, entitled: "RELATING TO EMPLOYMENT SECURITY";

House Bill No. 2128-86 as Act 33, entitled: "RELATING TO AIRCRAFT SERVICING VEHICLES"; and

House Bill No. 2360-86 as Act 34, entitled: "RELATING TO THE JUDICIARY,"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the

House (Hse. Com. Nos. 671 to 676) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 671, transmitting House Concurrent Resolution No. 30, H.D. 1, which was adopted by the House of Representatives on April 15, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 30, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DIRECTOR OF LABOR AND INDUSTRIAL RELATIONS, IN COOPERATION WITH THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS, REVIEW THE USE OF PROCESSING FEES CHARGED TO JOB APPLICANTS BY PROSPECTIVE EMPLOYERS AND RECOMMEND ANY REMEDIAL LEGISLATION WHICH MAY BE APPROPRIATE TO PROTECT PROSPECTIVE EMPLOYEES," was deferred until Thursday, April 17, 1986.

Hse. Com. No. 672, transmitting House Concurrent Resolution No. 109, H.D. 1, which was adopted by the House of Representatives on April 15, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 109, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO IMMEDIATELY ADDRESS THE REINSURANCE MARKET CRISIS," was deferred until Thursday, April 17, 1986.

Hse. Com. No. 673, transmitting House Concurrent Resolution No. 115, H.D. 1, which was adopted by the House of Representatives on April 15, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 115, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE, BY WAY OF A LEASE, OF CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A SHIPYARD FACILITY," was deferred until Thursday, April 17, 1986.

Hse. Com. No. 674, transmitting House Concurrent Resolution No. 150, H.D. 1, which was adopted by the House of Representatives on April 15, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 150, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF A SPECIAL INTERIM COMMITTEE TO CONDUCT A STUDY ON FOREIGN BANKING IN HAWAII," was referred to the Committee on Legislative Management.

Hse. Com. No. 675, informing the Senate that the House on April 15, 1986 agreed to the amendments proposed by the Senate to the following House bills:

No. 82, H.D. 1 (S.D. 2);
 No. 526, H.D. 1 (S.D. 1);
 No. 692, H.D. 1 (S.D. 1);
 No. 1316, H.D. 1 (S.D. 1);
 No. 1322 (S.D. 1);
 No. 1488 (S.D. 1);
 No. 1672-86, H.D. 1 (S.D. 1);
 No. 1727-86, H.D. 1 (S.D. 1);
 No. 1729-86 (S.D. 1);
 No. 1815-86, H.D. 2 (S.D. 1);
 No. 1826-86, H.D. 1 (S.D. 1);
 No. 1829-86 (S.D. 1);
 No. 1855-86, H.D. 1 (S.D. 1);
 No. 1869-86, H.D. 1 (S.D. 1);
 No. 1870-86, H.D. 1 (S.D. 1);
 No. 1878-86, H.D. 1 (S.D. 2);
 No. 1898-86, H.D. 2 (S.D. 1);
 No. 1905-86, H.D. 1 (S.D. 1);
 No. 1906-86, H.D. 1 (S.D. 1);
 No. 1907-86, H.D. 1 (S.D. 1);
 No. 1908-86, H.D. 1 (S.D. 1);
 No. 1913-86, H.D. 1 (S.D. 1);
 No. 1940-86, H.D. 1 (S.D. 1);
 No. 1945-86, H.D. 1 (S.D. 1);
 No. 1946-86, H.D. 1 (S.D. 1);
 No. 1951-86, H.D. 1 (S.D. 1);
 No. 1959-86, H.D. 1 (S.D. 1);
 No. 1967-86, H.D. 1 (S.D. 1);
 No. 1969-86, H.D. 1 (S.D. 1);
 No. 1970-86, H.D. 2 (S.D. 1);
 No. 1971-86, H.D. 1 (S.D. 1);
 No. 1974-86 (S.D. 1);
 No. 1976-86 (S.D. 1);
 No. 1983-86 (S.D. 1);
 No. 1984-86 (S.D. 1);
 No. 1993-86, H.D. 1 (S.D. 1);
 No. 1995-86, H.D. 1 (S.D. 1);
 No. 1999-86, H.D. 1 (S.D. 1);
 No. 2001-86, H.D. 1 (S.D. 1);
 No. 2002-86, H.D. 1 (S.D. 1);
 No. 2003-86, H.D. 1 (S.D. 1);
 No. 2007-86, H.D. 1 (S.D. 1);
 No. 2010-86 (S.D. 1);
 No. 2011-86, H.D. 1 (S.D. 1);
 No. 2013-86, H.D. 1 (S.D. 1);
 No. 2014-86, H.D. 1 (S.D. 1);
 No. 2024-86, H.D. 1 (S.D. 1);
 No. 2026-86, H.D. 1 (S.D. 1);
 No. 2027-86 (S.D. 1);
 No. 2032-86, H.D. 1 (S.D. 1);
 No. 2033-86, H.D. 1 (S.D. 1);
 No. 2035-86, H.D. 1 (S.D. 1);
 No. 2036-86, H.D. 1 (S.D. 1);
 No. 2038-86 (S.D. 1);
 No. 2039-86 (S.D. 1);
 No. 2042-86, H.D. 1 (S.D. 1);
 No. 2044-86 (S.D. 1);
 No. 2048-86 (S.D. 1);
 No. 2049-86 (S.D. 1);
 No. 2051-86 (S.D. 1);
 No. 2054-86 (S.D. 1);
 No. 2060-86, H.D. 1 (S.D. 1);
 No. 2062-86, H.D. 2 (S.D. 1);
 No. 2074-86, H.D. 1 (S.D. 1);
 No. 2102-86, H.D. 1 (S.D. 2);
 No. 2103-86, H.D. 1 (S.D. 1);
 No. 2105-86, H.D. 1 (S.D. 1);
 No. 2108-86, H.D. 1 (S.D. 1);
 No. 2109-86, H.D. 1 (S.D. 1);
 No. 2111-86 (S.D. 1);
 No. 2112-86 (S.D. 1);
 No. 2114-86 (S.D. 1);
 No. 2116-86 (S.D. 1);
 No. 2119-86, H.D. 1 (S.D. 1);
 No. 2123-86 (S.D. 1);
 No. 2129-86, H.D. 1 (S.D. 1);
 No. 2138-86, H.D. 1 (S.D. 1);
 No. 2142-86, H.D. 1 (S.D. 1);
 No. 2158-86 (S.D. 1);
 No. 2168-86, H.D. 1 (S.D. 1);
 No. 2173-86, H.D. 1 (S.D. 1);
 No. 2189-86, H.D. 1 (S.D. 1);
 No. 2191-86, H.D. 1 (S.D. 1);
 No. 2192-86, H.D. 1 (S.D. 1);
 No. 2193-86 (S.D. 1);
 No. 2194-86 (S.D. 1);
 No. 2201-86, H.D. 1 (S.D. 1);
 No. 2216-86 (S.D. 1);
 No. 2217-86 (S.D. 1);
 No. 2238-86, H.D. 2 (S.D. 1);
 No. 2273-86, H.D. 1 (S.D. 2);
 No. 2337-86, H.D. 2 (S.D. 1);
 No. 2358-86 (S.D. 1);
 No. 2362-86 (S.D. 1);
 No. 2363-86 (S.D. 1);
 No. 2374-86 (S.D. 1);
 No. 2424-86 (S.D. 1);
 No. 2425-86, H.D. 1 (S.D. 1);
 No. 2427-86 (S.D. 1);
 No. 2465-86 (S.D. 1);
 No. 2479-86, H.D. 1 (S.D. 1);
 No. 2483-86 (S.D. 1);
 No. 2513-86, H.D. 2 (S.D. 1);
 No. 2526-86, H.D. 1 (S.D. 1);
 No. 2569-86 (S.D. 1);
 No. 2586-86 (S.D. 1);
 No. 2599-86, H.D. 1 (S.D. 1);
 No. 2605-86, H.D. 1 (S.D. 1);
 No. 2656-86 (S.D. 1);
 No. 2695-86, H.D. 1 (S.D. 1);
 No. 2714-86 (S.D. 1);
 No. 2715-86, H.D. 1 (S.D. 1);
 No. 2722-86, H.D. 1 (S.D. 1);
 No. 2730-86 (S.D. 1);
 No. 2752-86, H.D. 1 (S.D. 1);
 No. 2756-86 (S.D. 1);
 No. 2760-86 (S.D. 1);
 No. 2786-86 (S.D. 2);
 No. 2800-86, H.D. 2 (S.D. 2); and
 No. 2844-86, H.D. 2 (S.D. 1),

was placed on file.

Hse. Com. No. 676, transmitting House Concurrent Resolution No. 107, H.D. 1, which was adopted by the House of Representatives on April 15, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 107, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO INCLUDE 'LT. COL. ONIZUKA FIELD' IN THE NAMING

OF KEAROLE AIRPORT, HAWAII," was deferred until Thursday, April 17, 1986.

At 12:00 o'clock noon, the Senate stood in recess subject to the call of the Chair.

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

STANDING COMMITTEE REPORTS

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1016-86) recommending that Senate Concurrent Resolution No. 49, as amended in S.D. 1, be adopted.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.C.R. No. 49, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DESIGNATION OF CERTAIN GOVERNMENT LANDS WITHIN THE AHUPUAA AT KEALAKEHE, NORTH KONA, HAWAII, FOR USE AS A REGIONAL SPORTS COMPLEX UNDER THE COUNTY OF HAWAII," was adopted.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1017-86) recommending that Senate Resolution No. 72, as amended in S.D. 1, be adopted.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.R. No. 72, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DESIGNATION OF CERTAIN GOVERNMENT LANDS WITHIN THE AHUPUAA AT KEALAKEHE, NORTH KONA, HAWAII, FOR USE AS A REGIONAL SPORTS COMPLEX UNDER THE COUNTY OF HAWAII," was adopted.

Senator Kuroda, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1018-86) recommending that Senate Concurrent Resolution No. 77 be adopted.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the majority of the Committee was adopted and S.C.R. No. 77, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE NAVY TO RELEASE FEDERAL LANDS TO THE STATE OF HAWAII FOR THE DEVELOPMENT OF AIEA BAY STATE PARK," was adopted.

Senator Kuroda, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1019-86) recommending that Senate

Resolution No. 102 be adopted.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the report of the majority of the Committee was adopted and S.R. No. 102, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF THE NAVY TO RELEASE FEDERAL LANDS TO THE STATE OF HAWAII FOR THE DEVELOPMENT OF AIEA BAY STATE PARK," was adopted.

ORDER OF THE DAY

FINAL READING

Senate Bill No. 1188, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1188, and S.B. No. 1188, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1780-86, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 1780-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET," was deferred until Thursday, April 17, 1986.

Senate Bill No. 2038-86, S.D. 1, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2038-86, S.D. 1, and S.B. No. 2038-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 2127-86, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2127-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Thursday, April 17, 1986.

THIRD READING

House Bill No. 1972-86, H.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No.

1972-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROHIBITION OF ENTRY OF ANIMALS WITHOUT INSPECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

At 12:09 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 o'clock p.m.

House Bill No. 2482-86, H.D. 1:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2482-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY AND HOUSEHOLD MEMBERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2361-86:

On motion by Senator Chang, seconded by Senator Cayetano and carried, H.B. No. 2361-86, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1938-86:

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, H.B. No. 1938-86, entitled: "A BILL FOR AN ACT RELATING TO BANK LOANS AND INVESTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2016-86, H.D. 1:

On motion by Senator Aki, seconded by Senator Matsuura and carried, H.B. No. 2016-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2299-86, H.D. 1:

On motion by Senator Solomon, seconded by Senator Hagino and carried, H.B. No.

2299-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RIGHT TO FARM ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 420:

By unanimous consent, action on H.B. No. 420, entitled: "A BILL FOR AN ACT RELATING TO THE EXPIRATION OF DRIVER'S LICENSE," was deferred until Thursday, April 17, 1986.

MATTERS DEFERRED FROM
TUESDAY, APRIL 15, 1986

ADVICE AND CONSENT

Stand. Com. Rep. No. 941-86 (Gov. Msg. Nos. 135, 143, 146, 150, 229 and 270):

Senator Cobb moved that Stand. Com. Rep. No. 941-86 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:

John T. Rathjen, D.C., to the Board of Chiropractic Examiners, term to expire June 30, 1990;

Edson Hoo to the Board of Massage, term to expire June 30, 1990;

Rodney Chun, N.D., to the Board of Examiners in Naturopathy, term to expire June 30, 1990;

Joal A. Dunston to the Board of Psychology, term to expire June 30, 1990;

Sharon M. Young to the Board of Chiropractic Examiners, term to expire June 30, 1990; and

Jean Adair-Leland, Ph.D., to the Board of Psychology, 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 (Yamasaki).

Stand. Com. Rep. No. 942-86 (Gov. Msg. Nos. 160, 297, 161, 236, 254, 162, 277 and 158):

Senator Toguchi moved that Stand. Com. Rep. No. 942-86 be received and placed on

file, seconded by Senator Solomon and carried.

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

Ethelreda R. Kahalewai to the Library Advisory Commission, City and County of Honolulu, term to expire June 30, 1990;

Suzanne E. Case to the Library Advisory Commission, City and County of Honolulu, term to expire June 30, 1988;

Abraham L. Kealoha Jr. to the Library Advisory Commission, City and County of Honolulu, term to expire June 30, 1989;

Hazel Kauahikaua and Sally Ann Harper to the Library Advisory Commission, City and County of Honolulu, terms to expire June 30, 1990;

Alyce B. Haines to the Library Advisory Commission, County of Maui, term to expire June 30, 1990;

Calvin T. Yamamoto to the Library Advisory Commission, County of Maui, term to expire June 30, 1987;

Francis K. Goodness to the Library Advisory Commission, County of Maui, term to expire June 30, 1990;

Frank N. Kaneda and Martha S. Nagakura to the Library Advisory Commission, County of Hawaii, terms to expire June 30, 1990;

Arlene M. Waiamau to the Library Advisory Commission, County of Kauai, term to expire June 30, 1990;

Priscilla T. Leong, Glenn M. Molander, Irene G. Wilhelm, Ethelyn Kaulani Rosa and Beverly C. Johnston to the Library Advisory Commission, County of Kauai, terms to expire June 30, 1990; and

Emiko Kudo to the Education Commission of the States, term to expire June 30, 1990,

seconded by Senator Solomon.

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

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

Stand. Com. Rep. No. 943-86 (Gov. Msg. Nos. 108, 180, 179, 241, 181, 242, 182, 280, 183 and 261):

Senator Abercrombie moved that Stand. Com. Rep. No. 943-86 be received and

placed on file, seconded by Senator Cayetano and carried.

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

Marlene K. Burgess to the Advisory Council for Children and Youth, term to expire June 30, 1989;

Patricia Jenkins to the Advisory Council for Children and Youth, term to expire June 30, 1988;

Jerry S. Hashimoto to the Advisory Council for Children and Youth, term to expire June 30, 1990;

Beppie Shapiro and Marilyn Jean Wong to the Board of Social Services and Housing, terms to expire June 30, 1990;

Michael A. Kengo Nakamura to the Board of Social Services and Housing, term to expire June 30, 1990;

Frances D. Riggs, M.D., and Beverly Lee to the Child Abuse and Neglect Secondary Prevention Advisory Committee, terms to expire June 30, 1989;

Stanley S. Inkyo to the Child Abuse and Neglect Secondary Prevention Advisory Committee, term to expire June 30, 1989;

Elsie Hirai, Sharon N. Chiba, Lois J. Evora and Joan L. Husted to the Commission on the Status of Women, terms to expire June 30, 1990;

Nanea Sai, Patrice A. Tottori, Barbara B. Peterson, Ph.D., and Mary K. Kama to the Commission on the Status of Women, terms to expire June 30, 1990;

Laura Y. Chock and Sally Ann Price to the Board of Vocational Rehabilitation, terms to expire June 30, 1990; and

Kenneth Okuma to the Policy Advisory Board for Elderly Affairs, term to expire June 30, 1988,

seconded by Senator Cayetano;

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

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

Stand. Com. Rep. No. 944-86 (Gov. Msg. Nos. 186, 187, 302, 303 and 313):

Senator Machida moved that Stand. Com. Rep. No. 944-86 be received and placed on file, seconded by Senator Abercrombie and carried.

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

Clarence M. Takashima to the Civil Service Commission, term to expire June 30, 1990;

William Yamada, William F. Murray, Ed.D., and Rowena Blaisdell to the Advisory Commission on Employment and Human Resources, terms to expire June 30, 1989;

Joan M.C. Bickson to the Civil Service Commission, term to expire June 30, 1990;

Moriyoshi Hiratani to the Board of Trustees of the Hawaii Public Employees Health Fund, term to expire June 30, 1988; and

Ralston H. Nagata to the Board of Trustees of the Deferred Compensation Plan, term to expire June 30, 1990,

seconded by Senator Abercrombie.

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

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

Stand. Com. Rep. No. 945-86 (Gov. Msg. No. 184):

Senator Chang moved that Stand. Com. Rep. No. 945-86 be received and placed on file, seconded by Senator Cayetano and carried.

Senator Chang then moved that the Senate advise and consent to the nominations of John A. Channin to the Commission to Promote Uniform Legislation, term to expire June 30, 1990, seconded by Senator Cayetano.

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

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

Stand. Com. Rep. No. 946-86 (Gov. Msg. No. 185):

Senator Chang moved that Stand. Com. Rep. No. 946-86 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 Gertrude K.P. Frantz, to

the Board of Registration, Maui, Molokai, Lanai and Kahoolawe, term to expire June 30, 1990, seconded by Senator Cayetano.

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

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

Stand. Com. Rep. No. 956-86 (Gov. Msg. No. 237):

Senator Kawasaki moved that Stand. Com. Rep. No. 956-86 be received and placed on file, seconded by Senator Fernandes Salling and carried.

Senator Kawasaki then moved that the Senate advise and consent to the nominations to the Civil Defense Advisory Council of the following:

Alfred O. Souza and Frank T.S. Kim, terms to expire June 30, 1990; and

Sherman Thompson, term to expire June 30, 1989,

seconded by Senator Fernandes Salling.

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

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

Stand. Com. Rep. No. 959-86 (Gov. Msg. No. 314):

Senator Cayetano moved that Stand. Com. Rep. No. 959-86 be received and placed on file, seconded by Senator Toguchi and carried.

Senator Cayetano then moved that the Senate advise and consent to the nominations of Antone Basque, Donald I. Doi and Ernest "Casey" Moniz, to the Highway Safety Council, terms to expire June 30, 1990, seconded by Senator Toguchi.

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

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

Stand. Com. Rep. No. 969-86 (Gov. Msg. No. 259):

By unanimous consent, action on Stand. Com. Rep. No. 969-86 and Gov. Msg. No. 259 was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 970-86 (Gov. Msg. No. 260):

By unanimous consent, action on Stand. Com. Rep. No. 970-86 and Gov. Msg. No. 260 was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 971-86 (Gov. Msg. Nos. 159, 253, 271, 309 and 286):

By unanimous consent, action on Stand. Com. Rep. No. 971-86 and Gov. Msg. Nos. 159, 253, 271, 309 and 286 was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 978-86 (Gov. Msg. No. 103):

By unanimous consent, action on Stand. Com. Rep. No. 978-86 and Gov. Msg. No. 103 was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 979-86 (Gov. Msg. Nos. 272):

By unanimous consent, action on Stand. Com. Rep. No. 979-86 and Gov. Msg. No. 272 was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 980-86 (Gov. Msg. No. 331):

By unanimous consent, action on Stand. Com. Rep. No. 980-86 and Gov. Msg. No. 331 was deferred until Thursday, April 17, 1986.

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

The Senate reconvened at 12:25 o'clock p.m.

MATTERS DEFERRED FROM TUESDAY, APRIL 15, 1986

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 931-86 (S.C.R. No. 94):

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.C.R. No. 94, entitled: "SENATE CONCURRENT RESOLUTION CONCERNING THE GENERAL REVENUES OF THE STATE OF HAWAII," was adopted on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (George, Henderson and Soares). Excused, 1 (Yamasaki).

Stand. Com. Rep. No. 932-86 (S.R. No. 123):

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and

carried, the report of the Committee was adopted and S.R. No. 123, entitled: "SENATE RESOLUTION CONCERNING THE GENERAL REVENUES OF THE STATE OF HAWAII," was adopted on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (George and Henderson). Excused, 1 (Yamasaki).

Stand. Com. Rep. No. 933-86 (S.C.R. No. 105):

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.C.R. No. 105, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A TELETRACK THEATRE," was adopted on the following showing of Ayes and Noes:

Ayes, 17. Noes, 7 (Abercrombie, George, Henderson, A. Kobayashi, B. Kobayashi, Matsuura and Soares). Excused, 1 (Yamasaki).

Stand. Com. Rep. No. 934-86 (S.R. No. 134):

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 134, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY FOR THE DEVELOPMENT OF A TELETRACK THEATRE," was adopted on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Abercrombie, George, Henderson, A. Kobayashi, B. Kobayashi and Matsuura). Excused, 1 (Yamasaki).

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 960-86 (S.C.R. No. 116, S.D. 1):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.C.R. No. 116, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE EXTENT OF THE PROBLEM OF THE MEDICALLY INDIGENT IN HAWAII," was adopted.

Stand. Com. Rep. No. 961-86 (S.R. No. 149, S.D. 1):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.R. No. 149, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT

A STUDY OF THE EXTENT OF THE PROBLEM OF THE MEDICALLY INDIGENT IN HAWAII," was adopted.

Stand. Com. Rep. No. 962-86 (S.C.R. No. 75, S.D. 1):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.C.R. No. 75, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE U.S. CONGRESS TO REJECT THE PROPOSED PROVISION IN THE TAX REFORM BILL WHICH WOULD REMOVE THE TAX EXEMPT STATUS OF NON-PROFIT HEALTH PLAN ORGANIZATIONS," was adopted.

Stand. Com. Rep. No. 963-86 (S.R. No. 99, S.D. 1):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.R. No. 99, S.D. 1, entitled: "SENATE RESOLUTION URGING THE U.S. CONGRESS TO REJECT THE PROPOSED PROVISION IN THE TAX REFORM BILL WHICH WOULD REMOVE THE TAX EXEMPT STATUS OF NON-PROFIT HEALTH PLAN ORGANIZATIONS," was adopted.

Stand. Com. Rep. No. 964-86 (S.C.R. No. 136):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.C.R. No. 136, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND EVALUATE REPORTS ON WAIMANO TRAINING SCHOOL AND HOSPITAL AND DEVELOP STRATEGIES TO CORRECT PROBLEMS AND DEFICIENCIES," was adopted.

Stand. Com. Rep. No. 965-86 (S.R. No. 169):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.R. No. 169, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND EVALUATE REPORTS ON WAIMANO TRAINING SCHOOL AND HOSPITAL AND DEVELOP STRATEGIES TO CORRECT PROBLEMS AND DEFICIENCIES," was adopted.

Stand. Com. Rep. No. 966-86 (S.C.R. No. 40, S.D. 1):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.C.R. No. 40, S.D. 1, entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF INSURANCE COVERAGE FOR ALCOHOL DEPENDENCY, DRUG ABUSE AND MENTAL ILLNESS," was adopted.

Stand. Com. Rep. No. 967-86 (S.C.R. No. 71, S.D. 1):

On motion by Senator B. Kobayashi, seconded by Senator Machida and carried, the report of the Committee was adopted and S.C.R. No. 71, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE SERVICES FOR THE SERIOUSLY MENTALLY ILL PROVIDED BY THE MENTAL HEALTH DIVISION," was adopted.

Stand. Com. Rep. No. 968-86 (S.R. No. 25, S.D. 1):

Senator Young moved that Stand. Com. Rep. No. 968-86 be adopted and S.R. No. 25, S.D. 1, be referred to the Committee on Legislative Management, seconded by Senator Hee.

Senator Abercrombie spoke in support of the resolution as follows:

"Mr. President, with respect to Stand. Com. Rep. No. 968, S.R. No. 25, the Committee on Housing and Community Development's resolution 'Requesting the Legislative Reference Bureau to Study the Land Ownership Patterns of Hawaii's Residential Condominiums and Cooperative Housing Corporations,' I want to thank, on the record, Senator Young and her committee for doing a terrific job in taking a very, very difficult proposition, with respect to residential condominiums and co-op housing corporations, and the attempt to deal with the land reform act and its implications as it might apply to such residential condominiums.

"I further wish to commend the resolution for getting to the heart of the issue and stating it in such terms as will allow legislation to the degree that it can be put together to come forward probably as early as next year because of the results that will come from the implementation of this resolution.

"I wish further to state that Senator Young has a very, very difficult proposition to deal with here and that this resolution is a major step forward in seeing it resolved, and I thank her very much for all the effort that has gone into this resolution today. It looks kind of thin. It's just a couple of pages but it's the result of not just dozens or hundreds of hours but thousands of hours of effort and probably tens of thousands of pages of material that has had to be gone through already and yet to be gone through, and I commend her for it and thank her

today."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 968-86 was adopted and S.R. No. 25, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE LAND OWNERSHIP PATTERNS OF HAWAII'S RESIDENTIAL CONDOMINIUMS AND COOPERATIVE HOUSING CORPORATIONS," was referred to the Committee on Legislative Management.

Stand. Com. Rep. No. 972-86 (S.C.R. No. 67, S.D. 1):

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.C.R. No. 67, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE REVENUE IMPACT OF INDEXING PERMANENT TOTAL DISABILITY BENEFITS TO THE INFLATION RATE," was adopted.

Stand. Com. Rep. No. 973-86 (S.R. No. 92, S.D. 1):

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.R. No. 92, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE REVENUE IMPACT OF INDEXING PERMANENT TOTAL DISABILITY BENEFITS TO THE INFLATION RATE," was referred to the Committee on Legislative Management.

Stand. Com. Rep. No. 974-86 (S.R. No. 147, S.D. 1):

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.R. No. 147, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO ENCOURAGE AND SUPPORT THE USE OF THE HAWAII SUPREME COURT'S DEFINITION OF 'ACCIDENT' WITH REGARD TO SERVICE-CONNECTED DISABILITY RETIREMENT," was adopted.

Stand. Com. Rep. No. 975-86 (S.R. No. 145, S.D. 1):

On motion by Senator Machida, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.R. No. 145, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DEVELOP A UNIFORM DEFINITION OF 'INDEPENDENT CONTRACTOR' TO BE APPLICABLE TO TITLE 21, HAWAII REVISED STATUTES," was referred to the Committee on Legislative Management.

Stand. Com. Rep. No. 976-86 (S.C.R. No. 83, S.D. 1):

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.C.R. No. 83, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONTROL OF THE DECIBEL LEVELS OF TELEVISION COMMERCIALS," was adopted.

Stand. Com. Rep. No. 977-86 (S.R. No. 109, S.D. 1):

On motion by Senator Cobb, seconded by Senator B. Kobayashi and carried, the report of the Committee was adopted and S.R. No. 109, S.D. 1, entitled: "SENATE RESOLUTION URGING THE CONTROL OF THE DECIBEL LEVELS OF TELEVISION COMMERCIALS," was adopted.

Stand. Com. Rep. No. 984-86 (S.C.R. No. 37):

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING AND SUPPORTING THE DEVELOPMENT OF A PROGRAM TO AID THE LARGE FRESH TUNA INDUSTRY," was adopted.

Stand. Com. Rep. No. 985-86 (S.R. No. 66):

On motion by Senator Aki, seconded by Senator Matsuura and carried, the report of the Committee was adopted and S.R. No. 66, entitled: "SENATE RESOLUTION ENCOURAGING AND SUPPORTING THE DEVELOPMENT OF A PROGRAM TO AID THE LARGE FRESH TUNA INDUSTRY," was adopted.

Stand. Com. Rep. No. 986-86 (S.C.R. No. 74, S.D. 1):

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT STUDY OF THE MOLOKAI IRRIGATION SYSTEM AND THE ESTABLISHMENT OF AN IRRIGATION DISTRICT ON MOLOKAI," was adopted.

Stand. Com. Rep. No. 988-86 (S.R. No. 98, S.D. 1):

On motion by Senator Solomon, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.R. No. 98, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A MANAGEMENT STUDY OF THE MOLOKAI IRRIGATION SYSTEM AND THE ESTABLISHMENT OF AN IRRIGATION DISTRICT ON MOLOKAI," was referred to

the Committee on Legislative Management.

Stand. Com. Rep. No. 989-86 (S.C.R. No. 35):

Senator Kawasaki moved that Stand. Com. Rep. No. 989-86 be adopted and S.C.R. No. 35 be adopted, seconded by Senator Fernandes Salling.

Senator Abercrombie rose to speak in support of the resolution as follows:

"Mr. President, I just wish to make very brief comments on Stand. Com. Rep. No. 989 which is S.C.R. No. 35, and No. 990 which is S.R. No. 64, entitled, 'Senate Concurrent Resolution Urging Support of the People of Negros, Philippines,' before us.

"Mr. President, there has been a virtual avalanche of publicity pro and con, charges and counter-charges flying back and forth, with respect to the advent of the Aquino administration in the Philippines and the removal of ex-president Marcos to the State of Hawaii and, subsequently, ex-president Marcos and his entourage occupying premises here in Hawaii. In all of the discussion and the focus of attention on those individuals, especially in the Marcos entourage, Mr. President, it's all too easy to forget the people in the Philippines who are in desperate need of our assistance.

"The purpose of the resolution and concurrent resolution is 'to proclaim June 14, 1986 as Negros Food and Freedom Day in support of mass efforts to collect donations and contributions on that day for the people of Negros, Philippines, and to designate the following week as Negros Food and Freedom Fund Week for special activities to demonstrate our aloha and support for the people of Negros.'

"Again, Mr. President, all kinds of arguments about what our relationship should be to the Marcos family and what our stand should be as to what they should or should not do with respect to residency here and all other kinds of ancillary issues. Mr. President, I urge not only the passage of these resolutions but I urge all the members and organizations to which they belong and people with whom they have access and communication to support concretely the effect of these resolutions starting on June 14th. Please try to work, if you're a member of, say, the Lions Club or a civic organization of one kind or another. Please take that date seriously and that week seriously, utilize it to work with some of the people mentioned in our 'Be It Resolved' clause in terms of where the copies are going — the mayors of the various counties, Bishop Ferrario and the Roman Catholic Church organization here at the Catholic Diocese, the Hawaii Conference of United Church of Christ, the Council of Churches, the Hongwanji Mission, etc.; various unions.

All of these individuals and groups, in other words, across-the-board, in business and labor and in community-minded groups are supporting this day, are supporting this week because these people are in desperate need.

"Very briefly as to what that is, these are much of the most fertile sugar lands in the Philippines. I'm sure we can empathize with the folks there. And what happened in the previous regime, without going into all the details, is that there are people literally starving in Negros Province because they are not being allowed to farm land in many instances by absentee landowners, while there is no food for their children to eat. They are not being allowed to farm the land for fear that they might gain some access to it or have some claim upon the land and rather than allow people to grow food, these absentee landowners are forcing them off the land, preventing them from even feeding their children. This has been well documented by sources that we can all relate to as being reliable people who have no political axe to grind as such, particularly in the church and charitable organizations that are there.

"Mr. President, I urge not only the members here but the community-at-large to support the June 14th day and the week which follows in the most practical and commendable way, which is to collect donations and contributions and aid the people in Negros, Philippines, in a manner which will reflect credit on the people of Hawaii, rather than the kind of confrontational arguments that have been the focus of activity to this point."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 989-86 was adopted and S.C.R. No. 35, entitled: "SENATE CONCURRENT RESOLUTION URGING SUPPORT OF THE PEOPLE OF NEGROS, PHILIPPINES," was adopted.

Stand. Com. Rep. No. 990-86 (S.R. No. 64):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 64, entitled: "SENATE RESOLUTION URGING SUPPORT OF THE PEOPLE OF NEGROS, PHILIPPINES," was adopted.

Stand. Com. Rep. No. 991-86 (S.C.R. No. 130):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.C.R. No. 130, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE IMPLEMENTATION OF ZIP + 4 CODES FOR STATE MAIL," was adopted.

Stand. Com. Rep. No. 992-86 (S.R. No. 163):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 163, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE IMPLEMENTATION OF ZIP + 4 CODES FOR STATE MAIL," was adopted.

Stand. Com. Rep. No. 993-86 (S.C.R. No. 81):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.C.R. No. 81, entitled: "SENATE CONCURRENT RESOLUTION PROTESTING APARTHEID AND THE INCREASE OF VIOLENCE IN SOUTH AFRICA," was adopted.

Stand. Com. Rep. No. 994-86 (S.R. No. 106):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 106, entitled: "SENATE RESOLUTION PROTESTING APARTHEID AND THE INCREASE OF VIOLENCE IN SOUTH AFRICA," was adopted.

Stand. Com. Rep. No. 995-86 (S.C.R. No. 113, S.D. 1):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.C.R. No. 113, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE ALLEGED UNEQUAL TREATMENT AND UNFAIR PRACTICES BY MAINLAND CONTRACTORS IN OBTAINING PUBLIC WORKS CONTRACTS AT ALL MILITARY BASES IN HAWAII," was adopted.

Stand. Com. Rep. No. 996-86 (S.R. No. 141, S.D. 1):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 141, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE ALLEGED UNEQUAL TREATMENT AND UNFAIR PRACTICES BY MAINLAND CONTRACTORS IN OBTAINING PUBLIC WORKS CONTRACTS AT ALL MILITARY BASES IN HAWAII," was adopted.

Stand. Com. Rep. No. 997-86 (S.C.R. No. 107):

By unanimous consent, action on Stand. Com. Rep. No. 997-86 and S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE

AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 998-86 (S.R. No. 136):

By unanimous consent, action on Stand. Com. Rep. No. 998-86 and S.R. No. 136, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 999-86 (S.C.R. No. 84):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE CONTINUING PROBLEM OF THOSE MISSING OR OTHERWISE UNACCOUNTED FOR FROM THE WAR IN SOUTHEAST ASIA," was adopted.

Stand. Com. Rep. No. 1000-86 (S.R. No. 110):

On motion by Senator Kawasaki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 110, entitled: "SENATE RESOLUTION RECOGNIZING THE CONTINUING PROBLEM OF THOSE MISSING OR OTHERWISE UNACCOUNTED FOR FROM THE WAR IN SOUTHEAST ASIA," was adopted.

Stand. Com. Rep. No. 1001-86 (S.C.R. No. 54):

By unanimous consent, action on Stand. Com. Rep. No. 1001-86 and S.C.R. No. 54, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 1002-86 (S.R. No. 77):

By unanimous consent, action on Stand. Com. Rep. No. 1002-86 and S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 1003-86 (S.C.R. No. 108):

On motion by Senator Holt, seconded by Senator Chang and carried, the report of the Committee was adopted and S.C.R. No. 108, entitled: "SENATE CONCURRENT RESOLUTION URGING SUPPORT FOR THE CONTINUED DEVELOPMENT OF THE PACIFIC INTERNATIONAL CENTER FOR HIGH TECHNOLOGY RESEARCH (PITCHR) INTO AN INTERNATIONALLY RECOGNIZED HIGH TECHNOLOGY RESEARCH CENTER," was adopted.

Stand. Com. Rep. No. 1004-86 (S.C.R. No. 141):

By unanimous consent, action on Stand. Com. Rep. No. 1004-86 and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 1005-86 (S.R. No. 173):

By unanimous consent, action on Stand. Com. Rep. No. 1005-86 and S.R. No. 173, entitled: "SENATE RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was deferred until Thursday, April 17, 1986.

Stand. Com. Rep. No. 1006-86 (H.C.R. No. 2, H.D. 1, S.D. 1):

On motion by Senator Toguchi, seconded by Senator Solomon and carried, the report of the Committee was adopted and H.C.R. No. 2, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE BOARD OF EDUCATION TO EXPAND FOREIGN LANGUAGE CLASSES IN THE PUBLIC SCHOOLS," was adopted.

Stand. Com. Rep. No. 1007-86 (S.C.R. No. 142):

On motion by Senator Abercrombie, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.C.R. No. 142, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING BETTER AND MORE COORDINATED AND COOPERATIVE RELATIONSHIPS BETWEEN THE VARIOUS STATE, COUNTY, AND PRIVATE PROGRAMS AND AGENCIES ESTABLISHED TO RESPOND TO THE NEEDS OF VICTIMS AND WITNESSES OF CRIME," was adopted.

Stand. Com. Rep. No. 1008-86 (S.R. No. 175):

On motion by Senator Abercrombie, seconded by Senator Cayetano and carried,

the report of the Committee was adopted and S.R. No. 175, entitled: "SENATE RESOLUTION ENCOURAGING BETTER AND MORE COORDINATED AND COOPERATIVE RELATIONSHIPS BETWEEN THE VARIOUS STATE, COUNTY, AND PRIVATE PROGRAMS AND AGENCIES ESTABLISHED TO RESPOND TO THE NEEDS OF VICTIMS AND WITNESSES OF CRIME," was referred to the Committee on Legislative Management.

Stand. Com. Rep. No. 1009-86 (S.C.R. No. 120):

On motion by Senator Abercrombie, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.C.R. No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FOSTER CHILD PLACEMENT AGENCIES TO PROVIDE TRAINING TO FOSTER PARENTS," was adopted.

Stand. Com. Rep. No. 1010-86 (S.R. No. 153):

On motion by Senator Abercrombie, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.R. No. 153, entitled: "SENATE RESOLUTION REQUESTING FOSTER CHILD PLACEMENT AGENCIES TO PROVIDE TRAINING TO FOSTER PARENTS," was adopted.

Stand. Com. Rep. No. 1011-86 (S.C.R. No. 65):

On motion by Senator Abercrombie, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.C.R. No. 65, entitled: "SENATE REQUESTING A STUDY OF THE REASONABLENESS OF CHILD CARE LAWS AND RULES AS THEY RELATE TO DIFFERENT TYPES OF CHILD CARE PROGRAMS," was adopted.

Stand. Com. Rep. No. 1012-86 (S.R. No. 90):

On motion by Senator Abercrombie, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.R. No. 90, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF THE REASONABLENESS OF CHILD CARE LAWS AND RULES AS THEY RELATE TO DIFFERENT TYPES OF CHILD CARE PROGRAMS," was adopted.

Stand. Com. Rep. No. 1013-86 (S.C.R. No. 165, S.D. 1):

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.C.R. No. 165, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE

DIRECTOR OF TAXATION AND THE FINANCE DIRECTORS OF THE VARIOUS COUNTIES TO PROVIDE IMMEDIATE RELIEF TO VICTIMS OF DESIGNATED NATURAL DISASTER AREAS," was adopted.

Stand. Com. Rep. No. 1014-86 (S.R. No. 203, S.D. 1):

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 203, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE DIRECTOR OF TAXATION AND THE FINANCE DIRECTORS OF THE VARIOUS COUNTIES TO PROVIDE IMMEDIATE RELIEF TO VICTIMS OF DESIGNATED NATURAL DISASTER AREAS," was adopted.

Stand. Com. Rep. No. 1015-86 (S.R. No. 17, S.D. 1):

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.R. No. 17, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE PROGRAM PLANNING AND BUDGETING FORMAT," was referred to the Committee on Legislative Management.

MATTERS DEFERRED FROM
TUESDAY, APRIL 15, 1986

H.C.R. No. 22, H.D. 1 (Hse. Com. No. 649):

On motion by Senator Cobb, seconded by Senator Soares and carried, 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 THE PURPOSE OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was adopted.

H.C.R. No. 79, H.D. 1 (Hse. Com. No. 653):

On motion by Senator Cobb, seconded by Senator Soares and carried, 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, CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was adopted.

H.C.R. No. 157 (Hse. Com. No. 655):

On motion by Senator Cobb, seconded by Senator Soares and carried, 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 adopted.

H.C.R. No. 19 (Hse. Com. No. 659):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE UNIVERSITY OF HAWAII OUTREACH AND EXTENDED DEGREE EFFORTS AND ENCOURAGING THE CONTINUATION OF THESE EFFORTS," was adopted.

H.C.R. No. 33, H.D. 1 (Hse. Com. No. 660):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 33, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO IMPLEMENT A CONTINUUM OF SERVICES IN THE COMMUNITY FOR PERSONS WITH MENTAL RETARDATION, AND FOR PERSONS WHO ARE DEVELOPMENTALLY DISABLED," was adopted.

H.C.R. No. 57, H.D. 2 (Hse. Com. No. 661):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 57, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING FURTHER RESEARCH AND STUDY ON CONGENITAL TOXOPLASMOSIS," was adopted.

H.C.R. No. 60 (Hse. Com. No. 662):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE ACQUIRE ADDITIONAL ONELOA BEACH (BIG BEACH) LANDS AT MAKENA, MAUI FOR STATE PARK PURPOSES," was adopted.

H.C.R. No. 66, H.D. 2 (Hse. Com. No. 663):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 66, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF A LEASE, TOGETHER WITH AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS," was adopted.

H.C.R. No. 72, H.D. 2 (Hse. Com. No. 664):

On motion by Senator Cobb, seconded by

Senator Soares and carried, H.C.R. No. 72, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS TO STUDY ALTERNATE SYSTEMS FOR DELIVERING HIGHER EDUCATION SERVICES TO THE RESIDENTS OF WEST HAWAII," was adopted.

H.C.R. No. 80, H.D. 1 (Hse. Com. No. 666):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 80, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING PARTIES IN THE PENDING APPEAL CONCERNING THE WORKERS' COMPENSATION INSURANCE RATE FILING TO SETTLE THEIR DIFFERENCES SO THAT THE MEDICAL DEDUCTIBLE PROVISIONS OF ACT 296, SESSION LAWS OF HAWAII 1985, CAN BE IMPLEMENTED," was adopted.

H.C.R. No. 82, H.D. 2 (Hse. Com. No. 667):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 82, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON AN EMPLOYEE ASSISTANCE PROGRAM FOR STATE EMPLOYEES," was adopted.

RE-REFERRAL OF A SENATE RESOLUTION

The President re-referred S.R. No. 122 to the Committee on Housing and Community Development.

At 12:38 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:44 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 81, S.D. 1, H.D. 2:

Senator Aki moved that the Senate reconsider its action taken to disagree on S.B. No. 81, S.D. 1, H.D. 2, seconded by Senator Matsuura and carried.

Senator Aki then said:

"Mr. President, this bill deals with the maintenance of drainageways and in conference the difference was whether a section of this law should be included. After consulting with the experts from the Department of Land and Natural Resources, we agree with the House position which is Section 46."

On motion by Senator Aki, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 81, S.D. 1, and that S.B.

No. 81, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MAINTENANCE OF DRAINAGEWAYS," was placed on the calendar for Final Reading on Thursday, April 17, 1986.

RECOMMITTAL OF A CONFERENCE COMMITTEE REPORT

Conf. Com. Rep. No. 13-86 (H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 13-86 and H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," were recommitted to the Committee on Conference.

At this time, Senator Kuroda, chairman of the Committee on Tourism and Recreation, requested a waiver of the 48-hour Notice of a Public Hearing on Gov. Msg. No. 263, and the President granted the waiver.

The Chair then made the following observation:

"Members of the Senate, the Chair would like to remind all conferees that we are prepared to go home on Friday. All conference drafts should be on the Clerk's desk by midnight, tonight."

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that House bills unamended by the Senate pass Second Reading and be placed on the calendar for Third Reading. The Clerk was further authorized to receive conference committee reports and standing committee reports on unamended House bills for Third Reading, governor's messages, concurrent resolutions, and Senate resolutions. In consequence thereof, and subsequent to its recessing at 12:48 o'clock p.m., the Senate took the following actions:

CONFERENCE COMMITTEE REPORTS

Conf. Com. Rep. No. 17-86 and House Bill No. 1688-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 18-86 and House Bill No. 105, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 19-86 and House Bill No. 2221-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE

ACT," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 20-86 and House Bill No. 2725-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 21-86 and House Bill No. 2845-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 22-86 and Senate Bill No. 1550-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 23-86 and House Bill No. 2117-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF FINE PRINTS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 24-86 and House Bill No. 2468-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 25-86 and House Bill No. 2282-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PESTICIDES ADVISORY COMMITTEE," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 26-86 and House Bill No. 2246-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 27-86 and House Bill No. 326, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 28-86 and House Bill No. 381, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS' COMPENSATION," were placed on the calendar for Final Reading on

Friday, April 18, 1986;

Conf. Com. Rep. No. 29-86 and House Bill No. 1691-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 30-86 and House Bill No. 2373-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFENSE OF INTOXICATION," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 31-86 and House Bill No. 1740-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCES," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 32-86 and House Bill No. 26, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 33-86 and House Bill No. 122, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE POWER OF THE ATTORNEY GENERAL," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 34-86 and House Bill No. 1998-86, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 35-86 and Senate Bill No. 303, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL PARTIES," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 36-86 and Senate Bill No. 592, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 37-86 and Senate Bill No. 2290-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANS AND TRUSTEES," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 38-86 and Senate Bill No. 1933-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 39-86 and House Bill No. 1388, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 40-86 and Senate Bill No. 909, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 41-86 and House Bill No. 1665-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 42-86 and House Bill No. 2608-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR VETERANS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 43-86 and House Bill No. 2495-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 44-86 and House Bill No. 393, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 45-86 and House Bill No. 1663-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A UNIVERSITY OF HAWAII CHILD CARE CENTER PILOT PROJECT," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 46-86 and House Bill No. 1666-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 47-86 and Senate Bill No. 2190-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 48-86 and Senate Bill No. 425, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 49-86 and Senate Bill No. 1762-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 50-86 and House Bill No. 1857-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 51-86 and House Bill No. 100, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 52-86 and House Bill No. 2561-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 53-86 and Senate Bill No. 1831-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," were placed on the calendar for Final Reading on Friday, April 18, 1986;

Conf. Com. Rep. No. 54-86 and Senate Bill No. 2266-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were placed on the calendar for Final Reading on Friday, April 18, 1986.

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 1020-86 and S.C.R. No. 99, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE ACTIVITIES OF THE NEIGHBORHOOD REINVESTMENT CORPORATION AND REPRESENTATIVES OF GOVERNMENT,

BUSINESS, AND COMMUNITIES IN FORMING A NEIGHBORHOOD HOUSING SERVICES (NHS) CORPORATION IN HONOLULU," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1021-86 and S.R. No. 128, entitled: "SENATE RESOLUTION SUPPORTING THE ACTIVITIES OF THE NEIGHBORHOOD REINVESTMENT CORPORATION AND REPRESENTATIVES OF GOVERNMENT, BUSINESS, AND COMMUNITIES IN FORMING A NEIGHBORHOOD HOUSING SERVICES (NHS) CORPORATION IN HONOLULU," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1022-86 and S.R. No. 135, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STATUS REPORT ON THE PHILOSOPHY IN THE SCHOOLS PROGRAM OF THE UNIVERSITY OF HAWAII DEPARTMENT OF PHILOSOPHY AND THE STATE DEPARTMENT OF EDUCATION," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1023-86 and S.R. No. 125, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A STUDY ON ESTABLISHING AN INTERMEDIATE SCHOOL ATHLETICS LEAGUE," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1024-86 and S.R. No. 140, entitled: "SENATE RESOLUTION URGING PUBLIC SUPPORT FOR THE PUBLIC SCHOOLS OF HAWAII FOUNDATION," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1025-86 and Gov. Msg. No. 337, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1026-86 and S.R. No. 146, entitled: "SENATE RESOLUTION RELATING TO TEENAGE PARENTS AND SINGLE HEADS OF HOUSEHOLDS," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1027-86 and S.R. No. 144, S.D. 1, entitled: "SENATE RESOLUTION CONCERNING ACCENT AS A DISCRIMINATORY EMPLOYMENT FACTOR," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1028-86 and S.R. No. 139, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE, STATEWIDE EMPLOYMENT PLAN," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1029-86 and S.R. No. 87, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT SYSTEM TO REVIEW ITS PRESENT POST RETIREMENT DISTRIBUTION FORMULA FOR THE PURPOSE OF SUGGESTING ADJUSTMENTS TO THE STATE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1030-86 and S.C.R. No. 146, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY ALTERNATIVE MEANS TO RESOLVE THE ANAHOLA VILLAGE PARK ISSUE," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1031-86 and S.R. No. 179, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY ALTERNATIVE MEANS TO RESOLVE THE ANAHOLA VILLAGE PARK ISSUE," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1032-86 and S.C.R. No. 78, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COOPERATION OF THE MILITARY IN ITS USE AND DEVELOPMENT OF HAWAII'S WATER RESOURCES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1033-86 and S.R. No. 103, entitled: "SENATE RESOLUTION REQUESTING THE COOPERATION OF THE MILITARY IN ITS USE AND DEVELOPMENT OF HAWAII'S WATER RESOURCES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1034-86 and S.R. No. 37, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO EXAMINE THE FEASIBILITY OF ADDING A HAWAIIAN STUDIES COMPLEMENT TO THE UNDERGRADUATE CORE REQUIREMENTS," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1035-86 and S.R. No. 80, entitled: "SENATE RESOLUTION REQUESTING CONTINUED OVERSIGHT AND ENFORCEMENT OF THE FEDERAL PACKERS AND STOCKYARDS ACT," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1036-86 and S.R. No. 100, entitled: "SENATE RESOLUTION RELATING TO MAILE CULTURE," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1037-86 and S.R. No. 168, entitled: "SENATE RESOLUTION REQUESTING AN INTERIM REVIEW OF THE RECOMMENDATIONS OF THE LAND EVALUATION AND SITE ASSESSMENT COMMISSION," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1038-86 and S.R. No. 95, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO SUBMIT A TWO-YEAR PLAN AND BUDGET TO IMPLEMENT THE RESIDENTIAL FACILITIES PLAN," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1039-86 and S.R. No. 131, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HAWAIIAN ELECTRIC COMPANY, HAWAIIAN TELEPHONE COMPANY, AND GASCO, INC. TO FORMALLY REQUEST THE HONOLULU CITY COUNCIL TO IMPLEMENT ACT 201, SESSION LAWS OF HAWAII 1985," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1040-86 and S.C.R. No. 93, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE NUMBER OF ELDERLY, DISABLED, POOR, AND JOBLESS WHO ARE HOMELESS IN HAWAII, AND REQUESTING THE STATE OF HAWAII TO DEVELOP AND IMPLEMENT A FISCALLY SOUND APPROACH TO ASSIST THE HOMELESS IN FINDING HOUSING AT THE EARLIEST POSSIBLE TIME," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1041-86 and S.R. No. 122, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DETERMINE THE NUMBER OF ELDERLY, DISABLED, POOR, AND JOBLESS WHO ARE HOMELESS IN HAWAII, AND REQUESTING THE STATE OF HAWAII TO DEVELOP AND

IMPLEMENT A FISCALLY SOUND APPROACH TO ASSIST THE HOMELESS IN FINDING HOUSING AT THE EARLIEST POSSIBLE TIME," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1042-86 and S.C.R. No. 138, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE WHAT CRITERIA SHOULD BE USED IN EVALUATING THE NEED FOR MANDATORY HEALTH CARE INSURANCE COVERAGE," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1043-86 and S.C.R. No. 152, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF PROBLEMS RELATED TO THE EMPLOYEE OR INDEPENDENT CONTRACTOR STATUS OF REAL ESTATE LICENSEES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1044-86 and S.R. No. 188, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF PROBLEMS RELATED TO THE EMPLOYEE OR INDEPENDENT CONTRACTOR STATUS OF REAL ESTATE LICENSEES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1045-86 and Gov. Msg. Nos. 318, 332, 333 and 334, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1046-86 and Gov. Msg. No. 102, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1047-86 and S.C.R. No. 147, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO FISHERIES MANAGEMENT," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1048-86 and S.R. No. 180, entitled: "SENATE RESOLUTION RELATING TO FISHERIES MANAGEMENT," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1049-86 and S.C.R. No. 158, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO STUDY THE IMPACT OF REGULATING

SALT-WATER SHORELINE FISHING," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1050-86 and S.R. No. 197, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO STUDY THE IMPACT OF REGULATING SALT-WATER SHORELINE FISHING," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1051-86 and S.C.R. No. 157, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES, DEPARTMENT OF HAWAIIAN HOME LANDS, AND OFFICE OF HAWAIIAN AFFAIRS TO PARTICIPATE WITH THE COUNTY OF HAWAII, KAMEHAMEHA SCHOOLS/BISHOP ESTATE, ALU LIKE, INCORPORATED, AND THE BISHOP MUSEUM TO EXPLORE THE FEASIBILITY OF STATE ACQUISITION OF WAIPI'O VALLEY ON THE ISLAND OF HAWAII," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1052-86 and S.R. No. 196, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES, DEPARTMENT OF HAWAIIAN HOME LANDS, AND OFFICE OF HAWAIIAN AFFAIRS TO PARTICIPATE WITH THE COUNTY OF HAWAII, KAMEHAMEHA SCHOOLS/BISHOP ESTATE, ALU LIKE, INCORPORATED, AND THE BISHOP MUSEUM TO EXPLORE THE FEASIBILITY OF STATE ACQUISITION OF WAIPI'O VALLEY ON THE ISLAND OF HAWAII," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1053-86 and S.C.R. No. 131, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FOUR COUNTY GOVERNMENTS OF THE STATE OF HAWAII TO CONTINUE TO WORK CLOSELY WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE BUILDING PERMITS AND WATER METERS TO HOMESTEAD LESSEES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1054-86 and S.R. No. 165, entitled: "SENATE RESOLUTION URGING THE FOUR COUNTY GOVERNMENTS OF THE STATE OF HAWAII TO CONTINUE TO WORK CLOSELY WITH THE

DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE BUILDING PERMITS AND WATER METERS TO HOMESTEAD LESSEES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1055-86 and S.C.R. No. 150, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY AND REVISION OF RULES RELATING TO GILLNET FISHING," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1056-86 and S.R. No. 183, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY AND REVISION OF RULES RELATING TO GILLNET FISHING," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1057-86 and S.C.R. No. 114, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE POSSIBLE CIVILIAN INDUSTRIAL USES FOR PEARL HARBOR NAVAL SHIPYARD," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1058-86 and S.R. No. 142, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE POSSIBLE CIVILIAN INDUSTRIAL USES FOR PEARL HARBOR NAVAL SHIPYARD," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1059-86 and S.C.R. No. 135, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESSIONAL SUPPORT FOR THE COOPERATIVE EXTENSION SERVICE PROGRAMS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1060-86 and S.R. No. 186, entitled: "SENATE RESOLUTION URGING CONGRESSIONAL SUPPORT FOR THE COOPERATIVE EXTENSION SERVICE PROGRAMS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1061-86 and S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO STUDY THE ADMINISTRATION OF THE HAWAIIAN HOMES TRUST WITHIN THE DEPARTMENT OF HAWAIIAN HOME

LANDS, TO SUGGEST AN ALTERNATIVE ADMINISTRATIVE STRUCTURE AS A POSSIBLE MEANS OF PROVIDING CREATIVE SOLUTIONS TO CURRENT CONSTRAINTS AND PROBLEMS," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1062-86 and S.C.R. No. 132, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT BY THE LEGISLATIVE AUDITOR OF PUBLIC LAND TRUST FUNDS AS DESCRIBED IN SECTION 10-3, HAWAII REVISED STATUTES, WHICH ARE MANAGED AND EXPENDED BY CERTAIN DEPARTMENTS OF STATE GOVERNMENT," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1063-86 and S.R. No. 7, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES CONGRESS AMEND THE JONES ACT TO EXCLUDE COMMERCIAL FISHERS," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1064-86 and S.R. No. 181, entitled: "SENATE RESOLUTION REQUESTING A SURVEY TO BE CONDUCTED REGARDING CONSERVATION, PUBLIC USE, AND MANAGEMENT OF NATIVE HAWAIIAN STREAM FAUNA," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1065-86 and S.R. No. 114, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON IMPROVING ACCESS TO PUBLIC HIGHER EDUCATION PROGRAMS AND SUPPORT SERVICES FOR MINORITY STUDENTS," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1066-86 and S.C.R. No. 148, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SURVEY TO BE CONDUCTED REGARDING CONSERVATION, PUBLIC USE, AND MANAGEMENT OF NATIVE HAWAIIAN STREAM FAUNA," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1067-86 and H.C.R. No. 50, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY BY THE COUNTY OF MAUI TO IDENTIFY AN ALTERNATE SITE FOR THE MAUI COUNTY FAIR," were placed on the

calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1068-86 and Gov. Msg. No. 336, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1069-86 and Gov. Msg. No. 330, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1070-86 and S.R. No. 115, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE FEASIBILITY OF IMPLEMENTING A TEACHER EDUCATION WARRANTY ASSURANCE PROGRAM AT THE COLLEGE OF EDUCATION," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1071-86 and Gov. Msg. No. 106, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1072-86 and S.C.R. No. 139, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A FORENSIC CENTER WITHIN THE HAWAII CRIMINAL JUSTICE SYSTEM," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1073-86 and S.R. No. 172, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A FORENSIC CENTER WITHIN THE HAWAII CRIMINAL JUSTICE SYSTEM," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1074-86 and S.C.R. No. 118, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY BY A COMMITTEE APPOINTED BY THE FAMILY COURT TO EXPLORE THE FEASIBILITY, ADVANTAGES, AND DISADVANTAGES OF MANDATORY MEDIATION IN DIVORCE CASES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1075-86 and S.R. No. 151, entitled: "SENATE RESOLUTION REQUESTING A STUDY BY A COMMITTEE APPOINTED BY THE FAMILY COURT TO EXPLORE THE FEASIBILITY, ADVANTAGES, AND DISADVANTAGES OF MANDATORY MEDIATION IN DIVORCE CASES," were placed on the calendar for further

consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1076-86 and S.C.R. No. 117, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF THE ACT GRANTING THE FAMILY COURT THE DISCRETIONARY POWER TO ORDER PARENTS OF UNMARRIED MINOR PARENTS TO PAY CHILD SUPPORT," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1077-86 and S.R. No. 150, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN EVALUATION OF THE ACT GRANTING THE FAMILY COURT THE DISCRETIONARY POWER TO ORDER PARENTS OF UNMARRIED MINOR PARENTS TO PAY CHILD SUPPORT," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1078-86 and S.C.R. No. 30, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO PREDICT CAPACITY NEEDS FOR HAWAII'S CORRECTIONAL FACILITIES," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1079-86 and S.R. No. 53, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO PREDICT CAPACITY NEEDS FOR HAWAII'S CORRECTIONAL FACILITIES," were placed on the calendar for further consideration on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1080-86 and S.C.R. No. 7, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESSIONAL ACTION TO EXEMPT MATURED MONEY MARKET CERTIFICATES AS PREFERENTIAL TRANSFERS IN BANKRUPTCY PROCEEDINGS," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1081-86 and S.R. No. 30, entitled: "SENATE RESOLUTION REQUESTING CONGRESSIONAL ACTION TO EXEMPT MATURED MONEY MARKET CERTIFICATES AS PREFERENTIAL TRANSFERS IN BANKRUPTCY PROCEEDINGS," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1082-86 and S.R. No. 192, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN INVESTIGATION INTO ALLEGED MISCONDUCT OF STATE OFFICIALS CONCERNING MR. STUART SILVA,"

were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1083-86 and H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE STATE OF HAWAII'S COURT-ANNEXED ARBITRATION PROGRAM," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1084-86 was adopted and House Bill No. 2214-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1085-86 and House Bill No. 2045-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FINES," were placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1086-86 was adopted and House Bill No. 2178-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES, FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1087-86 was adopted and House Bill No. 1992-86, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1088-86 was adopted and House Bill No. 2395-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1089-86 was adopted and House Bill No. 2106-86, entitled: "A BILL FOR AN ACT RELATING TO GENERAL PROVISIONS OF AQUATIC RESOURCES AND WILDLIFE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1090-86 and House Bill No. 2204-86, entitled: "A BILL FOR AN ACT RELATING TO HAWAII CRIMINAL JUSTICE DATA CENTER:"

CIVIL IDENTIFICATION," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1091-86 and House Bill No. 2574-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1092-86 and House Bill No. 2446-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRELIMINARY PLANNING AND DESIGN OF A STATEWIDE COMPUTERIZED JUVENILE JUSTICE INFORMATION SYSTEM," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1093-86 and House Bill No. 2589-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH SERVICES," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1094-86 and House Bill No. 2199-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION AND EXPANSION OF SAINT FRANCIS HOSPITAL'S RENAL DIALYSIS FACILITY AT MAUI MEMORIAL HOSPITAL," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1095-86 and House Bill No. 1927-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A MASTER PLAN TO PROMOTE HAWAII AS A SPORTS CENTER," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1096-86 and House Bill No. 2430-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY ON THE FEASIBILITY OF CREATING HIGH OCCUPANCY VEHICLE (HOV) LANES IN CENTRAL AND LEEWARD OAHU," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1097-86 and House Bill No. 2429-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A

STUDY TO INVESTIGATE THE CREATION OF A RIDESHARING AUTHORITY," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1098-86 and House Bill No. 2428-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A TRANSPORTATION IMPROVEMENT DISTRICT," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1099-86 and House Bill No. 55, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1100-86 and House Bill No. 2209-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1101-86 and House Bill No. 1891-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO FINANCE THE WAILUA RIVER HYDRO PROJECT," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1102-86 and House Bill No. 2536-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1103-86 was adopted and House Bill No. 2254-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1104-86 was adopted and House Bill No. 1708-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A STATEWIDE KAPU SYSTEM," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1105-86 and House Bill No. 2506-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTALLY DISABLED," were placed on the calendar for Third Reading on Thursday, April 17, 1986.

Stand. Com. Rep. No. 1106-86 and Gov. Msg. No. 110, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1107-86 and Gov. Msg. No. 111, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1108-86 and Gov. Msg. No. 327, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1109-86 and Gov. Msg. No. 281, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1110-86 and Gov. Msg. No. 262, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1111-86 and Gov. Msg. No. 243, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1112-86 and Gov. Msg. No. 212, were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1113-86 and S.C.R. No. 9, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1114-86 and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING," were placed on the calendar for further consideration on Thursday, April 17, 1986;

Stand. Com. Rep. No. 1115-86 was adopted and House Bill No. 2397-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATIONS OF ACTIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 17, 1986;

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 17, 1986.

FIFTY-NINTH DAY

Thursday, April 17, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:45 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Lawrence H. Roller, Colonel, United States Air Force, after which the Roll was called showing all Senators present with the exception of Senator Kawasaki who was excused.

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

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 349, informing the Senate that on April 16, 1986, he signed the following bills into law:

House Bill No. 1904-86 as Act 35, entitled: "RELATING TO CEMETERIES AND MORTUARIES";

House Bill No. 1977-86 as Act 36, entitled: "RELATING TO RULES GOVERNING THE INSPECTION, QUARANTINE, DISINFECTION, OR DESTRUCTION OF ANIMALS";

House Bill No. 1996-86 as Act 37, entitled: "RELATING TO HEALTH";

House Bill No. 2029-86 as Act 38, entitled: "RELATING TO REGULATORY LICENSING REFORM"; and

House Bill No. 2618-86 as Act 39, entitled: "RELATING TO CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING ECONOMIC DEVELOPMENT,"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 677 to 687) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 677, returning Senate Concurrent Resolution No. 14, S.D. 1, which was adopted by the House of Representatives on April 16, 1986, was placed on file.

Hse. Com. No. 678, informing the Senate that the amendments proposed by the Senate to House Concurrent Resolution No. 14, H.D. 1, were agreed to by the House;

and H.C.R. No. 14, H.D. 1, S.D. 1, was adopted by the House of Representatives on April 16, 1986, was placed on file.

Hse. Com. No. 679, informing the Senate that the amendments proposed by the Senate to the following House Bills, were agreed to by the House on April 16, 1986:

No. 1694-86, H.D. 1 (S.D. 2); and
No. 1695-86 (S.D. 1),

was placed on file.

Hse. Com. No. 680, informing the Senate that the House reconsidered its actions taken on April 3, 1986, in disagreeing to the amendments proposed by the Senate to the following House Bills:

No. 1687-86, H.D. 2 (S.D. 2);
No. 1706-86, H.D. 1 (S.D. 1);
No. 1767-86, H.D. 2 (S.D. 2); and
No. 2284-86, H.D. 2 (S.D. 1),

was placed on file.

Hse. Com. No. 681, informing the Senate that the amendments proposed by the Senate to the following House Bills were agreed to by the House; and said bills, as amended, passed Final Reading in the House of Representatives on April 16, 1986:

No. 1316, H.D. 1, S.D. 1;
No. 1826-86, H.D. 1, S.D. 1;
No. 1829-86, S.D. 1;
No. 1869-86, H.D. 1, S.D. 1;
No. 1905-86, H.D. 1, S.D. 1;
No. 1906-86, H.D. 1, S.D. 1;
No. 1907-86, H.D. 1, S.D. 1;
No. 1908-86, H.D. 1, S.D. 1;
No. 1913-86, H.D. 1, S.D. 1;
No. 1940-86, H.D. 1, S.D. 1;
No. 1945-86, H.D. 1, S.D. 1;
No. 1946-86, H.D. 1, S.D. 1;
No. 2026-86, H.D. 1, S.D. 1;
No. 2027-86, S.D. 1;
No. 2032-86, H.D. 1, S.D. 1;
No. 2033-86, H.D. 1, S.D. 1;
No. 2035-86, H.D. 1, S.D. 1;
No. 2036-86, H.D. 1, S.D. 1;
No. 2038-86, S.D. 1;
No. 2039-86, S.D. 1;
No. 2042-86, H.D. 1, S.D. 1;
No. 2044-86, S.D. 1;
No. 2048-86, S.D. 1;
No. 2049-86, S.D. 1;
No. 2051-86, S.D. 1;
No. 2054-86, S.D. 1;
No. 2111-86, S.D. 1;
No. 2112-86, S.D. 1;
No. 2114-86, S.D. 1;
No. 2116-86, S.D. 1;
No. 2142-86, H.D. 1, S.D. 1;
No. 2191-86, H.D. 1, S.D. 1;
No. 2193-86, S.D. 1;

No. 2194-86, S.D. 1;
 No. 2216-86, S.D. 1;
 No. 2217-86, S.D. 1;
 No. 2424-86, S.D. 1;
 No. 2425-86, H.D. 1, S.D. 1;
 No. 2586-86, S.D. 1;
 No. 2695-86, H.D. 1, S.D. 1;
 No. 2715-86, H.D. 1, S.D. 1;
 No. 2722-86, H.D. 1, S.D. 1;
 No. 2756-86, S.D. 1; and
 No. 2844-86, H.D. 2, S.D. 1,

was placed on file.

Hse. Com. No. 682, transmitting House Concurrent Resolution No. 58 which was adopted by the House of Representatives on April 16, 1986, was placed on file.

By unanimous consent, H.C.R. No. 58, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE RESIDENTIAL LANDLORD-TENANT CODE," was referred to the Committee on Legislative Management.

Hse. Com. No. 683, transmitting House Concurrent Resolution No. 85, H.D. 1 which was adopted by the House of Representatives on April 16, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 85, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION PROCLAIMING BLACK CORAL THE OFFICIAL STATE GEM OF HAWAII," was referred to the Committee on Tourism and Recreation.

Hse. Com. No. 684, transmitting House Concurrent Resolution No. 153 which was adopted by the House of Representatives on April 16, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 153, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY ALTERNATIVE MEANS TO RESOLVE THE ANAHOLA PARK ISSUE," was deferred until Friday, April 18, 1986.

Hse. Com. No. 685, transmitting House Concurrent Resolution No. 160 which was adopted by the House of Representatives on April 16, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE NEW ZEALAND TRADE EXPO IN HONOLULU," was deferred until Friday, April 18, 1986.

Hse. Com. No. 686, transmitting House Concurrent Resolution No. 169, H.D. 1 which was adopted by the House of Representatives on April 16, 1986, was

placed on file.

By unanimous consent, H.C.R. No. 169, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE LAND OWNERSHIP PATTERNS OF HAWAII'S RESIDENTIAL CONDOMINIUMS AND COOPERATIVE HOUSING CORPORATIONS," was referred to the Committee on Legislative Management.

Hse. Com. No. 687, transmitting House Concurrent Resolution No. 170, H.D. 1 which was adopted by the House of Representatives on April 16, 1986, was placed on file.

By unanimous consent, H.C.R. No. 170, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO SUPPORT THE COMPLETION OF THE DEPARTMENT OF ENERGY'S MOD-5B RESEARCH WIND TURBINE AT KAHUKU, HAWAII," was referred to the Committee on Legislative Management.

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

The Senate reconvened at 12:24 o'clock p.m.

ORDER OF THE DAY

MATTERS DEFERRED FROM
 WEDNESDAY, APRIL 16, 1986

FINAL READING

Senate Bill No. 81, S.D. 1, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 81, S.D. 1, and S.B. No. 81, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MAINTENANCE OF DRAINAGEWAYS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Senate Bill No. 1780-86, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 1780-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET," was deferred until Friday, April 18, 1986.

Senate Bill No. 2127-86, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 2127-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Friday,

April 18, 1986.

FINAL READING

By unanimous consent, action on the following bills was deferred until Friday, April 18, 1986:

S.B. No. 934, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION";

S.B. No. 1718-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR";

S.B. No. 1960-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX";

S.B. No. 2166-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY";

S.B. No. 2303-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM";

S.B. No. 2359-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS";

S.B. No. 2478-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE";

CONFERENCE COMMITTEE REPORTS

By unanimous consent, action on the following conference committee reports and bills was deferred until Friday, April 18, 1986:

Conf. Com. Rep. No. 2-86 and S.B. No. 1678-86, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 3-86 and S.B. No. 1595-86, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 4-86 and H.B. No. 172, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 5-86 and H.B. No. 2280-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 6-86 and H.B. No. 2444-86, S.D. 1, C.D. 1; and

Conf. Com. Rep. No. 7-86 and H.B. No. 2166-86, H.D. 1, S.D. 1, C.D. 1.

Conf. Com. Rep. No. 8-86 (H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, Conf. Com. Rep.

No. 8-86 and H.B. 1680-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," was recommitted to the Committee on Conference.

By unanimous consent, action on the following conference committee reports and bills was deferred until Friday, April 18, 1986:

Conf. Com. Rep. No. 9-86 and H.B. No. 2170-86, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 10-86 and S.B. No. 383, S.D. 1, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 11-86 and S.B. No. 2309-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 12-86 and H.B. No. 2202-86, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 14-86 and H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 15-86 and H.B. No. 2596-86, S.D. 1, C.D. 1; and

Conf. Com. Rep. No. 16-86 and H.B. No. 2069-86, H.D. 1, S.D. 1, C.D. 1.

At 12:26 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o'clock p.m.

MATTERS DEFERRED FROM
WEDNESDAY, APRIL 16, 1986

THIRD READING

House Bill No. 420:

By unanimous consent, action on H.B. No. 420, entitled: "A BILL FOR AN ACT RELATING TO THE EXPIRATION OF DRIVER'S LICENSE," was deferred until Friday, April 18, 1986.

House Bill No. 2214-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2214-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1085-86 (H.B. No. 2045-86, H.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1085-86 was adopted and H.B. No.

2045-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FINES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2178-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2178-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 1992-86:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1992-86, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

House Bill No. 2395-86, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2395-86, H.D. 2, 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, 24. Noes, none. Excused, 1 (Kawasaki).

House Bill No. 2106-86:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2106-86, entitled: "A BILL FOR AN ACT RELATING TO GENERAL PROVISIONS OF AQUATIC RESOURCES AND WILDLIFE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

By unanimous consent, action of the following standing committee reports and bills was deferred until Friday, April 18, 1986:

Stand. Com. Rep. No. 1090-86 and H.B. No. 2204-86, entitled: "A BILL FOR AN ACT RELATING TO HAWAII CRIMINAL JUSTICE DATA CENTER: CIVIL IDENTIFICATION";

Stand. Com. Rep. No. 1091-86 and H.B. No. 2574-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY"; and

Stand. Com. Rep. No. 1092-86 and H.B. No. 2446-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRELIMINARY PLANNING AND DESIGN OF A STATEWIDE COMPUTERIZED JUVENILE JUSTICE INFORMATION SYSTEM."

Stand. Com. Rep. No. 1093-86 (H.B. No. 2589-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1093-86 was adopted and H.B. No. 2589-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

By unanimous consent, action on the following standing committee reports and bills was deferred until Friday, April 18, 1986:

Stand. Com. Rep. No. 1094-86 and H.B. No. 2199-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION AND EXPANSION OF SAINT FRANCIS HOSPITAL'S RENAL DIALYSIS FACILITY AT MAUI MEMORIAL HOSPITAL";

Stand. Com. Rep. No. 1095-86 and H.B. No. 1927-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A MASTER PLAN TO PROMOTE HAWAII AS A SPORTS CENTER";

Stand. Com. Rep. No. 1096-86 and H.B. No. 2430-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY ON THE FEASIBILITY OF CREATING HIGH OCCUPANCY VEHICLE (HOV) LANES IN CENTRAL AND LEEWARD OAHU";

Stan. Com. Rep. No. 1097-86 and H.B. No. 2429-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A RIDESHARING AUTHORITY"; and

Stan. Com. Rep. No. 1098-86 and H.B. No. 2428-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A TRANSPORTATION IMPROVEMENT DISTRICT."

Stand. Com. Rep. No. 1099-86 (H.B. No. 55, H.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1099-86 was adopted and H.B. No. 55, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

By unanimous consent, action on the following standing committee reports and bills was deferred until Friday, April 18, 1986:

Stand. Com. Rep. No. 1100-86 and H.B. No. 2209-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE";

Stand. Com. Rep. No. 1101-86 and H.B. No. 1891-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO FINANCE THE WAILUA RIVER HYDRO PROJECT"; and

Stand. Com. Rep. No. 1102-86 and H.B. No. 2536-86, H.D. 1, entitled: "BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES."

House Bill No. 2254-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2254-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

By unanimous consent, action on the following standing committee reports and bills was deferred to Friday, April 18, 1986:

H.B. No. 1708-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A STATEWIDE KAPU SYSTEM"; and

Stand. Com. Rep. No. 1105-86 and H.B. No. 2506-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTALLY DISABLED."

House Bill No. 2397-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 2397-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

ADVICE AND CONSENT

Stand. Com. Rep. No. 969-86 (Gov. Msg. No 259):

Senator Cobb moved that Stand. Com. Rep. No. 969-86 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 Wilbert K. Eguchi and Calvin S. Nemoto, to the Hawaii Housing Authority, terms to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 970-86 (Gov. Msg. No 260):

Senator Cobb moved that Stand. Com. Rep. No. 970-86 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 Stanley K. Kawaguchi and Gary Caulfield, to the Hawaii Community Development Authority, terms to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 971-86 (Gov. Msg. Nos. 159, 253, 271, 309 and 286):

Senator Cobb moved that Stand. Com. Rep. No. 971-86 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:

Antoinette Lee, Rufina Molaka-Lee, Edith Bandmann and Gwendolyn Joseph to the King Kamehameha Celebration Commission, terms to expire June 30, 1990;

Aloha D. Gellert, Samuel Spencer and Ronald Kimball to the King Kamehameha Celebration Commission, terms to expire June 30, 1990;

Thomas K. Sing to the Board of Public Broadcasting, term to expire June 30, 1989;

Neil Jacob Kamo'okele Hannahs and Elroy J. Chun to the Board of Public Broadcasting, terms to expire June 30, 1990;

John M. Hara to the Board of Public Broadcasting, term to expire June 30, 1991; and

Gladys Y. Sonomura, Millicent Kim and Arthur A. Kohara to the State Foundation on Culture and the Arts, terms to expire June 30, 1990,

seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 978-86 (Gov. Msg. No. 103):

Senator Cobb moved that Stand. Com. Rep. No. 978-86 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 Board of Physical Therapy of the following:

Mark Ono, term to expire June 30, 1987;

Elroy K. Chong and Ronald Y. Honda, terms to expire June 30, 1988; and

Dennis M. Crowley and Joni S. Kanazawa, terms to expire June 30, 1989,

seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 979-86 (Gov. Msg. No. 272):

Senator Cobb moved that Stand. Com. Rep. No. 979-86 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 Carl Kobashigawa and Ray T. Nishiyama, to the Advisory Committee on Flowers and Foliage, terms to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 980-86 (Gov. Msg. No. 331):

Senator Cobb moved that Stand. Com. Rep. No. 980-86 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 James K. Ahloy, Eusebio Lapenia, Jr. and Roy A. Oyama, to the Board of Agriculture, terms to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1025-86 (Gov. Msg. No. 337):

By unanimous consent, action on Stand. Com. Rep. No. 1025-86 and Gov. Msg. Nos. 337 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1045-86 (Gov. Msg. No. 318, 332, 333 and 334):

By unanimous consent, action on Stand. Com. Rep. No. 1045-86 and Gov. Msg. Nos. 318, 332, 333 and 334 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1046-86 (Gov. Msg. No. 102):

By unanimous consent, action on Stand. Com. Rep. No. 1046-86 and Gov. Msg. No. 102 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1068-86 (Gov. Msg.

No. 336):

By unanimous consent, action on Stand. Com. Rep. No. 1068-86 and Gov. Msg. No. 336 was deferred until Friday, April, 1986.

Stand. Com. Rep. No. 1069-86 (Gov. Msg. No. 330):

By unanimous consent, action on Stand. Com. Rep. No. 1069-86 and Gov. Msg. No. 330 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1071-86 (Gov. Msg. No. 106):

By unanimous consent, action on Stand. Com. Rep. No. 1071-86 and Gov. Msg. No. 106 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1106-86 (Gov. Msg. No. 110):

By unanimous consent, action on Stand. Com. Rep. No. 1106-86 and Gov. Msg. No. 110 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1107-86 (Gov. Msg. No. 111):

By unanimous consent, action on Stand. Com. Rep. No. 1107-86 and Gov. Msg. No. 111 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1108-86 (Gov. Msg. No. 327):

By unanimous consent, action on Stand. Com. Rep. No. 1108-86 and Gov. Msg. No. 327 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1109-86 (Gov. Msg. No. 281):

By unanimous consent, action on Stand. Com. Rep. No. 1109-86 and Gov. Msg. No. 281 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1110-86 (Gov. Msg. No. 262):

By unanimous consent, action on Stand. Com. Rep. No. 1110-86 and Gov. Msg. No. 262 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1111-86 (Gov. Msg. No. 243):

By unanimous consent, action on Stand. Com. Rep. No. 1111-86 and Gov. Msg. No. 243 was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1112-86 (Gov. Msg. No. 212):

By unanimous consent, action on Stand. Com. Rep. No. 1112-86 and Gov. Msg. No. 212 was deferred until Friday, April 18, 1986.

At 12:34 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:40 o'clock p.m.

MATTERS DEFERRED FROM
WEDNESDAY, APRIL 16, 1986

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 997-86 (S.C.R. No. 107):

By unanimous consent, action on Stand. Com. Rep. No. 997-86 and S.C.R. No. 107, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 998-86 (S.R. No. 136):

By unanimous consent, action on Stand. Com. Rep. No. 998-86 and S.R. No. 136, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1001-86 (S.C.R. No. 54):

By unanimous consent, action on Stand. Com. Rep. No. 1001-86 and S.R.C. No. 54, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1002-86 (S.R. No. 77):

By unanimous consent, action on Stand. Com. Rep. No. 1002-86 and S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1004-86 (S.C.R. No. 141):

By unanimous consent, action on Stand. Com. Rep. No. 1004-86 and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1005-86 (S.R. No. 173):

By unanimous consent, action on Stand. Com. Rep. No. 1005-86 and S.R. No. 173, entitled: "SENATE RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was deferred until Friday, April 18, 1986.

Stand. Com. Rep. No. 1020-86 (S.C.R. No. 99):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 99, entitled: "SENATE RESOLUTION SUPPORTING THE ACTIVITIES OF THE NEIGHBORHOOD REINVESTMENT CORPORATION AND REPRESENTATIVES OF GOVERNMENT, BUSINESS, AND COMMUNITIES IN FORMING A NEIGHBORHOOD HOUSING SERVICES (NHS) CORPORATION IN HONOLULU," was adopted.

Stand. Com. Rep. No. 1021-86 (S.R. No. 128):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 128, entitled: "SENATE RESOLUTION SUPPORTING THE ACTIVITIES OF THE NEIGHBORHOOD REINVESTMENT CORPORATION AND REPRESENTATIVES OF GOVERNMENT, BUSINESS, AND COMMUNITIES IN FORMING A NEIGHBORHOOD HOUSING SERVICES (NHS) CORPORATION IN HONOLULU," was adopted.

Stand. Com. Rep. No. 1022-86 (S.R. No. 135, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 135, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STATUS REPORT ON THE PHILOSOPHY IN THE SCHOOLS PROGRAM OF THE UNIVERSITY OF HAWAII DEPARTMENT OF PHILOSOPHY AND THE STATE DEPARTMENT OF EDUCATION," was

adopted.

Stand. Com. Rep. No. 1023-86 (S.R. No. 125, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 125, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A STUDY ON ESTABLISHING AN INTERMEDIATE SCHOOL ATHLETICS LEAGUE," was adopted.

Stand. Com. Rep. No. 1024-86 (S.R. No. 140):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 140, entitled: "SENATE RESOLUTION URGING PUBLIC SUPPORT FOR THE PUBLIC SCHOOLS OF HAWAII FOUNDATION," was adopted.

Stand. Com. Rep. No. 1026-86 (S.R. No. 146):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 146, entitled: "SENATE RESOLUTION RELATING TO TEENAGE PARENTS AND SINGLE HEADS OF HOUSEHOLDS," was adopted.

Stand. Com. Rep. No. 1027-86 (S.R. No. 144, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 144, S.D. 1, entitled: "SENATE RESOLUTION CONCERNING ACCENT AS A DISCRIMINATORY EMPLOYMENT FACTOR," was adopted.

Stand. Com. Rep. No. 1028-86 (S.R. No. 139):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 139, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A COMPREHENSIVE, STATEWIDE EMPLOYMENT PLAN," was adopted.

Stand. Com. Rep. No. 1029-86 (S.R. No. 87, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 87, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF TRUSTEES OF THE EMPLOYEES' RETIREMENT SYSTEM TO REVIEW ITS PRESENT POST RETIREMENT DISTRIBUTION FORMULA FOR THE

PURPOSE OF SUGGESTING
ADJUSTMENTS TO THE STATE
EMPLOYEES' RETIREMENT SYSTEM," was
adopted.

Stand. Com. Rep. No. 1030-86 (S.C.R. No.
146, S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.C.R. No.
146, S.D. 1, entitled: "SENATE
CONCURRENT RESOLUTION
ENCOURAGING THE DEPARTMENT OF
HAWAIIAN HOME LANDS TO STUDY
ALTERNATIVE MEANS TO RESOLVE THE
ANAHOLA VILLAGE PARK ISSUE," was
adopted.

Stand. Com. Rep. No. 1031-86 (S.R. No. 179,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
179, S.D. 1, entitled: "SENATE
RESOLUTION ENCOURAGING THE
DEPARTMENT OF HAWAIIAN HOME
LANDS TO STUDY ALTERNATIVE MEANS
TO RESOLVE THE ANAHOLA VILLAGE
PARK ISSUE," was adopted.

Stand. Com. Rep. No. 1032-86 (S.C.R. No.
78):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.C.R. No.
78, entitled: "SENATE CONCURRENT
RESOLUTION REQUESTING THE
COOPERATION OF THE MILITARY IN ITS
USE AND DEVELOPMENT OF HAWAII'S
WATER RESOURCES," was adopted.

Stand. Com. Rep. No. 1033-86 (S.R. No. 103):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
103, entitled: "SENATE RESOLUTION
REQUESTING THE COOPERATION OF THE
MILITARY IN ITS USE AND
DEVELOPMENT OF HAWAII'S WATER
RESOURCES," was adopted.

Stand. Com. Rep. No. 1034-86 (S.R. No. 37,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
37, S.D. 1, entitled: "SENATE
RESOLUTION REQUESTING THE
UNIVERSITY OF HAWAII TO EXAMINE
THE FEASIBILITY OF ADDING A
HAWAIIAN STUDIES COMPLEMENT TO
THE UNDERGRADUATE CORE
REQUIREMENTS," was adopted.

Stand. Com. Rep. No. 1035-86 (S.R. No. 80):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
80, entitled: "SENATE RESOLUTION
REQUESTING CONTINUED OVERSIGHT
AND ENFORCEMENT OF THE FEDERAL
PACKERS AND STOCKYARDS ACT," was
adopted.

Stand. Com. Rep. No. 1036-86 (S.R. No. 100):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
100, entitled: "SENATE RESOLUTION
RELATING TO MAILE CULTURE," was
adopted.

Stand. Com. Rep. No. 1037-86 (S.R. No. 168):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
168, entitled: "SENATE RESOLUTION
REQUESTING AN INTERIM REVIEW OF
THE RECOMMENDATIONS OF THE LAND
EVALUATION AND SITE ASSESSMENT
COMMISSION," was referred to the
Committee on Legislative Management.

Stand. Com. Rep. No. 1038-86 (S.R. No. 95):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
95, entitled: "SENATE RESOLUTION
REQUESTING THE DEPARTMENT OF
HEALTH TO SUBMIT A TWO-YEAR PLAN
AND BUDGET TO IMPLEMENT THE
RESIDENTIAL FACILITIES PLAN," was
adopted.

Stand. Com. Rep. No. 1039-86 (S.R. No. 131,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
131, S.D. 1, entitled: "SENATE
RESOLUTION REQUESTING THE
HAWAIIAN ELECTRIC COMPANY,
HAWAIIAN TELEPHONE COMPANY, AND
GASCO, INC. TO FORMALLY REQUEST
THE HONOLULU CITY COUNCIL TO
IMPLEMENT ACT 201, SESSION LAWS OF
HAWAII 1985," was adopted.

Stand. Com. Rep. No. 1040-86 (S.C.R. No.
93, S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.C.R. No.
93, S.D. 1, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING A STUDY TO DETERMINE
THE NUMBER OF ELDERLY, DISABLED,
POOR, AND JOBLESS WHO ARE
HOMELESS IN HAWAII, AND REQUESTING

THE STATE OF HAWAII TO DEVELOP AND IMPLEMENT A FISCALLY SOUND APPROACH TO ASSIST THE HOMELESS IN FINDING HOUSING AT THE EARLIEST POSSIBLE TIME," was adopted.

Stand. Com. Rep. No. 1041-86 (S.R. No. 122, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 122, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DETERMINE THE NUMBER OF ELDERLY, DISABLED, POOR, AND JOBLESS WHO ARE HOMELESS IN HAWAII, AND REQUESTING THE STATE OF HAWAII TO DEVELOP AND IMPLEMENT A FISCALLY SOUND APPROACH TO ASSIST THE HOMELESS IN FINDING HOUSING AT THE EARLIEST POSSIBLE TIME," was adopted.

Stand. Com. Rep. No. 1042-86 (S.C.R. No. 138, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 138, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE WHAT CRITERIA SHOULD BE USED IN EVALUATING THE NEED FOR MANDATORY HEALTH CARE INSURANCE COVERAGE," was adopted.

Stand. Com. Rep. No. 1043-86 (S.C.R. No. 152, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 152, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF PROBLEMS RELATED TO THE EMPLOYEE OR INDEPENDENT CONTRACTOR STATUS OF REAL ESTATE LICENSEES," was adopted.

Stand. Com. Rep. No. 1044-86 (S.R. No. 188, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 188, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF PROBLEMS RELATED TO THE EMPLOYEE OR INDEPENDENT CONTRACTOR STATUS OF REAL ESTATE LICENSEES," was adopted.

Stand. Com. Rep. No. 1047-86 (S.C.R. No. 147):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 147, entitled: "SENATE CONCURRENT

RESOLUTION RELATING TO FISHERIES MANAGEMENT," was adopted.

Stand. Com. Rep. No. 1048-86 (S.R. No. 180):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 180, entitled: "SENATE RESOLUTION RELATING TO FISHERIES MANAGEMENT," was adopted.

Stand. Com. Rep. No. 1049-86 (S.C.R. No. 158):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 158, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO STUDY THE IMPACT OF REGULATING SALT-WATER SHORELINE FISHING," was adopted.

Stand. Com. Rep. No. 1050-86 (S.R. No. 197):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 197, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII SEA GRANT COLLEGE PROGRAM TO STUDY THE IMPACT OF REGULATING SALT-WATER SHORELINE FISHING," was adopted.

Stand. Com. Rep. No. 1051-86 (S.C.R. No. 157, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 157, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES, DEPARTMENT OF HAWAIIAN HOME LANDS, AND OFFICE OF HAWAIIAN AFFAIRS TO PARTICIPATE WITH THE COUNTY OF HAWAII, KAMEHAMEHA SCHOOLS/BISHOP ESTATE, ALU LIKE, INCORPORATED, AND THE BISHOP MUSEUM TO EXPLORE THE FEASIBILITY OF STATE ACQUISITION OF WAIPI'O VALLEY ON THE ISLAND OF HAWAII," was adopted.

Stand. Com. Rep. No. 1052-86 (S.R. No. 196, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 196, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE BOARD OF LAND AND NATURAL RESOURCES,

DEPARTMENT OF HAWAIIAN HOME LANDS, AND OFFICE OF HAWAIIAN AFFAIRS TO PARTICIPATE WITH THE COUNTY OF HAWAII, KAMEHAMEHA SCHOOLS/BISHOP ESTATE, ALU LIKE, INCORPORATED, AND THE BISHOP MUSEUM TO EXPLORE THE FEASIBILITY OF STATE ACQUISITION OF WAIPI'O VALLEY ON THE ISLAND OF HAWAII," was adopted.

Stand. Com. Rep. No. 1053-86 (S.C.R. No. 131):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 131, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FOUR COUNTY GOVERNMENTS OF THE STATE OF HAWAII TO CONTINUE TO WORK CLOSELY WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE BUILDING PERMITS AND WATER METERS TO HOMESTEAD LESSEES," was adopted.

Stand. Com. Rep. No. 1054-86 (S.R. No. 165):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 165, entitled: "SENATE RESOLUTION URGING THE FOUR COUNTY GOVERNMENTS OF THE STATE OF HAWAII TO CONTINUE TO WORK CLOSELY WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE BUILDING PERMITS AND WATER METERS TO HOMESTEAD LESSEES," was adopted.

Stand. Com. Rep. No. 1055-86 (S.C.R. No. 150, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 150, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY AND REVISION OF RULES RELATING TO GILLNET FISHING," was adopted.

Stand. Com. Rep. No. 1056-86 (S.R. No. 183, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 183, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY AND REVISION OF RULES RELATING TO GILLNET FISHING," was adopted.

Stand. Com. Rep. No. 1057-86 (S.C.R. No. 114):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 114, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON

THE POSSIBLE CIVILIAN INDUSTRIAL USES FOR PEARL HARBOR NAVAL SHIPYARD," was adopted.

Stand. Com. Rep. No. 1058-86 (S.R. No. 142):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 142, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE POSSIBLE CIVILIAN INDUSTRIAL USES FOR PEARL HARBOR NAVAL SHIPYARD," was referred to the Committee on Legislative Management.

Stand. Com. Rep. No. 1059-86 (S.C.R. No. 135):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 135, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESSIONAL SUPPORT FOR THE COOPERATIVE EXTENSION SERVICE PROGRAMS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE," was adopted.

Stand. Com. Rep. No. 1060-86 (S.R. No. 186):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 186, entitled: "SENATE RESOLUTION URGING CONGRESSIONAL SUPPORT FOR THE COOPERATIVE EXTENSION SERVICE PROGRAMS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE," was adopted.

Stand. Com. Rep. No. 1061-86 (S.C.R. No. 101):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 101, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO STUDY THE ADMINISTRATION OF THE HAWAIIAN HOME TRUST WITHIN THE DEPARTMENT OF HAWAIIAN HOME LANDS, TO SUGGEST AN ALTERNATIVE ADMINISTRATIVE STRUCTURE AS A POSSIBLE MEANS OF PROVIDING CREATIVE SOLUTIONS TO CURRENT CONSTRAINTS AND PROBLEMS," was adopted.

Stand. Com. Rep. No. 1062-86 (S.C.R. No. 132):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 132, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT BY THE LEGISLATIVE AUDITOR OF PUBLIC LAND TRUST FUNDS, AS DESCRIBED IN

SECTION 10-3, HAWAII REVISED STATUTES, WHICH ARE MANAGED AND EXPENDED BY CERTAIN DEPARTMENTS OF STATE GOVERNMENT," was adopted.

Stand. Com. Rep. No. 1063-86 (S.R. No. 7):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 7, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES CONGRESS AMEND THE JONES ACT TO EXCLUDE COMMERCIAL FISHERS," was adopted.

Stand. Com. Rep. No. 1064-86 (S.R. No. 181):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 181, entitled: "SENATE RESOLUTION REQUESTING A SURVEY TO BE CONDUCTED REGARDING CONSERVATION, PUBLIC USE, AND MANAGEMENT OF NATIVE HAWAIIAN STREAM FAUNA," was adopted.

Stand. Com. Rep. No. 1065-86 (S.R. No. 114, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 114, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON IMPROVING ACCESS TO PUBLIC HIGHER EDUCATION PROGRAMS AND SUPPORT SERVICES FOR MINORITY STUDENTS," was adopted.

Stand. Com. Rep. No. 1066-86 (S.C.R. No. 148):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 148, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SURVEY TO BE CONDUCTED REGARDING CONSERVATION, PUBLIC USE, AND MANAGEMENT OF NATIVE HAWAIIAN STREAM FAUNA," was adopted.

Stand. Com. Rep. No. 1067-86 (H.C.R. No. 50, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 50, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY BY THE COUNTY OF MAUI TO IDENTIFY AN ALTERNATE SITE FOR THE MAUI COUNTY FAIR," was adopted.

Stand. Com. Rep. No. 1070-86 (S.R. No. 115):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 115, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE FEASIBILITY OF IMPLEMENTING A TEACHER EDUCATION WARRANTY ASSURANCE PROGRAM AT THE COLLEGE OF EDUCATION," was adopted.

Stand. Com. Rep. No. 1072-86 (S.C.R. No. 139):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 139, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A FORENSIC CENTER WITHIN THE HAWAII CRIMINAL JUSTICE SYSTEM," was adopted.

Stand. Com. Rep. No. 1073-86 (S.R. No. 172):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 172, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A FORENSIC CENTER WITHIN THE HAWAII CRIMINAL JUSTICE SYSTEM," was adopted.

Stand. Com. Rep. No. 1074-86 (S.C.R. No. 118):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 118, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY BY A COMMITTEE APPOINTED BY THE FAMILY COURT TO EXPLORE THE FEASIBILITY, ADVANTAGES, AND DISADVANTAGES OF MANDATORY MEDIATION IN DIVORCE CASES," was adopted.

Stand. Com. Rep. No. 1075-86 (S.R. No. 151):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 151, entitled: "SENATE RESOLUTION REQUESTING A STUDY BY A COMMITTEE APPOINTED BY THE FAMILY COURT TO EXPLORE THE FEASIBILITY, ADVANTAGES, AND DISADVANTAGES OF MANDATORY MEDIATION IN DIVORCE CASES," was adopted.

Stand. Com. Rep. No. 1076-86 (S.C.R. No. 117, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 117, S.D. 1, entitled: "SENATE

CONCURRENT RESOLUTION
REQUESTING AN EVALUATION OF THE
ACT GRANTING THE FAMILY COURT
THE DISCRETIONARY POWER TO ORDER
PARENTS OF UNMARRIED MINOR
PARENTS TO PAY CHILD SUPPORT," was
adopted.

Stand. Com. Rep. No. 1077-86 (S.R. No. 150,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
150, S.D. 1, entitled: "SENATE
RESOLUTION REQUESTING AN
EVALUATION OF THE ACT GRANTING
THE FAMILY COURT THE
DISCRETIONARY POWER TO ORDER
PARENTS OF UNMARRIED MINOR
PARENTS TO PAY CHILD SUPPORT," was
adopted.

Stand. Com. Rep. No. 1078-86 (S.C.R. No.
30, S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.C.R. No.
30, S.D. 1, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING A STUDY TO PREDICT
CAPACITY NEEDS FOR HAWAII'S
CORRECTIONAL FACILITIES," was
adopted.

Stand. Com. Rep. No. 1079-86 (S.R. No. 53,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
53, S.D. 1, entitled: "SENATE
RESOLUTION REQUESTING A STUDY TO
PREDICT CAPACITY NEEDS FOR
HAWAII'S CORRECTIONAL FACILITIES,"
was referred to the Committee on
Legislative Management.

Stand. Com. Rep. No. 1080-86 (S.C.R. No. 7):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.C.R. No.
7, entitled: "SENATE CONCURRENT
RESOLUTION REQUESTING
CONGRESSIONAL ACTION TO EXEMPT
MATURED MONEY MARKET
CERTIFICATES AS PREFERENTIAL
TRANSFERS IN BANKRUPTCY
PROCEEDINGS," was adopted.

Stand. Com. Rep. No. 1081-86 (S.R. No. 30):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
30, entitled: "SENATE RESOLUTION
REQUESTING CONGRESSIONAL ACTION
TO EXEMPT MATURED MONEY MARKET

CERTIFICATES AS PREFERENTIAL
TRANSFERS IN BANKRUPTCY
PROCEEDINGS," was adopted.

Stand. Com. Rep. No. 1082-86 (S.R. No. 192,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
192, S.D. 1, entitled: "SENATE
RESOLUTION REQUESTING AN
INVESTIGATION INTO ALLEGED
MISCONDUCT OF STATE OFFICIALS
CONCERNING MR. STUART SILVA," was
adopted.

Stand. Com. Rep. No. 1083-86 (H.C.R. No.
8):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and H.C.R. No.
8, entitled: "SENATE CONCURRENT
RESOLUTION SUPPORTING THE STATE
OF HAWAII'S COURT-ANNEXED
ARBITRATION PROGRAM," was adopted.

Stand. Com. Rep. No. 1113-86 (S.C.R. No. 9,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.C.R. No.
9, S.D. 1, entitled: "SENATE
CONCURRENT RESOLUTION
REQUESTING A MANAGEMENT AUDIT OF
THE CORRECTIONS DIVISION OF THE
DEPARTMENT OF SOCIAL SERVICES AND
HOUSING," was adopted.

Stand. Com. Rep. No. 1114-86 (S.R. No. 32,
S.D. 1):

On motion by Senator Cobb, seconded by
Senator Soares and carried, the report of
the Committee was adopted and S.R. No.
32, S.D. 1, entitled: "SENATE
RESOLUTION REQUESTING A
MANAGEMENT AUDIT OF THE
CORRECTIONS DIVISION OF THE
DEPARTMENT OF SOCIAL SERVICES AND
HOUSING," was referred to the Committee
on Legislative Management.

HOUSE COMMUNICATIONS

H.C.R. No. 30, H.D. 1 (Hse. Com. No. 671):

On motion by Senator Cobb, seconded by
Senator Soares and carried, H.C.R. No. 30,
H.D. 1, entitled: "HOUSE CONCURRENT
RESOLUTION REQUESTING THAT THE
DIRECTOR OF LABOR AND INDUSTRIAL
RELATIONS, IN COOPERATION WITH THE
DIRECTOR OF COMMERCE AND
CONSUMER AFFAIRS, REVIEW THE USE
OF PROCESSING FEES CHARGED TO JOB
APPLICANTS BY PROSPECTIVE
EMPLOYERS AND RECOMMEND ANY
REMEDIAL LEGISLATION WHICH MAY BE

APPROPRIATE TO PROTECT PROSPECTIVE EMPLOYEES," was adopted.

H.C.R. No. 109, H.D. 1 (Hse. Com. No. 672):

By unanimous consent, H.C.R. No. 109, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO IMMEDIATELY ADDRESS THE REINSURANCE MARKET CRISIS," was referred to the Committee on Consumer Protection and Commerce.

H.C.R. No. 115, H.D. 1 (Hse. Com. No. 673):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 115, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE, BY WAY OF A LEASE, OF CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A SHIPYARD FACILITY," was adopted.

H.C.R. No. 107, H.D. 1 (Hse. Com. No. 676):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 107, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO INCLUDE 'LT. COL. ONIZUKA FIELD' IN THE NAMING OF KEAHOLE AIRPORT, HAWAII," was adopted.

At 12:42 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:44 o'clock p.m.

RECONSIDERATION OF ACTIONS TAKEN

Senate Bill No. 1961-86, S.D. 1, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken to disagree on S.B. No. 1961-86, S.D. 1, H.D. 2, seconded

by Senator Mizuguchi and carried.

Senator Yamasaki then stated as follows:

"Mr. President, the House amendment made a slight change on the word 'shall' to 'may' on page 11, line 9, 'payable at such times as the corporation may determine.' The Senate version had the word 'shall.'"

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. 1961-86, S.D. 1, and that S.B. No. 1961-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," was placed on the calendar for Final Reading on Friday, April 18, 1986.

Senate Bill No. 2474-86, S.D. 2, H.D. 2:

Senator Yamasaki moved that the Senate reconsider its action taken to disagree on S.B. No. 2474-86, S.D. 2, H.D. 2, seconded by Senator Mizuguchi and carried.

Senator Yamasaki then stated as follows:

"Mr. President, the amendment proposed by the House establishes the Children's Advocacy Program within the Judiciary."

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, the Senate agreed to the amendment proposed by the House to S.B. No. 2474-86, S.D. 2, and that S.B. No. 2474-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," was placed on the calendar for Final Reading on Friday, April 18, 1986.

ADJOURNMENT

At 12:49 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., Friday, April 18, 1986.

SIXTIETH DAY

Friday, April 18, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:56 o'clock a.m., with the Vice President in the Chair.

The Divine Blessing was invoked by Sister Jeanne Anne Collis of the Catholic Chancery Office, after which the Roll was called showing all Senators present with the exception of Senator Yamasaki who was excused.

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

Senator Henderson introduced to the members of the Senate Ms. Marsha Reynolds, Ms. Gwen Nicolas and Ms. Irma Sumera, friends from the Big Island.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 350 and 351) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 350, informing the Senate that on April 17, 1986, he signed the following bills into law:

House Bill No. 1739-86 as Act 40, entitled: "RELATING TO TRAFFIC VIOLATIONS";

House Bill No. 2285-86 as Act 41, entitled: "RELATING TO ENVIRONMENTAL QUALITY"; and

House Bill No. 2626-86 as Act 42, entitled: "RELATING TO VEHICLE WEIGHT,"

was placed on file.

Gov. Msg. No. 351 returning Senate Bill No. 2370-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 17, 1986

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2370-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I

am returning herewith, without my approval, Senate Bill No. 2370-86, entitled 'A Bill for an Act Relating to Environmental Quality.'

The purpose of Senate Bill No. 2370-86 is to authorize the Department of Health to act as the certifying agency for water quality standards on dredge and fill projects conducted by the U.S. Army Corps of Engineers.

However, Senate Bill No. 2370-86 is substantially identical to House Bill No. 2836-86, which was also passed by the 1986 legislature. Since I approved House Bill No. 2836-86 on April 14, 1986, as Act 30, which will accomplish the purpose of Senate Bill No. 2370-86, there is no necessity to also approve this bill.

For the foregoing reason, I am returning Senate Bill No. 2370-86 without my approval.

Sincerely,

/S/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 688 to 695) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 688 informing the Senate that the amendments proposed by the Senate to the following House bills were agreed to by the House and said bills, as amended, passed Final Reading in the House of Representatives on April 17, 1986:

H.B. No. 82, H.D. 1, S.D. 2;
H.B. No. 692, H.D. 1, S.D. 1;
H.B. No. 1322, S.D. 1;
H.B. No. 1488, S.D. 1;
H.B. No. 1672-86, H.D. 1, S.D. 1
H.B. No. 1695-86, S.D. 1;
H.B. No. 1727-86, H.D. 1, S.D. 1;
H.B. No. 1729-86, S.D. 1;
H.B. No. 1815-86, H.D. 2, S.D. 1;
H.B. No. 1855-86, H.D. 1, S.D. 1;
H.B. No. 1870-86, H.D. 1, S.D. 1;
H.B. No. 1951-86, H.D. 1, S.D. 1;
H.B. No. 1959-86, H.D. 1, S.D. 1;
H.B. No. 1967-86, H.D. 1, S.D. 1;
H.B. No. 1969-86, H.D. 1, S.D. 1;
H.B. No. 1970-86, H.D. 2, S.D. 1;
H.B. No. 1971-86, H.D. 1, S.D. 1;
H.B. No. 1974-86, S.D. 1;
H.B. No. 1976-86, S.D. 1;
H.B. No. 1983-86, S.D. 1;

H.B. No. 1984-86, S.D. 1;
 H.B. No. 1993-86, H.D. 1, S.D. 1;
 H.B. No. 1995-86, H.D. 1, S.D. 1;
 H.B. No. 1999-86, H.D. 1, S.D. 1;
 H.B. No. 2001-86, H.D. 1, S.D. 1;
 H.B. No. 2002-86, H.D. 1, S.D. 1;
 H.B. No. 2003-86, H.D. 1, S.D. 1;
 H.B. No. 2007-86, H.D. 1, S.D. 1;
 H.B. No. 2010-86, S.D. 1;
 H.B. No. 2011-86, H.D. 1, S.D. 1;
 H.B. No. 2014-86, H.D. 1, S.D. 1;
 H.B. No. 2024-86, H.D. 1, S.D. 1;
 H.B. No. 2060-86, H.D. 1, S.D. 1;
 H.B. No. 2062-86, H.D. 2, S.D. 1;
 H.B. No. 2074-86, H.D. 1, S.D. 1;
 H.B. No. 2102-86, H.D. 1, S.D. 2;
 H.B. No. 2103-86, H.D. 1, S.D. 1;
 H.B. No. 2105-86, H.D. 1, S.D. 1;
 H.B. No. 2108-86, H.D. 1, S.D. 1;
 H.B. No. 2109-86, H.D. 1, S.D. 1;
 H.B. No. 2119-86, H.D. 1, S.D. 1;
 H.B. No. 2123-86, S.D. 1;
 H.B. No. 2129-86, H.D. 1, S.D. 1;
 H.B. No. 2138-86, H.D. 1, S.D. 1;
 H.B. No. 2158-86, S.D. 1;
 H.B. No. 2168-86, H.D. 1, S.D. 1;
 H.B. No. 2173-86, H.D. 1, S.D. 1;
 H.B. No. 2189-86, H.D. 1, S.D. 1;
 H.B. No. 2192-86, H.D. 1, S.D. 1;
 H.B. No. 2238-86, H.D. 2, S.D. 1;
 H.B. No. 2273-86, H.D. 1, S.D. 2;
 H.B. No. 2337-86, H.D. 2, S.D. 1;
 H.B. No. 2358-86, S.D. 1;
 H.B. No. 2362-86, S.D. 1;
 H.B. No. 2363-86, S.D. 1;
 H.B. No. 2374-86, S.D. 1;
 H.B. No. 2427-86, S.D. 1;
 H.B. No. 2465-86, S.D. 1;
 H.B. No. 2479-86, H.D. 1, S.D. 1;
 H.B. No. 2483-86, S.D. 1;
 H.B. No. 2526-86, H.D. 1, S.D. 1;
 H.B. No. 2569-86, S.D. 1;
 H.B. No. 2599-86, H.D. 1, S.D. 1;
 H.B. No. 2605-86, H.D. 1, S.D. 1;
 H.B. No. 2656-86, S.D. 1;
 H.B. No. 2714-86, S.D. 1;
 H.B. No. 2730-86, S.D. 1;
 H.B. No. 2760-86, S.D. 1; and
 H.B. No. 2786-86, S.D. 2,

was placed on file.

Hse. Com. No. 689, returning Senate Concurrent Resolution No. 45, S.D. 1, which was adopted by the House of Representatives on April 17, 1986, was placed on file.

Hse. Com. No. 690, returning Senate Concurrent Resolution No. 58, which was adopted by the House of Representatives on April 17, 1986, was placed on file.

Hse. Com. No. 691, transmitting House Concurrent Resolution No. 212, H.D. 1, which was adopted by the House of Representatives on April 17, 1986, was placed on file.

By unanimous consent, action on H.C.R.

No. 212, H.D. 1, was deferred to the end of the calendar.

Hse. Com. No. 692, transmitting House Concurrent Resolution No. 192 which was adopted by the House of Representatives on April 17, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 192 was deferred to the end of the calendar.

Hse. Com. No. 693, transmitting House Concurrent Resolution No. 113 which was adopted by the House of Representatives on April 17, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 113 was deferred to the end of the calendar.

Hse. Com. No. 694, transmitting House Concurrent Resolution No. 114 which was adopted by the House of Representatives on April 17, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 114 was deferred to the end of the calendar.

Hse. Com. No. 695, transmitting House Concurrent Resolution No. 117 which was adopted by the House of Representatives on April 17, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 117 was deferred to the end of the calendar.

At 12:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:13 o'clock p.m., with the President in the Chair.

STANDING COMMITTEE REPORTS

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1116-86) recommending that the Senate advise and consent to the nominations of the following:

Toshio Nishioka, Patricia M. Henderson, Lani Lynn Bartholomew and Lois H. Love to the State Planning Council on Developmental Disabilities, in accordance with Gov. Msg. No. 298;

Catherine L. Cotton and Gwen S. Naguwa, M.D., to the State Emergency Medical Services Advisory Committee, in accordance with Gov. Msg. No. 299;

Millicent L.K. Rogers, Richard N. Westover and Gladys C. Baisa to the Commission on the Handicapped, in accordance with Gov. Msg. No. 300;

Harry A. Whitten and Barbara Z. Siegel,

Ph.D., to the Technical Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 301;

Jane Fukunaga, Nancy K.Y. Yuen and Walter Nunokawa, Ph.D., to the State Council on Mental Health and Substance Abuse, in accordance with Gov. Msg. No. 310;

Marion P. Dunning and Janice M. Campbell to the Windward Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 311;

Carol Ann Kalaau and Greg K. Nakamura to the Hawaii County Subarea Health Planning Council, in accordance with Gov. Msg. No. 312;

Leonard P. Paresa Jr. to the Honolulu Subarea Health Planning Council, in accordance with Gov. Msg. No. 322;

Donna R. Ching, Ph.D., to the State Emergency Medical Services Advisory Committee, in accordance with Gov. Msg. No. 323;

Miyono Kunioka to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, in accordance with Gov. Msg. No. 324;

Joseph Blevins to the County Hospital Management Advisory Committee, Kauai County Hospital System, in accordance with Gov. Msg. No. 338; and;

Dennis F. Tamashiro, Doris Ahana and Karen Oshiro to the Central Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 339.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 1116-86 and Gov. Msg. Nos. 298, 299, 300, 301, 310, 311, 312, 322, 323, 324, 338 and 339 was deferred until Monday, April 21, 1986.

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:19 o'clock p.m.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1117-86) recommending that House Concurrent Resolution No. 32, H.D. 1, as amended 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. 32, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CONCERNING THE CITY AND COUNTY OF HONOLULU EMERGENCY AMBULANCE SERVICES AND THE

UTILIZATION OF THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER," was adopted.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1118-86) recommending that House Concurrent Resolution No. 105, H.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. 105, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO UPGRADE AMBULANCE AND EMERGENCY SERVICE TO THE HANALEI/PRINCEVILLE AREA," was adopted.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1119-86) recommending that Senate Concurrent Resolution No. 154, 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. 154, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING INFORMATION AND ACTION FROM THE DIRECTOR OF HEALTH ON ENVIRONMENTAL PROTECTION MATTERS," was adopted.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1120-86) recommending that Senate Resolution No. 191, 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.R. No. 191, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING INFORMATION AND ACTION FROM THE DIRECTOR OF HEALTH ON ENVIRONMENTAL PROTECTION MATTERS," was adopted.

Senator Matsuura for the Committee on Energy, presented a report (Stand. Com. Rep. No. 1121-86) recommending that Senate Resolution No. 187, 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.R. No. 187, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE JOINT DEVELOPMENT OF HAWAII'S RENEWABLE ENERGY AND WATER RESOURCES," was adopted.

Senator Kuroda, for the majority of the Committee on Tourism and Recreation,

presented a report (Stand. Com. Rep. No. 1122-86) recommending that Senate Concurrent Resolution No. 161 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the majority of the Committee was adopted and S.C.R. No. 161, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF MOVING THE HONOLULU ZOO," was adopted on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (George, Henderson, A. Kobayashi, B. Kobayashi, McMurdo and Soares). Excused, 1 (Yamasaki).

Senator Kuroda, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1123-86) recommending that Senate Resolution No. 200 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the majority of the Committee was adopted and S.R. No. 200, entitled: "SENATE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF MOVING THE HONOLULU ZOO," was adopted on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (George, Henderson, A. Kobayashi, B. Kobayashi, McMurdo and Soares).

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1124-86) recommending that Senate Concurrent Resolution No. 133 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. 133, entitled: "SENATE CONCURRENT RESOLUTION URGING THE NORTH AMERICAN RODEO COMMISSION TO ALLOW HAWAII'S COWBOY CHAMPIONS TO PARTICIPATE IN INTERNATIONAL COMPETITION," was adopted.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1125-86) recommending that Senate Resolution No. 185 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 185, entitled: "SENATE RESOLUTION URGING THE NORTH AMERICAN RODEO COMMISSION TO ALLOW HAWAII'S COWBOY CHAMPIONS TO PARTICIPATE IN INTERNATIONAL COMPETITION," was adopted.

Senator Kuroda, for the Committee on

Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1126-86) recommending that Senate Concurrent Resolution No. 129 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1126-86 and S.C.R. No. 129 was deferred to the end of the calendar.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1127-86) recommending that Senate Resolution No. 162 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1127-86 and S.R. No. 162 was deferred to the end of the calendar.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1128-86) recommending that the Senate advise and consent to the nominations of J.W.A. Buyers, Eddie Lapa and Ray B. Milici to the Stadium Authority, in accordance with Gov. Msg. No. 329.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 1128-86 and Gov. Msg. No. 329 was deferred until Monday, April 21, 1986.

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 1129-86) recommending that Senate Concurrent Resolution No. 92, 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. 92, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF HAWAII'S LAND USE POLICIES AND THEIR RELATIONSHIP TO AND AFFECT ON HAWAII'S HOUSING SITUATION," was adopted.

Senator Young, for the Committee on Housing and Community Development, presented a report (Stand. Com. Rep. No. 1130-86) recommending that Senate Resolution No. 120, 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.R. No. 120, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY OF HAWAII'S LAND USE POLICIES AND THEIR RELATIONSHIP TO AND AFFECT ON HAWAII'S HOUSING SITUATION," was adopted.

Senator Abercrombie, for the Committee on Human Services, presented a report

(Stand. Com. Rep. No. 1131-86) recommending that the Senate advise and consent to the nominations of the following:

James J.M. Misajon to the Advisory Council for Children and Youth, in accordance with Gov. Msg. No. 325;

James A. Torres, Chhany Sak-Humphry, Amefil Agabayani, Fred Soriano, Roy T. Nishida, George K. Ikeda, Douglas Dan Watanabe, Grace C. Oness, George Yokoyama, Ruby L. Hargrave and G. Riki Hokama to the Advisory Council for Community Services, in accordance with Gov. Msg. No. 326;

Eduardo E. Malapit to the Advisory Council for Community Services, in accordance with Gov. Msg. No. 340;

Naomi Reeves "Sister" Correa to the Criminal Injuries Compensation Commission, in accordance with Gov. Msg. No. 341.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 1131-86 and Gov. Msg. Nos. 325, 326, 340 and 341 was deferred until Monday, April 21, 1986.

Senator Abercrombie, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1132-86) recommending that the Senate advise and consent to the nominations of Thomas Blondin and Nobuki Kamida to the Criminal Injuries Compensation Commission, in accordance with Gov. Msg. No. 109.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 1132-86 and Gov. Msg. No. 109 was deferred until Monday, April 21, 1986.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1133-86) recommending that Senate Concurrent Resolution No. 164, 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. 164, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE POLICY PLANNING COMMITTEE TO STUDY THE FEASIBILITY OF EXPANDING THE HAWAII OCEAN CENTER CONCEPT BY INCLUDING MAJOR OCEAN EXHIBITS AND DISPLAYS IN THE ACTUAL MARINE ENVIRONMENT," was adopted.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1134-86) recommending that Senate Resolution No. 202, 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.R. No. 202, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE POLICY PLANNING COMMITTEE TO STUDY THE FEASIBILITY OF EXPANDING THE HAWAII OCEAN CENTER CONCEPT BY INCLUDING MAJOR OCEAN EXHIBITS AND DISPLAYS IN THE ACTUAL MARINE ENVIRONMENT," was adopted.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1135-86) recommending that Senate Concurrent Resolution No. 98, 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. 98, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN INTERIM COMMITTEE TO STUDY THE FEASIBILITY OF ESTABLISHING A CARGO DISTRIBUTION CENTER AT GENERAL LYMAN FIELD, COUNTY OF HAWAII," was adopted.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1136-86) recommending that Senate Resolution No. 127, as amended in S.D. 1, 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. 127, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING AN INTERIM COMMITTEE TO STUDY THE FEASIBILITY OF ESTABLISHING A CARGO DISTRIBUTION CENTER AT GENERAL LYMAN FIELD, COUNTY OF HAWAII," was referred to the Committee on Legislative Management.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1137-86) recommending that Senate Concurrent Resolution No. 109 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. 109, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO DEVELOP A PLAN FOR ESTABLISHING A MOTORIST AID SYSTEM ON OUR FEDERAL-AID HIGHWAYS," was adopted.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1138-86) recommending that Senate Resolution No. 137 be adopted.

On motion by Senator Cobb, seconded by

Senator Soares and carried, the report of the Committee was adopted and S.R. No. 137, entitled: "SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO DEVELOP A PLAN FOR ESTABLISHING A MOTORIST AID SYSTEM ON OUR FEDERAL-AID HIGHWAYS," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1139-86) recommending that Senate Concurrent Resolution No. 123, 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. 123, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO REVIEW CHAPTER 514E, H.R.S., AND HAWAII ADMINISTRATIVE RULES TITLE 16 CHAPTER 106 CONCERNING TIME SHARING," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1140-86) recommending that Senate Resolution No. 156, 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.R. No. 156, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO REVIEW CHAPTER 514E, H.R.S., and HAWAII ADMINISTRATIVE RULES TITLE 16, CHAPTER 106 CONCERNING TIME SHARING," was adopted.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 1141-86) recommending that Senate Resolution No. 21 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 21, entitled: "SENATE RESOLUTION REQUESTING THAT THE OFFICE OF CONSUMER PROTECTION ADDRESS THE PROBLEM OF CERTAIN STATEMENTS IN AUTOMOBILE ADVERTISEMENTS," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1142-86) recommending that Senate Resolution No. 119 be adopted.

On motion by Senator Cobb, seconded by

Senator Soares and carried, the report of the Committee was adopted and S.R. No. 119, entitled: "SENATE RESOLUTION SUPPORTING 1987 AS THE YEAR OF THE HAWAIIAN," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1143-86) recommending that Senate Resolution No. 204 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 204, entitled: "SENATE RESOLUTION COMMENDING THE GOVERNOR'S NATIVE HAWAIIAN ADVISORY PANEL AND URGING STRONG SUPPORT FOR ITS CONTINUATION," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1144-86) recommending that Senate Resolution No. 164 be adopted.

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 164, entitled: "SENATE RESOLUTION SUPPORTING THE NEW ZEALAND TRADE EXPO IN HONOLULU," was adopted.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1145-86) recommending that the Senate advise and consent to the nominations of Lynette K. Paglinawan, Edith K. McKinzie, Gerald T. Takano, Yoshiko Sinoto, D.Sc., and Kiyoshi Ikeda, Ph.D., to the Hawaii Historic Places Review Board, in accordance with Gov. Msg. No. 263.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 1145-86 and Gov. Msg. No. 263 was deferred until Monday, April 21, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1146-86) recommending that the Senate advise and consent to the nominations of Rodney Allan Maile and Betty Ann Rocha to the Defender Council, in accordance with Gov. Msg. No. 315.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 1146-86 and Gov. Msg. No. 315 was deferred until Monday, April 21, 1986.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1147-86) recommending that the Senate advise and consent to the nomination of Herbert Y. Arata to the Board of Land and Natural Resources, in accordance with Gov. Msg.

No. 335.

In accordance with Senate Rule 33, action on Stand. Com. Rep. No. 1147-86 and Gov. Msg. No. 335 was deferred until Monday, April 21, 1986.

Senator Kuroda, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1148-86) recommending that House Concurrent Resolution No. 28, 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. 28, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A SISTER PROVINCE-STATE RELATIONSHIP BETWEEN ALBERTA, CANADA, AND HAWAII," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1149-86) recommending that Senate Resolution No. 166, 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.R. No. 166, S.D. 1, entitled: "SENATE RESOLUTION RELATING TO A MANAGEMENT PLAN FOR MAUNA KEA," was adopted.

Senator Aki, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1150-86) recommending that House Concurrent Resolution No. 52 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. 52, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESSIONAL ACTION IN IMPROVING THE COST AND AVAILABILITY OF MARINE INSURANCE FOR COMMERCIAL FISHERS," was adopted.

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1151-86) recommending that Senate Resolution No. 194, 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.R. No. 194, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE HAWAII STATE TEACHERS ASSOCIATION TO EXPLORE ALTERNATIVE METHODS OF REDUCING CLASS SIZE IN HAWAII'S PUBLIC SCHOOLS," was adopted.

Senator Toguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1152-86) recommending that Senate Resolution No. 138, 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.R. No. 138, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF ESTABLISHING A PERMANENT SCHOOL SECURITY AIDE PROGRAM IN THE PUBLIC SCHOOLS," was adopted.

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 o'clock p.m.

ORDER OF THE DAY

FINAL READING

Senate Bill No. 1780-86, S.D. 2, H.D. 2:

Senator Cobb moved that S.B. No. 1780-86, S.D. 2, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Toguchi rose to speak in support of the measure and remarked:

"Mr. President, I rise to speak in favor of Senate Bill 1780-86 and the related bill, Senate Bill 2127, which will be coming up very shortly. As I speak on this bill, Mr. President, I would like to request that the Clerk apply my comments also to 2127.

"In the interest of time, Mr. President, let me just summarize the proposed changes in these two bills and the impact it will have on the Department of Education and the University of Hawaii system.

"Mr. President, let me begin by saying that these two bills generally deal with implementing policy and have little to do with policy making. These bills will streamline administrative practices by (1) eliminating duplications such as in the areas of review of quarterly allotments, the pre-audit of payments and accounting, and (2) by shifting certain related work tasks such as payroll, disbursements, and reviewing requests for bid waivers from the central agency, which is DAGS, to the DOE or UH, respectively.

"Mr. President, these two bill are the most important education policy bills that we will deal with this legislative session. It proposes changes that are highly desired by the DOE and the university because it will remove a tremendous amount of red tape

and provide for a more efficient and effective system.

"Briefly, Mr. President, the following are the benefits or advantages that we will gain by the passage of these two bills: First, the educational system will be more efficiently and effectively managed. Transferring authority to the DOE and the university in the areas of accounting, vouchering, payroll, purchasing of goods and services, disbursing payments and allotment control will reduce the duplicate levels of reviews and overlaps that are now prevalent. This means excessive paperwork, delays and frustrations currently encountered by the schools can be drastically reduced. Presently, accountability is so diffused because so many people beyond the schools are responsible for decision-making.

"Secondly, Mr. President, these two bills will promote decentralization of authority. The DOE and the university in many ways cannot decentralize authority because it does not have the authority to do so. However, with the passage of these two bills they will be able to decentralize such authority closer to where the services are now being rendered. No longer will school level decisions be made by some central agency far removed from the field of action. Mr. President, this means not only response time to implement decisions will be faster, but decision will be more sensitive to the needs and priorities of each school. Furthermore, Mr. President, decentralized authority will also allow the schools to broaden their base of participation by more meaningfully involving parents, teachers and students in the decision-making process.

"Third, Mr. President, there will be improved services and this is, I guess, the most important — improved services to students. With the passage of these two bills, the teachers and school administrators will be able to concentrate their efforts on their primary mission, that is, instructing students rather than spending a lot of their time preparing requests and justifications and pleading for authority to implement needed decisions. The programs, I think, will also be more sensitive to local needs and conditions since the schools can respond with greater sensitivity and creativity to their own problems.

"Mr. President, it is for these reasons that I ask my colleagues to join me in voting for this bill S.B. 1780 and later S.B. 2127.

"In closing, Mr. President, I just want to say, and I hope that I can convince Senator Kawasaki, that this bill is not an autonomy bill. We're talking about implementation; we're talking about administrative implementation.

"Thank you, Mr. President."

The motion was put by the Chair and carried, and S.B. No. 1780-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23, Noes, 1 (Kawasaki). Excused, 1 (Yamasaki).

Senate Bill No. 1961-86, S.D. 1, H.D. 2:

By unanimous consent, action on S.B. No. 1961-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION," was deferred until Monday, April 21, 1986.

Senate Bill No. 2127-86, S.D. 1, H.D. 1:

On motion by Cobb, seconded by Senator Soares and carried, S.B. No. 2127-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

(Note: See comments by Senator Toguchi in support of the foregoing measure noted under the related bill, S.B. 1780-86, S.D. 2, H.D. 2.)

Senate Bill No. 2474-86, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 2474-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," was deferred until Monday, April 21, 1986.

FINAL READING

Conf. Com. Rep. No. 1-86 (H.B. No. 1954-86, S.D. 1, C.D. 1):

Senator Cobb moved that Conf. Com. Rep. No. 1-86 be adopted and H.B. No. 1954-86, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Cobb, in support of measure, remarked:

"I'm just going to say on this, Mr. President, perhaps we'll get this one. I think this is the second or third attempt to get this through. I think it's very important, very necessary and, hopefully, the voters will recognize that when it's presented as a separate ballot item without a whole bunch of other things being put on the ballot for constitutional questions. I would urge an

affirmative vote."

Senator Abercrombie then responded:

"Does the point made by the previous speaker ... I wish to address a question to him ... mean that he now has hopes of being here to see this implemented next year. (Laughter.) He spoke so clearly and concisely on it, and did such a good job that I hope he's going to be here to help see it through. Thank you."

Senator Cobb then said:

"Mr. President, we'll sign him up as a registered lobbyist for that purpose. Perhaps some contributions will be in order, but whether it's here or long distance, I hope to see it implemented."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 1-86 was adopted and H.B. No. 1954-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO CHANGE THE LEGISLATIVE SESSION RECESS REQUIREMENT," having been read throughout, passed Final Reading by not less than two-thirds vote of all the members to which the Senate is entitled, on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 2-86 (S.B. No. 1678-86, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 2-86 was adopted and S.B. No. 1678-86, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AN ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 3-86 (S.B. No. 1595-86, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 3-86 was adopted and S.B. No. 1595-86, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 4-86 (H.B. No. 172, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 4-86 was adopted and H.B. No. 172, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 5-86 (H.B. No. 2280-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 5-86 was adopted and H.B. No. 2280-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 6-86 (H.B. No. 2444-86, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 6-86 was adopted and H.B. No. 2444-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUN SCREENING DEVICES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 5 (George, Henderson, A. Kobayashi, Kuroda and Soares). Excused, 1 (Yamasaki).

Conf. Com. Rep. No. 7-86 (H.B. No. 2166-86, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 7-86 was adopted and H.B. No. 2166-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 9-86 (H.B. No. 2170-86, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com.

Rep. No. 9-86 was adopted and H.B. No. 2170-86, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLOOD TEST," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 10-86 (S.B. No. 383, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 10-86 was adopted and S.B. No. 383, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL SUMMER SCHOOL FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 11-86 (S.B. No. 2309-86, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 11-86 was adopted and S.B. No. 2309-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 12-86 (H.B. No. 2202-86, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 12-86 was adopted and H.B. No. 2202-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 14-86 (H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 14-86 and H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 15-86 (H.B. No. 2596-86, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com.

Rep. No. 15-86 was adopted and H.B. No. 2596-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 16-86 (H.B. No. 2069-86, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 16-86 was adopted and H.B. No. 2069-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY ABUSE OR NEGLECT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

At 12:40 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.

Conf. Com. Rep. No. 17-86 (H.B. No. 1688-86, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 17-86 and H.B. No. 1688-86, H.D. 1, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 18-86 (H.B. No. 105, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 18-86 was adopted and H.B. No. 105, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Chang, Kawasaki and Yamasaki).

Conf. Com. Rep. No. 19-86 (H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 19-86 and H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," was deferred until Monday, April 21, 1986.

Conf. Com. Rep. No. 20-86 (H.B. No. 2725-86, H.D. 1, S.D. 2, C.D. 1):

Senator Cobb moved that Conf. Com. Rep. No. 20-86 be adopted and H.B. No. 2725-86, H.D. 1, S.D. 2, C.D. 1, having been

read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie spoke in support of the measure as follows:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, I can assure the members that with the passage of this bill we will have one of the most comprehensive legal foundations for the protection of children in the United States. The purpose of this bill is 'to provide immunity from civil liability for individuals performing duties and responsibilities pursuant' to our 'Child Protective Act,' in relation to child abuse.

"Mr. President, probably in no other area of public responsibility where we charge individuals employed at taxpayers' expense to act in the public interest is there more trauma, is there more pressure, is there more of an ongoing daily sense of duty and responsibility as there is in this area. It is easily one of the most difficult professional obligations to undertake in almost any area that you could contemplate.

"With the passage of this bill we will greatly enhance the ability of professional judgments to be exercised in a way that will benefit children, and will operate in a manner that will be conducive to allowing our professionals in the Department of Social Services and Housing to do the job that we want them to do on behalf of all children everywhere who suffer abuse at the hands of irresponsible adults. Thank you."

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 20-86 was adopted and H.B. No. 2725-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 21-86 (H.B. No. 2845-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 21-86 was adopted and H.B. No. 2845-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

THIRD READING

House Bill No. 420:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 420, entitled: "A BILL FOR AN ACT RELATING TO THE EXPIRATION OF DRIVER'S LICENSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

MATTERS DEFERRED FROM THURSDAY, APRIL 17, 1986

Stand. Com. Rep. No. 1025-86 (Gov. Msg. No. 337):

Senator Cobb moved that Stand. Com. Rep. No. 1025-86 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 Barbara J. Furstenberg, Ph.D., Joyce S. Tsunoda, Ph.D., Vivian S.P. Ing and Magdaline Luna Kawatachi, to the Hawaii Education Council, terms to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1045-86 (Gov. Msg. Nos. 318, 332, 333 and 334):

Senator Cobb moved that Stand. Com. Rep. No. 1045-86 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:

Gregg K. Natori to the Board of Dental Examiners, term to expire June 30, 1990;

Elmer D. Phillips to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, terms to expire June 30, 1990;

Carol E. Suzawa to the Board of Cosmetology, term to expire June 30, 1990; and

Mary Shigeko Monden to the Consumer Advisory Council, term to expire June 30, 1990.

seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1046-86 (Gov. Msg. No. 102):

Senator Cobb moved that Stand. Com. Rep. No. 1046-86 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 Board of Acupuncture of the following:

Benny K.P. Fan, William E. Pickard, D.C., and Yaacov Tzror, terms to expire June 30, 1987; and

Randy Kook Do Chun and Paul W. Condry, terms to expire June 30, 1988,

seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1068-86 (Gov. Msg. No. 336):

Senator Cobb moved that Stand. Com. Rep. No. 1068-86 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 Clyde S. DuPont to the Public Utilities Commission, term to expire June 30, 1992, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1069-86 (Gov. Msg. No. 330):

Senator Cobb moved that Stand. Com. Rep. No. 1069-86 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 Rose T. Ohashi to the State Highway Safety Council, term to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1071-86 (Gov. Msg. No. 106):

Senator Cobb moved that Stand. Com. Rep. No. 1071-86 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 Herbert M. Richard Jr. to the Board of Regents, University of Hawaii, term to expire June 30, 1987, seconded by Senator Soares.

Senator Abercrombie rose to speak in support of the nomination and said:

"Mr. President, I rise to speak in favor of this nomination and indicate for the record that I'm very pleased to see that the state will have the services of Monty Richards again on the Board of Regents. I think that the background that he brings, the expertise that he brings, the sense of perspective that he brings from the vast reservoir of his experience in higher education will serve the University particularly well at this time when it is attempting to make a real comeback, in terms of his standing in the community, both here and Hawaii, and in terms of academia throughout the nation and the world. Thank you."

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

Ayes, 23. Noes, none. Excused, 2 (Cobb and Yamasaki).

Stand. Com. Rep. No. 1106-86 (Gov. Msg. No. 110):

Senator Cobb moved that Stand. Com. Rep. No. 1106-86 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 Corinne K.A. Watanabe as Attorney General, term to expire December 1, 1986, seconded by Senator Soares.

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

Ayes, 23. Noes, none. Excused, 2 (Cobb and Yamasaki).

Stand. Com. Rep. No. 1107-86 (Gov. Msg. No. 111):

Senator Cobb moved that Stand. Com. Rep. No. 1107-86 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

Criminal Justice Data Interagency Board of the following:

Norman Okamura, Ph.D., Alfred Suga and Paul Toyozaki, terms to expire June 30, 1987;

Wayne Carvalho, Max Graham, Robert Graham and Richard M.C. Lum, terms to expire June 30, 1988; and

Joseph E. Cardoza, Robert Won Bae Chang, Warren Ferreira and Bob Kita, terms to expire June 30, 1989,

seconded by Senator Soares.

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

Ayes, 23. Noes, none. Excused, 2 (Cobb and Yamasaki).

Stand. Com. Rep. No. 1108-86 (Gov. Msg. No. 327):

Senator Cobb moved that Stand. Com. Rep. No. 1108-86 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 Victor C. Mon to the Board of Registration, Island of Oahu, term to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1109-86 (Gov. Msg. No. 281):

Senator Cobb moved that Stand. Com. Rep. No. 1109-86 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 Leslie Chang to the Board of Registration, Kauai and Niihau, term to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1110-86 (Gov. Msg. No. 262):

Senator Cobb moved that Stand. Com. Rep. No. 1110-86 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 Mabel Ishii to the Board of Registration, Island of Hawaii, term to expire June 30, 1990, seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1111-86 (Gov. Msg. No. 243):

Senator Cobb moved that Stand. Com. Rep. No. 1111-86 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 Criminal Justice Data Interagency Board of the following:

Tamara Loy Horcajo, term to expire June 30, 1990; and

Jon R. Ono, term to expire June 30, 1987,

seconded by Senator Soares.

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

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

Stand. Com. Rep. No. 1112-86 (Gov. Msg. No. 212):

Senator Cobb moved that Stand. Com. Rep. No. 1112-86 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 Thomas R. Cole, Esq., Terence T. Yoshioka, Esq., and Donald Fujimoto to the Defender Council, terms to expire June 30, 1987, seconded by Senator Soares.

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

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

At 12:50 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:00 o'clock p.m.

MATTERS DEFERRED FROM
THURSDAY, APRIL 17, 1986

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 997-86 (S.C.R. No. 107):

By unanimous consent, action on Stand. Com. Rep. No. 997-86 and S.C.R. No. 107 was deferred to the end of the calendar.

Stand. Com. Rep. No. 998-86 (S.R. No. 136):

By unanimous consent, action on Stand. Com. Rep. No. 998-86 and S.R. No. 136 was deferred to the end of the calendar.

Stand. Com. Rep. No. 1001-86 (S.C.R. No. 54):

Senator Cobb moved that Stand. Com. Rep. No. 1001-86 be adopted and S.C.R. No. 54, be adopted, seconded by Senator Soares.

Senator Abercrombie spoke against adoption of S.C.R. No. 54 and S.R. No. 57 and remarked:

"Mr. President, I attended the hearing on this resolution, 'Requesting the Governor of the State of Hawaii to Take Immediate Action toward the Acquisition and Return of Tern Island and its Facilities to the State of Hawaii.' Mr. President, all the testimony that made any remote sense was against it. First of all, Tern Island isn't an island and its facilities are virtually non-existent. To even begin to move in this direction, might possibly be interpreted as a commitment by the State of Hawaii towards what would take to put an infrastructure in what amounts to a concrete football field stuck in the middle of the ocean.

"The testimony actually of the Audubon Society, the Sierra Club, and the Department of the Interior, all so overwhelmingly clear in its implications that the acquisition of this island ... I can't call it an island; it's not an island; I don't know what you call it; it's an outcropping of some kind ... is so against the interest of the capacity of that area to sustain itself without being destroyed by human beings that would inevitably come there, that it doesn't make any sense to pass this at all, even to give the implication that we would be interested in doing the kind of things that we're involved.

"The testimony that was given that somehow the capacity for the fishing industry to benefit was so shaky, so unclear, was so timorous, so lacking in conviction in factual basis to be virtually useless as any justification for doing this. I grant you that we tend to have a situation ... we pass resolutions ... we think well, they might not mean anything, they're just indications of what direction we should be going, but let me tell you, Mr. President, that if any governor or legislator wants to take this

resolution and use it as the start of something big they certainly could because the economic implications in terms of the expenditures that would have to come forward from this Legislature to even begin to put that little outcropping into any kind of shape for habitation or utilization would be so enormous, in the tens of millions of dollars, that the arguments that we're having today about whether or not we should get rid of the firetrap situation we have at Kennedy Theatre, or whether we should build child care facilities, or whether we should build housing for elderly people, or whether we should build housing at all and where, all these kinds of arguments ... with all of that to be taken care of, to argue about or even to put in motion the idea that some day in the name of supporting and endorsing accelerated development of local commercial fishery operation is simply to delude the public; it's simply not true.

"I would ask anyone who supports this resolution to show in any way, shape or form how that taking over this island and building its facilities would support and accelerate the development of local commercial fishery operation. There was not a shred of testimony to show that that would take place and to the degree that it had anything to do with fishing at all, it showed that this was probably the wrong thing to do. So I really thought that this resolution had ended.

"I understand that the motivation for putting the resolution in was good and I certainly don't question it because I believe very, very firmly that all these issues ought to be discussed and that's why we have public hearings. But the problem with this resolution was that when we got to the public hearing none of the testimony, as at least understood by myself and I think some others at that hearing, supported it in any way, shape or form. Thank you."

Senator McMurdo also spoke against the resolutions and remarked:

"Mr. President, I rise to speak against this.

"I think it's really a nothing piece of legislation and when I think of what is being considered in this Capitol today that is crucial, why are we passing legislation which really is not terribly important? There was a great deal of testimony against doing this, and I just don't see any point in doing this when we have so many other things that we really need to be addressing. Thank you."

Senator Kawasaki spoke in support of the resolutions as follows:

"Mr. President, I support the adoption of this resolution.

"The resolution very simply states that

the State of Hawaii would like to have Tern Island returned to its jurisdiction. It once belonged to the state. There's nothing in this resolution that says that intensive fishing activity that the opponents fear is going to take place. As a matter of fact, there is very specific language to say that intensified fishing activity should not be undertaken till a very formal, very comprehensive study is undertaken by the state concerning the ecosystem that might result as a result of fishing activity there. There is nothing to say that this is going to lead to intensified fishing activity there. It's a resolution merely to ask that Tern Island, that once belonged to the State of Hawaii, be returned. That's how simple the resolution is."

Senator McMurdo then asked if the chairman of Government Operations would respond to a question. The Chair posed the question and Senator Kawasaki having answered in the affirmative, Senator McMurdo inquired:

"Mr. President, I would like to ask the Senator if there is not possibly a hidden agenda in this and that he would like to put a convention center on Tern Island?" (Laughter)

Senator Kawasaki answered:

"Mr. President, I don't happen to have the suspicious mind that the Senator on my right has." (Laughter)

Senator Abercrombie then responded:

"Mr. President, in rebuttal to the proponent's remarks.

"If you look at the 'Whereas's' on the first page, it says, 'Whereas, the State of Hawaii fully supports and endorses the accelerated development of its local commercial fishery operations.' That's pretty clear as to what it's connected to.

"And then it says, 'Whereas, the waters around the Northwestern Hawaiian Islands are known to hold great potential in much needed fishery resources;'. Well, that's one thing ... the ocean's pretty big.

"We're talking about this Tern Island. We're talking about tens of millions of dollars. This is what was put forward. Tens of millions of dollars would have to come forward in order just to get some facilities on there for the off-chance that fishing exploitation might take place.

"Now, in other words, as in the second page it says, 'Whereas, ... the only airplane landing strip in more than 1,000 miles, it has potential of aiding in emergencies' That's already being done by the Coast Guard. That was testified to by the Interior

Service.

"There is no rationale for us entering into negotiations or doing this kind of thing, other than to provide incredible boondoggle for some construction outfit to come in at taxpayers' expense for absolutely no good whatsoever. If we're going to spend tens of millions of dollars, and that is the implication if we go through with this. That's what it really is. The fishing will be a sideline. It will be the excuse for some kind of construction boondoggle, and I know that the proponent of this resolution has resolutely opposed all of his political life construction boondoggles of one kind and another. And I know that when he realizes that this is the real implication of it, given his long record of service and resolute opposition to exactly this kind of thing that he will reconsider and perhaps want to recommit this for further study next year.

"I know that but I'm not sure of it." (Laughter)

Senator Kawasaki answered:

"Mr. President, I really couldn't care one iota whether this resolution passes or not because I'm not interested in Tern Island to that extent. (Laughter.) However, I think there was no harm done in the Department of Land and Natural Resources and the State of Hawaii asking that this island be returned.

"I would like to read verbatim this last paragraph that I think has some measure of control to allay the fears of the opponents of this bill. It says, 'Your committee also finds that intensified fishing activities should not be undertaken, until formal studies have been conducted to assure that this activity will not harm the surrounding ecosystem of Tern Island.' And further, even before any new construction can get on that island, legislative approval and legislative appropriations will be involved here so the Legislature has ultimately that control that I think would assure that Tern Island's activity would be entirely consonant in keeping with what the intent of the Legislature is. So I am not so stricken by paranoia as some of these people who speak against passage of this resolution."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1001-86 was adopted and S.C.R. No. 54, entitled: SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was adopted on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Abercrombie, Cobb, Hee and McMurdo). Excused, 1 (Yamasaki).

Stand. Com. Rep. No. 1002-86 (S.R. 77):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 77, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO TAKE IMMEDIATE ACTION TOWARD THE ACQUISITION AND RETURN OF TERN ISLAND AND ITS FACILITIES TO THE STATE OF HAWAII," was adopted on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Abercrombie, Cobb, Hee and McMurdo). Excused, 1 (Yamasaki).

Stand. Com. Rep. No. 1004-86 (S.C.R. No. 141):

By unanimous consent, action on Stand. Com. Rep. No. 1004-86 and S.C.R. No. 141 was deferred to the end of the calendar.

Stand. Com. Rep. No. 1005-86 (S.R. No. 173):

By unanimous consent, action on Stand. Com. Rep. No. 1005-86 and S.R. No. 173 was deferred to the end of the calendar.

House Concurrent Resolution No. 153 (Hse. Com. No. 684):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 153, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY ALTERNATIVE MEANS TO RESOLVE THE ANAHOLA PARK ISSUE," was adopted.

House Concurrent Resolution No. 160 (Hse. Com. No. 685):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE NEW ZEALAND TRADE EXPO IN HAWAII," was adopted.

House Concurrent Resolution No. 109, H.D. 1:

At this time, Senator Cobb requested that the referral of H.C.R. No. 109, H.D. 1, to the Committee on Consumer Protection and Commerce be waived, and the President, noting that there were no objections, so ordered.

Senator Cobb explained:

"Mr. President, in directing the members attention to the resolution that we had

referred yesterday to your Committee on Consumer Protection and Commerce, House Concurrent Resolution No. 109. Although it's not on the agenda, I've had a chance to review it, and ask to waive referral of the resolution and move for its adoption. We can do so in this evening's calendar and give members time to get a copy of the resolution, if they so desire.

"The subject matter involves addressing the reinsurance issue before the Congress of the United States. Since we've already adopted Senate resolutions on this subject I think it's timely and would perhaps add to the impetus with the House Concurrent Resolution as well."

By unanimous consent, action on H.C.R. No. 109, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO IMMEDIATELY ADDRESS THE REINSURANCE MARKET CRISIS," was deferred to the evening calendar.

At 1:13 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:41 o'clock p.m.

At this time, the following proclamation was read by the Clerk and was placed on file:

"PROCLAMATION

"We, Richard S.H. Wong, President of the Senate, and Henry Haalilio Peters, Speaker of the House of Representatives, of the Thirteenth Legislature of the State of Hawaii, pursuant to the power vested in us by Section 10, Article III of the Constitution of the State of Hawaii, and at the written request of two-thirds of the members to which each house is entitled, do hereby extend the Regular Session of 1986 of the Thirteenth Legislature of the State of Hawaii for a period of One Day beyond the Sixtieth day of the 1986 Regular Session, excluding Saturdays, Sundays, holidays and any days in recess pursuant to a concurrent resolution.

/s/ Richard S. H. Wong
RICHARD S.H. WONG
President of the Senate

/s/ Henry H. Peters
HENRY HAALILIO PETERS
Speaker of the House of
Representatives"

At this time, Senator Hee rose on a point of inquiry as follows:

"Mr. President, I read in the paper

yesterday and saw on the news media that the wholesalers, the producers were summarily fined for price-fixing and rising on a point of inquiry to the Vice President of this body I wanted to inquire of him if he knew of any other monopolies in existence that he could speak to with respect to fines, if the Vice President would yield?"

The Chair posed the question to the Vice President and Senator Kawasaki answered:

"Mr. President, yes, I will yield.

"One of the ironies and the gross injustices that exist in the community is that that industry which is perhaps most guilty of the worst kind of price-fixing arrangement (which incidentally is by statutory provision because two congressional representatives who still hold office in Washington, D.C., were misled by being provided wrong information and they were the principal sponsors of what is today known as the Newspaper Preservation Act) and that act, a federal act, allows a flagrant abuse of what is ordinarily prohibited by the Antitrust Division.

"They do involve themselves in price-fixing and what they have been doing, I think, affects consumers even more than the wholesale producers and what they have been doing. I read by tonight's paper where refunds are going to be required to the retailers but not to the consumers. But I would wish that we could do something about price-fixing abuse on the part of the two large newspapers. Imagine what the refund would be to the retail merchants, the supermarkets, and ultimately to the consumer. That situation exists. There's nothing we can do about it until the Legislature properly addresses the Congress of the United States to repeal price-fixing privileges for newspapers that do not deserve that type of special treatment."

Senator Hee then responded:

"Thank you, Mr. President, for now."

Senator Cobb added:

"Along that same line, Mr. President, as chairman of the Consumer Protection and Commerce Committee and speaking on behalf of consumers, I'm confident there will be several class action lawsuits filed to beget some refunds that are long overdue to consumers, and I anticipate that being done within the next two months. Thank you."

At 1:46 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 8:00 o'clock p.m.

The Senate reconvened at 11:25 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 352 to 355) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 352, informing the Senate that on April 17, 1986, he signed the following bills into law:

Senate Bill No. 1538-86 as Act 43, entitled: "RELATING TO CHECKS";

Senate Bill No. 1574-86 as Act 44, entitled: "RELATING TO THE UNIFORM COMMERCIAL CODE";

Senate Bill No. 1846-86 as Act 45, entitled: "RELATING TO DEVELOPMENTAL DISABILITIES";

Senate Bill No. 2063-86 as Act 46, entitled: "RELATING TO PSYCHOLOGISTS"; and

Senate Bill No. 2463-86 as Act 47, entitled: "RELATING TO THE DEPARTMENT OF EDUCATION,

was placed on file.

Gov. Msg. No. 353, informing the Senate that on April 18, 1986, he signed the following bills into law:

Senate Bill No. 1679-86 as Act 48, entitled: "RELATING TO PUBLIC LANDS";

Senate Bill No. 1999-86 as Act 49, entitled: "RELATING TO TAXATION"; and

Senate Bill No. 2403-86 as Act 50, entitled: "RELATING TO MOTOR VEHICLES,"

was placed on file.

Gov. Msg. No. 354, informing the Senate of the withdrawal of the nomination to the Board of Regents, University of Hawaii, dated March 27, 1986, under Gov. Msg. No. 291, was placed on file.

In compliance with Gov. Msg. No. 354, the nomination listed under Gov. Msg. No. 291 was returned.

Gov. Msg. No. 355, submitting for consideration and confirmation to the Board of Regents, University of Hawaii, the nominations of:

Robert M. Fujimoto, term to expire June 30, 1990 (due to 8-year statutory service

limitation, eligible to serve until July 18, 1987); and

Albert S. Nishimura, term to expire June 30, 1987,

was referred to the Committee on Higher Education.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 696 to 707) were placed on the calendar for further consideration on Monday, April 21, 1986:

Hse. Com. No. 696 - returns S.C.R. No. 26, H.D. 1, adopted by the House of Representatives on April 17, 1986;

Hse. Com. No. 697 - transmits H.C.R. No. 89, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 698 - transmits H.C.R. No. 106, H.D. 1, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 699 - transmits H.C.R. No. 116, H.D. 1, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 700 - transmits H.C.R. No. 133, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 701 - transmits H.C.R. No. 154, H.D. 1, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 702 - transmits H.C.R. No. 165, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 703 - transmits H.C.R. No. 167, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 704 - transmits H.C.R. No. 184, H.D. 1, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 705 - transmits H.C.R. No. 201, H.D. 1, adopted by the House of Representatives on April 18, 1986;

Hse. Com. No. 706 - transmits H.C.R. No. 206, adopted by the House of Representatives on April 18, 1986; and

Hse. Com. No. 707 - transmits H.C.R. No. 211, H.D. 1, adopted by the House of Representatives on April 18, 1986.

CONFERENCE COMMITTEE REPORTS

Senator Chang, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1680-86, H.D. 1,

S.D. 1 (C.D. 1), presented a report (Conf. Com. Rep. No. 55-86) recommending that H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 1, as amended in C.D. 2, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 55-86 and H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," was deferred for a period of 48 hours.

Senator Cayetano, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 2348-86, H.D. 1, S.D. 1 (C.D. 1), presented a report (Conf. Com. Rep. No. 56-86) recommending that H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 1, as amended in C.D. 2, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 56-86 and H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," was deferred for a period of 48 hours.

At this time, Senator Holt, chairman of the Committee on Higher Education, requested a waiver of the 48-hour Notice of a Public Hearing on Gov. Msg. No. 355, and the President granted the waiver.

At 11:27 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:29 o'clock p.m.

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. 2549-86, H.D. 2, S.D. 2, presented a report (Conf. Com. Rep. No. 57-86) recommending that H.B. No. 2549-86, H.D. 2, S.D. 2, 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. 57-86 and H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred for a period of 48 hours.

Senator Chang, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1857-86, H.D. 2, S.D. 1, C.D. 1, presented a report (Conf. Com. Rep. No. 58-86) recommending that H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 1, as amended in C.D. 2, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii,

action on Conf. Com. Rep. No. 58-86 and H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1153-86) recommending that Senate Concurrent Resolution No. 121, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1153-86 and S.C.R. No. 121, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF A COMMITTEE TO STUDY ALTERNATIVE METHODS OF ADDRESSING THE NEED FOR INFORMED CONSENT TO MAJOR MEDICAL INTERVENTIONS BY PATIENTS WHO ARE INCOMPETENT AND THE APPLICABLE STANDARDS UPON WHICH A CONSENT MAY BE GIVEN OR WITHHELD," was deferred until Monday, April 21, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1154-86) recommending that Senate Resolution No. 154, as amended in S.D. 1, be referred to the Committee on Legislative Management.

By unanimous consent, action on Stand. Com. Rep. No. 1154-86 and S.R. No. 154, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE APPOINTMENT OF A COMMITTEE TO STUDY ALTERNATIVE METHODS OF ADDRESSING THE NEED FOR INFORMED CONSENT TO MAJOR MEDICAL INTERVENTIONS BY PATIENTS WHO ARE INCOMPETENT AND THE APPLICABLE STANDARDS UPON WHICH A CONSENT MAY BE GIVEN OR WITHHELD," was deferred until Monday, April 21, 1986.

Senator Holt, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1155-86) recommending that Senate Resolution No. 124 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1155-86 and S.R. No. 124, entitled: "SENATE RESOLUTION REQUESTING INFORMATION ON INVESTMENTS BY THE UNIVERSITY OF HAWAII AND THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF HAWAII (ASUH) IN SOUTH AFRICA," was deferred until Monday, April 21, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1156-86) recommending that House Concurrent Resolution No. 59, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1156-86 and H.C.R. No. 59, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION (FAA) TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE," was deferred until Monday, April 21, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1157-86) recommending that Senate Resolution No. 70, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1157-86 and S.R. No. 70, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION (FAA) TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE," was deferred until Monday, April 21, 1986.

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1158-86) recommending that Senate Resolution No. 56 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1158-86 and S.R. No. 56, entitled: "SENATE RESOLUTION REQUESTING THAT ALL AIRCRAFT CEASE LOW-FLYING PATTERNS OVER POPULATED AREAS," was deferred until Monday, April 21, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1159-86) recommending that Senate Concurrent Resolution No. 119 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1159-86 and S.C.R. No. 119, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING GUIDELINES IN DETERMINING THE BEST INTERESTS OF THE CHILD IN VISITATION MATTERS," was deferred until Monday, April 21, 1986.

Senator Chang, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1160-86) recommending that Senate Resolution No. 152 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1160-86 and S.R. No. 152, entitled: "SENATE RESOLUTION REQUESTING GUIDELINES IN DETERMINING THE BEST INTERESTS OF THE CHILD IN VISITATION MATTERS," was deferred until Monday, April 21, 1986.

CONFERENCE COMMITTEE REPORTS

By unanimous consent, action on the following conference committee reports and bills was deferred until Monday, April 21, 1986:

- Conf. Com. Rep. No. 22-86 and S.B. No. 1550-86, S.D. 2, H.D. 1, C.D. 1;
- Conf. Com. Rep. No. 23-86 and H.B. No. 2117-86, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 24-86 and H.B. No. 2468-86, H.D. 1, S.D. 2, C.D. 1;
- Conf. Com. Rep. No. 25-86 and H.B. No. 2282-86, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 26-86 and H.B. No. 2246-86, H.D. 2, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 27-86 and H.B. No. 326, H.D. 1, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 28-86 and H.B. No. 381, H.D. 1, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 29-86 and H.B. No. 1691-86, H.D. 2, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 30-86 and H.B. No. 2373-86, H.D. 1, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 31-86 and H.B. No. 1740-86, H.D. 2, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 32-86 and H.B. No. 26, H.D. 1, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 33-86 and H.B. No. 122, H.D. 1, S.D. 2, C.D. 1;
- Conf. Com. Rep. No. 34-86 and H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 2;
- Conf. Com. Rep. No. 35-86 and S.B. No. 303, S.D. 1, H.D. 1, C.D. 1;
- Conf. Com. Rep. No. 36-86 and S.B. No. 592, S.D. 1, H.D. 2, C.D. 1;
- Conf. Com. Rep. No. 37-86 and S.B. No. 2290-86, S.D. 1, H.D. 2, C.D. 1;
- Conf. Com. Rep. No. 38-86 and S.B. No. 1933-86, S.D. 1, H.D. 2, C.D. 1;
- Conf. Com. Rep. No. 39-86 and H.B. No. 1388, H.D. 1, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 40-86 and S.B. No. 909, S.D. 1, H.D. 1, C.D. 1;
- Conf. Com. Rep. No. 41-86 and H.B. No. 1665-86, H.D. 2, S.D. 1, C.D. 1;
- Conf. Com. Rep. No. 42-86 and H.B. No. 2608-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 43-86 and H.B. No. 2495-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 44-86 and H.B. No. 393, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 45-86 and H.B. No. 1663-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 46-86 and H.B. No. 1666-86, H.D. 2, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 47-86 and S.B. No. 2190-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 48-86 and S.B. No. 425, S.D. 2, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 49-86 and S.B. No. 1762-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 50-86 and H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 51-86 and H.B. No. 100, H.D. 1, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 52-86 and H.B. No. 2561-86, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 53-86 and S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 54-86 and S.B. No. 2266-86, S.D. 2, H.D. 1, C.D. 1;

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

CONFERENCE COMMITTEE REPORT

Conf. Com. Rep. No. 17-86 (H.B. No. 1688-86, H.D. 1, S.D. 2, C.D. 1);

By unanimous consent, action on Conf. Com. Rep. No. 17-86 and H.B. No. 1688-86, H.D. 1, S.D. 2, C.D. 1, was deferred until Monday, April 21, 1986.

STANDING COMMITTEE REPORTS

By unanimous consent, action on the following standing committee reports and concurrent resolutions and resolutions was deferred until Monday, April 21, 1986:

Stand. Com. Rep. No. 997-86 and S.C.R. No. 107;

Stand. Com. Rep. No. 998-86 and S.R. No. 136;

Stand. Com. Rep. No. 1004-86 and S.C.R. No. 141;

Stand. Com. Rep. No. 1005-86 and S.R. No. 173;

Stand. Com. Rep. No. 1126-86 and S.C.R.

No. 129; and

Stand. Com. Rep. No. 1127-86 and S.R. No. 162.

HOUSE CONCURRENT RESOLUTIONS

By unanimous consent, action on the following House concurrent resolutions was deferred until Monday, April 21, 1986:

H.C.R. No. 109, H.D. 1 (Hse. Com. No. 672);

H.C.R. No. 212, H.D. 1 (Hse. Com. No. 691);

H.C.R. No. 192 (Hse. Com. No. 692);

H.C.R. No. 113 (Hse. Com. No. 693);

H.C.R. No. 114 (Hse. Com. No. 694); and

H.C.R. No. 117 (Hse. Com. No. 695).

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 1496-86, S.D. 2, H.D. 1:

Senator Matsuura moved that the Senate reconsider its action to disagree on S.B. No. 1496-86, S.D. 2, H.D. 1, seconded by Senator Aki and carried.

On motion by Senator Matsuura, seconded by Senator Aki and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1496-86, S.D. 2, and that S.B. No. 1496-86, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT," was placed on the calendar for Final Reading on Monday, April 21, 1986.

At 11:30 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:33 o'clock p.m.

Conf. Com. Rep. No. 38-86 (S.B. No. 1933-86, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 38-86 and S.B. No. 1933-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES," were recommitted to the Committee on Conference.

Conf. Com. Rep. No. 50-86 (H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 50-86 and H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS," were recommitted to the Committee on

Conference.

CONFERENCE COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the Senate Clerk to receive conference committee reports prior to midnight. In consequence thereof, subsequent to its recessing at 11:34 o'clock p.m., and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the following conference committee reports and bills were placed on the calendar for Final Reading on Monday, April 21, 1986:

Conf. Com. Rep. No. 59-86 and Senate Bill No. 1843-86, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT";

Conf. Com. Rep. No. 60-86 and House Bill No. 1741-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1985 TO JUNE 30, 1987";

Conf. Com. Rep. No. 61-86 and Senate Bill No. 2048-86, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS";

Conf. Com. Rep. No. 62-86 and House Bill No. 1856-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS";

Conf. Com. Rep. No. 63-86 and House Bill No. 1961-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY";

Conf. Com. Rep. No. 64-86 and House Bill No. 2122-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY";

Conf. Com. Rep. No. 65-86 and House Bill No. 2595-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX";

Conf. Com. Rep. No. 66-86 and House Bill No. 2805-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION";

Conf. Com. Rep. No. 67-86 and House Bill No. 1990-86, H.D. 2, S.D. 2, 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. 58-86 and House Bill No. 1764-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX";

Conf. Com. Rep. No. 69-86 and House Bill No. 1697-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT";

Conf. Com. Rep. No. 70-86 and Senate Bill No. 2308-86, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR";

Conf. Com. Rep. No. 71-86 and House Bill No. 2580-86, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION";

Conf. Com. Rep. No. 72-86 and Senate Bill No. 1496-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT";

Conf. Com. Rep. No. 73-86 and Senate Bill No. 1933-86, S.D. 1, H.D. 2, C.D. 2,

entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES"; and

Conf. Com. Rep. No. 74-86 and Senate Bill No. 2258-86, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS."

STANDING COMMITTEE REPORT

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the Senate Clerk to receive standing committee reports on governor' messages prior to midnight. In consequence thereof, and subsequent to its recessing at 11:34 o'clock p.m., the Senate took the following action:

Stand. Com. Rep. No. 1161-86 and Gov. Msg. No. 355 were placed on the calendar for further consideration on Monday, April 21, 1986.

ADJOURNMENT

At 12:00 o'clock midnight, the Senate adjourned until 10:00 o'clock a.m., Monday, April 21, 1986.

SIXTY-FIRST DAY

Monday, April 21, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 10:20 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Honorable Malama Solomon, Senator, State of Hawaii, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Sixtieth Day.

ORDER OF THE DAY

FINAL READING

CONFERENCE COMMITTEE REPORTS

By unanimous consent, action on the following conference committee reports and bills was deferred until Tuesday, April 22, 1986:

Conf. Com. Rep. No. 22-86 and S.B. No. 1550-86, S.D. 2, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 23-86 and H.B. No. 2117-86, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 24-86 and H.B. No. 2468-86, H.D. 1, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 25-86 and H.B. No. 2282-86, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 26-86 and H.B. No. 2246-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 27-86 and H.B. No. 326, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 29-86 and H.B. No. 1691-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 30-86 and H.B. No. 2373-86, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 31-86 and H.B. No. 1740-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 32-86 and H.B. No. 26, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 33-86 and H.B. No. 122, H.D. 1, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 34-86 and H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 2;

Conf. Com. Rep. No. 35-86 and S.B. No. 303, S.D. 1, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 36-86 and S.B. No. 592, S.D.1, H.D.2, C.D. 1;

Conf. Com. Rep. No. 37-86 and S.B. No. 2290-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 39-86 and H.B. No. 1388, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 40-86 and S.B. No. 909, S.D. 1, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 41-86 and H.B. No. 1665-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 42-86 and H.B. No. 2608-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 43-86 and H.B. No. 2495-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 44-86 and H.B. No. 393, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 45-86 and H.B. No. 1663-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 46-86 and H.B. No. 1666-86, H.D. 2, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 47-86 and S.B. No. 2190-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 48-86 and S.B. No. 425, S.D. 2, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 49-86 and S.B. No. 1762-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 51-86 and H.B. No. 100, H.D. 1, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 52-86 and H.B. No. 2561-86, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 53-86 and S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 54-86 and S.B. No. 2266-86, S.D. 2, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 55-86 and H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 56-86 and H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 2;

Conf. Com. Rep. No. 57-86 and H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 58-86 and H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 2; and

Conf. Com. Rep. No. 59-86 and S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1.

By unanimous consent, action on the following conference committee reports and bills was deferred until Wednesday, April 23,

1986.	S.B. No. 2478-86, S.D. 2, H.D. 2;
Conf. Com. Rep. No. 60-86 and H.B. No. 1741-86, H.D. 1, S.D. 1, C.D. 1;	Conf. Com. Rep. No. 19-86 and H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1;
Conf. Com. Rep. No. 61-86 and S.B. No. 2048-86, S.D. 1, H.D. 1, C.D. 1;	Conf. Com. Rep. No. 28-86 and H.B. No. 381, H.D. 1, S.D. 1, C.D. 1;
Conf. Com. Rep. No. 62-86 and H.B. No. 1856-86, S.D. 1, C.D. 1;	Stand. Com. Rep. No. 1090-86 and H.B. No. 2204-86;
Conf. Com. Rep. No. 63-86 and H.B. No. 1961-86, H.D. 2, S.D. 2, C.D. 1;	Stand. Com. Rep. No. 1091-86 and H.B. No. 2574-86, H.D. 1;
Conf. Com. Rep. No. 64-86 and H.B. No. 2122-86, H.D. 1, S.D. 2, C.D. 1;	Stand. Com. Rep. No. 1092-86 and H.B. No. 2446-86, H.D. 1;
Conf. Com. Rep. No. 65-86 and H.B. No. 2595-86, H.D. 1, S.D. 1, C.D. 1;	Stand. Com. Rep. No. 1094-86 and H.B. No. 2199-86, H.D. 2;
Conf. Com. Rep. No. 66-86 and H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1;	Stand. Com. Rep. No. 1095-86 and H.B. No. 1927-86, H.D. 2;
Conf. Com. Rep. No. 67-86 and H.B. No. 1990-86, H.D. 2, S.D. 2, C.D. 1;	Stand. Com. Rep. No. 1096-86 and H.B. No. 2430-86, H.D. 1;
Conf. Com. Rep. No. 68-86 and H.B. No. 1764-86, H.D. 2, S.D. 2, C.D. 1;	Stand. Com. Rep. No. 1097-86 and H.B. No. 2429-86, H.D. 1;
Conf. Com. Rep. No. 69-86 and H.B. No. 1697-86, H.D. 2, S.D. 2, C.D. 1;	Stand. Com. Rep. No. 1098-86 and H.B. No. 2428-86, H.D. 1;
Conf. Com. Rep. No. 70-86 and S.B. No. 2308-86, S.D. 1, H.D. 1, C.D. 1;	Stand. Com. Rep. No. 1100-86 and H.B. No. 2209-86, H.D. 2;
Conf. Com. Rep. No. 71-86 and H.B. No. 2580-86, H.D. 1, S.D. 2, C.D. 1;	Stand. Com. Rep. No. 1101-86 and H.B. No. 1891-86, H.D. 1;
Conf. Com. Rep. No. 72-86 and S.B. No. 1496-86, S.D. 2, H.D. 1, C.D. 1;	Stand. Com. Rep. No. 1102-86 and H.B. No. 2536-86, H.D. 1;
Conf. Com. Rep. No. 73-86 and S.B. No. 1933-86, S.D. 1, H.D. 2, C.D. 2; and	H.B. No. 1708-86, H.D. 2; and
Conf. Com. Rep. No. 74-86 and S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1.	Stand. Com. Rep. No. 1105-86 and H.B. No. 2506-86, H.D. 2.

FINAL READING

By unanimous consent, action on the following conference committee reports, standing committee reports and bills was deferred until Tuesday, April 22, 1986:

- S.B. No. 934, S.D. 2, H.D. 2;
- S.B. No. 1718-86, H.D. 1;
- S.B. No. 1960-86, H.D. 1;
- S.B. No. 1961-86, S.D. 1, H.D. 2;
- S.B. No. 2166-86, H.D. 2;
- S.B. No. 2303-86, S.D. 2, H.D. 2;
- S.B. No. 2359-86, S.D. 1, H.D. 1;
- S.B. No. 2474-86, S.D. 2, H.D. 2;

At 10:22 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:47 o'clock a.m.

MATTERS DEFERRED FROM
FRIDAY, APRIL 18, 1986

Stand. Com. Rep. No. 1116-86 (Gov. Msg. Nos. 298, 299, 300, 301, 310, 311, 312, 322, 323, 324, 338 and 339):

Senator Cobb moved that Stand. Com. Rep. No. 1116-86 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:

Toshio Nishioka to the State Planning Council on Developmental Disabilities, term to expire June 30, 1987;

Patricia M. Henderson, Lani Lynn Bartholomew and Lois H. Love to the State Planning Council on Developmental Disabilities, terms to expire June 30, 1990;

Catherine L. Cotton and Gwen S. Naguwa, M.D., to the State Emergency Medical Services Advisory Committee, terms to expire June 30, 1990;

Millicent L.K. Rogers to the Commission on the Handicapped, term to expire June 30, 1987;

Richard N. Westover to the Commission on the Handicapped, term to expire June 30, 1989;

Gladys C. Baisa to the Commission on the Handicapped, term to expire June 30, 1990;

Harry A. Whitten to the Technical Advisory Committee on Pesticides, term to expire June 30, 1988;

Barbara Z. Siegel, Ph.D., to the Technical Advisory Committee on Pesticides, term to expire June 30, 1990;

Jane Fukunaga and Nancy K.Y. Yuen to the State Council on Mental Health and Substance Abuse, terms to expire June 30, 1987;

Walter Nunokawa, Ph.D., to the State Council on Mental Health and Substance Abuse, term to expire June 30, 1988;

Marion P. Dunning and Janice M. Campbell to the Windward Oahu Subarea Health Planning Council, terms to expire June 30, 1990;

Carol Ann Kalaau to the Hawaii County Subarea Health Planning Council, term to expire June 30, 1987;

Gregg K. Nakamura to the Hawaii County Subarea Health Planning Council, term to expire June 30, 1988;

Leonard P. Paresa Jr. to the Honolulu Subarea Health Planning Council, term to expire June 30, 1990;

Donna R. Ching, Ph.D., to the State Emergency Medical Services Advisory Committee, term to expire June 30, 1990;

Miyono Kunioka to the County Hospital Management Advisory Committee, City and County of Honolulu Hospital System, term to expire June 30, 1990;

Joseph Blevins to the County Hospital Management Advisory Committee, Kauai County Hospital System, term to expire June 30, 1988; and

Dennis F. Tamashiro to the Central Oahu

Subarea Health Planning Council, term to expire June 30, 1988;

Doris Ahana and Karen Oshiro to the Central Oahu Subarea Health Planning Council, terms to expire June 30, 1990; and

seconded by Senator Soares.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1128-86 (Gov. Msg. No. 329):

Senator Cobb moved that Stand. Com. Rep. No. 1128-86 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 or J.W.A. Buyers, Eddie Lapa and Ray B. Milici to the Stadium Authority, terms to expire June 30, 1990, seconded by Senator Soares.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1131-86 (Gov. Msg. Nos. 325, 326, 340 and 341):

Senator Cobb moved that Stand. Com. Rep. No. 1131-86 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:

James J.M. Misajon to the Advisory Council for Children and Youth, term to expire June 30, 1990;

James A. Torres, Chhany Sak-Humphry, Amefil Agbayani and Fred Soriano to the Advisory Council for Community Services, terms to expire June 30, 1987;

Roy T. Nishida, George K. Ikeda, Douglas Dan Watanabe and Grace C. Oness to the Advisory Council for Community Services, terms to expire June 30, 1988;

George Yokoyama, Ruby L. Hargrave and G. Riki Hokama to the Advisory Council for Community Services, terms to expire June 30, 1989;

Eduardo E. Malapit to the Advisory Council for Community Services, term to expire June 30, 1990; and

Naomi Reeves "Sister" Correa to the Criminal Injuries Compensation Commission, term to expire June 30, 1990,

seconded by Senator Soares.

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

Ayes, 25. Noes, none.

At 10:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:49 o'clock a.m.

Stand. Com. Rep. No. 1132-86 (Gov. Msg. No. 109):

Senator Cobb moved that Stand. Com. Rep. No. 1132-86 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 Criminal Injuries Compensation Commission of the following:

Thomas Blondin, term to expire January 30, 1989; and

Nobuki Kamida, term to expire June 30, 1987,

seconded by Senator Soares.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1145-86 (Gov. Msg. No. 263):

Senator Cobb moved that Stand. Com. Rep. No. 1145-86 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 Lynette Paglinawan, Edith K. McKinzie, Gerald T. Takano, Yosihiko Sinoto, D.Sc. and Kiyoshi Ikeda, Ph.D., to the Hawaii Historic Places Review Board, terms to expire June 30, 1990, seconded by Senator Soares.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1146-86 (Gov. Msg. No. 315):

Senator Cobb moved that Stand. Com. Rep. No. 1146-86 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

Rodney Allan Maile and Betty Ann Rocha, to the Defender Council, terms to expire June 30, 1990, seconded by Senator Soares.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1147-86 (Gov. Msg. No. 335):

Senator Cobb moved that Stand. Com. Rep. No. 1147-86 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 Herbert Y. Arata, to the Board of Land and Natural Resources, term to expire June 30, 1990, seconded by Senator Soares.

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

Ayes, 24. Noes, 1 (Solomon).

Stand. Com. Rep. No. 1161-86 (Gov. Msg. No. 355):

By unanimous consent, action on Stand. Com. Rep. No. 1161-86 and Gov. Msg. No. 355 was deferred until Tuesday, April 22, 1986.

At 10:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:03 o'clock a.m.

MATTERS DEFERRED FROM FRIDAY, APRIL 18, 1986

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 1153-86 (S.C.R. No. 121, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 121, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF A COMMITTEE TO STUDY ALTERNATIVE METHODS OF ADDRESSING THE NEED FOR INFORMED CONSENT TO MAJOR MEDICAL INTERVENTIONS BY PATIENTS WHO ARE INCOMPETENT AND THE APPLICABLE STANDARDS UPON WHICH A CONSENT MAY BE GIVEN OR WITHHELD," was adopted.

Stand. Com. Rep. No. 1154-86 (S.R. No. 154, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of

the Committee was adopted and S.R. No. 154, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE APPOINTMENT OF A COMMITTEE TO STUDY ALTERNATIVE METHODS OF ADDRESSING THE NEED FOR INFORMED CONSENT TO MAJOR MEDICAL INTERVENTIONS BY PATIENTS WHO ARE INCOMPETENT AND THE APPLICABLE STANDARDS UPON WHICH A CONSENT MAY BE GIVEN OR WITHHELD," was referred to the Committee on Legislative Management.

Stand. Com. Rep. No. 1155-86 (S.R. No. 124):

Senator Cobb moved that Stand. Com. Rep. No. 1155-86 be adopted and S.R. No. 124, be adopted, seconded by Senator Soares.

Senator Hee spoke in support of the resolution and remarked:

"Mr. President, I thank the committee chairman for holding the hearings and passing this resolution out. I regret that when I introduced this resolution that I didn't put in an S.C.R. of it, specifically because I didn't anticipate we were going to entertain an extension and, regrettably, there is no S.C.R. attached to it.

"I urge the adoption of this resolution and look forward to requesting the Board of Regents next year in urging them to divest, as other universities have done. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1155-86 was adopted and S.R. No. 124, entitled: "SENATE RESOLUTION REQUESTING INFORMATION ON INVESTMENTS BY THE UNIVERSITY OF HAWAII AND THE ASSOCIATED STUDENTS OF THE UNIVERSITY OF HAWAII (ASUH) IN SOUTH AFRICA," was adopted.

Stand. Com. Rep. No. 1156-86 (H.C.R. No. 59, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 59, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION (FAA) TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE," was adopted.

Stand. Com. Rep. No. 1157-86 (S.R. No. 70, S.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No.

70, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION (FAA) TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE," was adopted.

Stand. Com. Rep. No. 1158-86 (S.R. No. 56):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 56, entitled: "SENATE RESOLUTION REQUESTING THAT ALL AIRCRAFT CEASE LOW-FLYING PATTERNS OVER POPULATED AREAS," was adopted.

Stand. Com. Rep. No. 1159-86 (S.C.R. No. 119):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 119, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING GUIDELINES IN DETERMINING THE BEST INTERESTS OF THE CHILD IN VISITATION MATTERS," was adopted.

Stand. Com. Rep. No. 1160-86 (S.R. No. 152):

On motion by Senator Chang, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.R. No. 152, entitled: "SENATE RESOLUTION REQUESTING GUIDELINES IN DETERMINING THE BEST INTERESTS OF THE CHILD IN VISITATION MATTERS," was adopted.

MATTERS DEFERRED FROM
FRIDAY, APRIL 18, 1986

HOUSE COMMUNICATIONS

Hse. Com. No. 696 (S.C.R. No. 26, H.D. 1):

Hse. Com. No. 696, returning Senate Concurrent Resolution No. 26, which was adopted by the House of Representatives on April 17, 1986, in an amended form, was placed on file.

By unanimous consent, S.C.R. No. 26, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITIES OF USING STATE-OWNED LANDS, OR ACQUIRING LANDS, FOR A STATE VETERANS CEMETERY," was placed on file.

Hse. Com. No. 697 (H.C.R. No. 89):

Hse. Com. No. 697, returning House Concurrent Resolution No. 89, which was

adopted by the House of Representatives on April 18, 1986, was placed on file.

By unanimous consent, H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY CONCERNING THE FEASIBILITY OF ESTABLISHMENT OF A POINT OF ENTRY FACILITY FOR THE ACCEPTANCE OF INTERNATIONAL FLIGHTS ON THE BIG ISLAND OF HAWAII," was referred to the Committee on Transportation.

Hse. Com. No. 698 (H.C.R. No. 106, H.D. 1):

By unanimous consent, H.C.R. No. 106, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO FORMULATE AN OCEAN RECREATIONAL MOTORCRAFT MANAGEMENT PLAN TO REDUCE CONFLICTS WITH OTHER OCEAN USERS," was referred to the Committee on Transportation.

Hse. Com. No. 699 (H.C.R. No. 116, H.D. 1):

By unanimous consent, H.C.R. No. 116, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE, BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A SHIPYARD FACILITY," was referred to the Committee on Transportation.

Hse. Com. Nos. 700, 701, 702, 703, 704, 705, 706 and 707:

By unanimous consent, action on the following House communications and concurrent resolutions was deferred until Tuesday, April 22, 1986:

Hse. Com. No. 700 - H.C.R. No. 133;

Hse. Com. No. 701 - H.C.R. No. 154, H.D. 1;

Hse. Com. No. 702 - H.C.R. No. 165;

Hse. Com. No. 703 - H.C.R. No. 167;

Hse. Com. No. 704 - H.C.R. No. 184, H.D. 1;

Hse. Com. No. 705 - H.C.R. No. 201, H.D. 1;

Hse. Com. No. 706 - H.C.R. No. 206; and

Hse. Com. No. 707 - H.C.R. No. 211, H.D. 1.

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

The Senate reconvened at 11:19 o'clock a.m.

MATTERS DEFERRED FROM
MONDAY, APRIL 18, 1986

FINAL READING

Conf. Com. Rep. No. 17-86 (H.B. No. 1688-86, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Chang, seconded by Senator B. Kobayashi and carried, Conf. Com. Rep. No. 17-86 was adopted and H.B. No. 1688-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Soares). Excused, 1 (Matsuura).

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 997-86 (S.C.R. No. 107):

Senator Cobb moved that Stand. Com. Rep. No. 997-86 be adopted and S.C.R. No. 107 be adopted, seconded by Senator Soares.

Senator Abercrombie rose to speak against S.C.R. No. 107 and the related resolution, S.R. No. 136, as follows:

"I wish to speak against the adoption of these resolutions, Mr. President.

"Mr. President, in a lighthearted way I have a conflict of interest because I have used the facilities at the Armed Services YMCA for about 12 years. I say lighthearted because that's really not germane to the discussion. The reason I bring it up is that I am intimately familiar with the building and the property as the result of getting to know people there and using those facilities.

"The Armed Services YMCA has tremendous historic value and even though this is a resolution, and it's always interesting, Mr. President, when we really want something to pass and don't want people to take too good a look at it we always say, 'Ah, that's just a resolution.' We always seem, at the end of every session, to spend, in some people's minds, inordinate amounts of time arguing these resolutions because they do have impact. They set directions and they can be utilized for good or ill, depending, and that's why I'm speaking against it.

"The historical nature is very, very important here because the building has certain requirements which must be met in order to do any kind of renovation work. I was at two separate hearings where this resolution was taken up and in both of these hearings the Department of Accounting and

General Services gave testimony that very frankly, Mr. President, in other circumstances would have ended any further consideration with respect to the purchase of this property because the amount of money that is involved in this is so outrageous in relation to the possible benefit that might accrue to the state that there is no justification whatsoever for moving on with it.

"There is tremendous justification for the YMCA selling the property to an institution such as Hawaii Pacific College. I personally favor that. I'm not going to try and kid you or anybody about that. They've made a more than fair offer or at least were willing to discuss, I should say, a more than fair offer for the property. I'm familiar with it because as a member of the athletic club there we've had to deal with the management both here and in Chicago. I think I'm as familiar, by the way, with the situation here as anybody on this floor as to the history of the negotiations with respect to sale of this property, and I hope that anybody that defends the opposite position will at least have done that kind of homework before they speak on it.

"The Armed Services YMCA does not serve the same purposes as it did back in World War II and in subsequent conflicts, but particularly in World War II. I just happened to be reminded of its role, having just finished the biography of the author James Jones who, as a matter of fact, used to work out at the Armed Services YMCA and the Armed Services YMCA was the place that most of the soldiers in World War II came to before heading into Waikiki or heading down the Hotel Street area or Aala Park area.

"It served a purpose then, in other words, of being a place where people could come for an opportunity to have the Armed Services and that's why it's titled the Armed Services YMCA. Anybody there came to it for all the services that might otherwise exist with the U.S.O., with the Red Cross for R&R, etc. Most of these things have been taken up in the professionalization of the Armed Services now on bases themselves or in other context. So in other words, the YMCA people in Chicago ... and this is where this whole thing about the sale is coming from ... Chicago, they decided that the property as such does not serve the same purposes for which it was originally intended and, therefore, in order to get the benefit of the value of the land, wants to sell it at several million dollars, probably between six and eight million dollars.

"Now, very, very, simply, the reason that this building hasn't been sold to an entity such as Hawaii Pacific College, which could make very good use of it and I think any of us who have been following the situation

feel that Hawaii Pacific College has really come up literally from nowhere and developed a tremendous program, academically and athletically, and this would be ideal for them. For the state to come in now and say, well, we have some higher purpose involved, is nonsense. It's simply not true.

"What you would have to do if you go over there ... and I urge anybody before you vote 'yes' on this, and I don't think it's fair for anybody to vote 'yes' on this unless they've actually gone over that building and actually sat at the hearing and actually heard what the Department of Accounting and General Services has had to say so casually.

"First of all, they're going to jack the price up at least \$2 million more than the place is worth and the reason they are holding out is they feel the state will put the money up. In other words, the taxpayers of the state, through its Legislature, are suckers enough to pay more for that property than what it's really worth. So they're holding out.

"Next, the Department of Accounting and General Services said they would have to rip the guts out of this building. Renovations are going to cost more than the purchase of the building and the land. The land is going to cost about \$10 million, minimum; the renovations alone, depending on what you do with it, are going to cost probably between \$12 - \$15 million. It's \$27 million right there before you put in the parking. That's another \$3 million or \$4 million, they say, so we're talking about possibly \$30 million. To do what? House prisoners? Thirty million dollars, you might as well pay them and not put them in jail; just pay them not to get arrested again. Twenty-five or thirty or fifty thousand, pay them what you're going to pay the governor ... we passed the pay bill ... pay them what you pay judges ... just not to get arrested, then you'd be further ahead.

"Now, I'm not exaggerating one bit. This is all in the testimony.

"What is the efficacy involved in that as opposed to some place like Hawaii Pacific College getting that building as is for a reasonable price and being able to utilize those facilities for its students and others who would take advantage of the location.

"They have renovated the building considerably. It's a beautiful building and to think that ... by the way the Department of Accounting and General Services does not have a clue as to what is to go in there. It's just, 'oh, let's get it.'

"Now, this is not land banking; this is not the same idea at all where we know where the beaches are and where the land is and

the access and all the rest of it. So, you're taking a building and you have no idea what you want to do with it; who's going in there, other than perhaps holding prisoners. And I asked the Department of Accounting and General Services people twice now at the two hearings, under any other circumstances you'd make such a recommendation like this and they said, 'no,' because they don't have any idea what it is they would put in there.

"So when you talk about a feasibility study to investigate the moving of certain state agencies, you can make up anything you want. The bottom line is, this is going to cost between \$25 million and \$30 million. We're having enormous arguments right now about housing. We have 1200 people on the waiting list for elderly and handicapped housing right now, today, and \$30 million to see whether we should move state agencies around to the Armed Services YMCA to me is utterly reprehensible. There's no way that the integrity of that building could be maintained. How it would be done is completely unknown and what would go in there is completely unknown. The only thing we know is that it's going to cost the taxpayers that kind of money. Whereas, if something ... an institution such as the Hawaii Pacific College was able to get the building, they could use it virtually as is right now, and we'll be providing a great public service in the process.

"I do not think that it is right for government to come in, compete with entities in the nonprofit private sector, and on the basis that you can take the taxpayers for more than you can take anybody else, come in and keep those people from being able to accomplish something. I don't see how anybody could stand up and defend such a proposition on a moral basis.

"Government is not here to try and defeat the public. Government is here to try and enhance the capacity of the public purpose to be served. There is no public purpose to be served whatever in passing this resolution and even less to be served in wasting \$25 to \$30 million of taxpayers' money on the dubious presumption that somehow moving unnamed and vaguely referenced state agencies into that building is somehow justified. So this resolution is important and passing it casually simply because it's on the desk before us is not the way to handle things at all.

"The feasibility study implies and will encourage, if we pass this resolution, those people in Chicago are going to be encouraged to think that they are going to be able to hit the State of Hawaii for \$2 million or \$3 million more than that place is actually worth, and the capacity for other people to actually use it, who could make good use of it in the community right now, will be diminished because the YMCA

national directors will be waiting to see whether or not they can squeeze the State of Hawaii for the money. That's why this should be defeated, and unless somebody in this body can stand up and make an argument that refutes what I have said, I do not see why this resolution should be passed. If it's just a matter of counting the votes and ramming it through, that's one thing, but you have nothing to be proud of if you do that. I think this is an important issue; it involves tens of millions of dollars; and unless someone is prepared to stand up and refute what I said, I don't think it's fair to have the thing voted through.

"Thank you."

Senator Kawasaki spoke in support of the resolutions and said:

"Mr. President, the committee report emanated from my committee and in view of the fact that the administration, through you, is quite interested in having some kind of study ... I don't suppose this will be a monumental cost to have a feasibility study of this kind to exactly pinpoint the estimated cost, I think is at this point perhaps needed. In any case, inasmuch as the administration and you personally were interested in this, shall I take over the rostrum and you take the floor so you can argue your point on this one?"

The Chair responded:

"I don't think I have to argue the point. I think just to say that I disagree with Senator Abercrombie on some of the issues"

Senator Kawasaki interjected:

"Fine.

"I really see no harm in having this feasibility study made by DAGS and it might just prove out some of the statistics articulated by Senator Abercrombie. That being the case, the Legislature may just decide that the cost of state agencies taking over that building is just too exorbitant and it's not feasible, but until some kind of feasibility study is made and as I said I would emphasize to the Department of Accounting and General Services that we do not expect them to spend a lot of money on this feasibility study; I think they have in-house staff to do at least an informal study to come back with some information to us. As a consequence, I don't think there's much harm done with a feasibility study.

"I can fully understand Senator Abercrombie's desire to keep the building the way it is. I too have used the weight-lifting facilities, the swimming pool. I think it's a very convenient location for people in downtown to have the YMCA

building remain the way it is. But I again repeat, an informal feasibility study, hopefully, involving very little cost, if anything at all, is not harmful in any way, I think. And for that reason, I urge the passing of this particular resolution."

Senator Abercrombie then responded:

"Mr. President, by way of rebuttal, I appreciate Senator Kawasaki's good soldier efforts in this respect, as tepid as they were.

"The fact of the matter is, is that this kind of investment ... I think we have even lower cost involved because the Department of Accounting and General Services have already come into two hearings and given its estimates. That's about as low cost as you can get. It's already been done. The minimum estimates, and they had two hearings now with some time passing in between, the minimum estimates for that building to be brought into any kind of capacity to handle the Attorney General's Office, Department of Budget and Finance, all legislative support agencies, etc., Office of the Legislative Auditor, the kind of things that are suggested is \$25 million to \$30 million.

"If I'm not mistaken, there are buildings within a block or two right here that are essentially for sale right now for a heck of a lot less than that and they are already in effect office spaces. Why not buy that? Because when you take, and this is the reason for not passing it ... I understand your interest, Mr. President, not just personally, but as a responsible officer of this body, in trying to consolidate properties, where appropriate, with respect to governmental functions. I'm not disputing that. I just think that this particular emphasis is misplaced.

"Let me explain, just in conclusion, why.

"If you take some of the buildings that, as I say, are here within a block or two of the Capitol that are specifically built as office buildings and that's what's recommended here in this feasibility study, its infinitely more appropriate than taking a building that has a completely different purpose. It was never organized and the internal structure of the building is not organized around the kind of functions that are listed here in the feasibility study. It is a matter of the extension of one's common sense to realize that you would simply take the facade and have to literally gut the building and reconstruct the entire building from the inside in order to accomplish the purposes of the resolution. That will take between \$12 million and \$15 million, at least, on top of the purchase of the property. That doesn't make any sense; whereas, the way the building is constructed right now ... and by the way, I'm not on the board of regents of

Hawaii Pacific College or something like that ... I'm just trying to think of what's sensible to do. I realize that that's a shock a lot of times to people trying to have government do something sensible, but in this particular instance, that building is perfect for a university or a college that would like to have the facilities that the Senator mentions that has a student lounge area, spaces for administrative work, teaching of classes, all kinds of things that could go on as it is right at the present time.

"I just think that when you have an institution like Hawaii Pacific College that has made these tremendous strides to have the opportunity for them then to make a fair offer, if they are able to raise it, I, for one, will be happy to help them. I've called the president of Hawaii Pacific College and talked to members of the board about it, and they have told me that they are most anxious to be able to make a bona fide offer on that property but feel that the state obviously can outbid them, if the state wants to do it. There's no question about that.

"I just think it's fundamentally unfair for us to go on record when these folks are out there struggling to make that college work and are perfectly willing to make a fair and equitable offer, which, by the way, would have been accepted, by the numbers that were used. Would have been accepted by the YMCA until the idea that the state was going to get in and buy it came up and they said, 'By the way, we can make a couple of million bucks more than the thing is actually worth.' That's why I'm so adamant about voting this thing down. I don't want to put us in a position where those people are encouraged to think that they're going to be able to get more out of the taxpayers than that place is really worth, and that the good and sensible use of it for a place like Hawaii Pacific College will be obviated by the state taking it over and involving itself in the expenditure of untold millions of dollars that are simply not worth it."

Senator Fernandes Salling spoke in support of the resolutions and remarked:

"Mr. President, I rise to speak in favor of this resolution.

"I was present at the hearing on both resolutions. In fact, I happened to be chairing the hearing on the resolution when it came up for a second hearing and I must agree with Senator Kawasaki that I don't feel that it would hurt us to have a feasibility study before us before making any sort of decisions on whether or not to purchase or to lease the YMCA building.

"For further clarification, though, I did inquire of the Department of Accounting

and General Services just what this study would state and would cover, and they informed me and if I might take a few minutes to read this communication from them.

'This is to follow up on the April 10, 1986 hearing before the Senate Committee on Government Operations concerning the subject resolution. Based on the discussion at that hearing, it is our understanding that the study DAGS has requested to undertake for the resolutions include the following: (1) Comparison of leasing or purchasing various private office buildings, including the Armed Services YMCA; (2) Cost of moving state or legislative agencies into the Armed Services YMCA or other private buildings.'

"The concerns were raised whether or not it would be economically feasible or of cost benefit to us to look at purchasing this building; therefore, the Department of Accounting and General Services did state that within this feasibility study these comparisons will be provided. And I think with this in mind, it does give some sort of notice to those people who are holding out for a higher price that perhaps we are taking a more serious look at whether or not to lease or to purchase, but, nevertheless, this study will encompass all of the things that I have mentioned as set forth in the letter from the Department of Accounting and General Services."

Senator Hee also spoke against the resolution and said:

"Mr. President, I'm rising to speak against this. I was going to support this resolution until the previous speaker read the DAGS response.

"It doesn't take the brains of a flea to go to the YMCA and understand that there's no office space available to lease. One will need to construct office space. Also, to move, one will need to fill in the pool and then build office space; re-do the roof because it leaks, and all other kinds of activities which would be related to converting that building into a state agency.

"As I said, I was going to support the resolution, but I think clearly DAGS doesn't know what they're going to do with that building. Thank you."

Senator Kawasaki then continued:

"Mr. President, I trust that we would spend just as much time discussing some of the more important bills coming on the floor in the next two days, including the pay raise bill that some of us have very strong feelings against, and the need for tort reform and the 'deep pocket' situation, but Senator Abercrombie's fervent plea against

passage of this resolution, I respect.

"I, perhaps, in his judgment, made a tepid presentation in behalf of the resolution. That's because I feel very tepid about it, but I would think, again, to reiterate what we have stated, there's no harm in having this feasibility study and the feasibility study just might show that he's entirely correct. So, for that reason I support this resolution.

"As an aside, I would hope that Senator Abercrombie would speak just as fervently for a proposition when it hits the floor — this is the no sanctuary for Marcos resolution that might come on the floor."

Senator Abercrombie responded:

"Mr. President, well may be if Mr. Marcos will divert some of the money he has to the purchase of the building and donate it to the state, perhaps ... (Chair: No way will it come.) ... but inasmuch as I'm afraid that the taxpayers will end up bearing the burden, I think that the outcome would be quite different.

"Just one last comment. Mr. President, I think it's misleading. I wish that Senator Fernandes Salling had shared that with me a bit earlier other than on the floor today because I would have pointed out there's no possibility whatsoever of the building being leased. That's not what they are interested in. Talk about leasing that building is in effect to talk about nothing at all. They want to sell that building and they want to sell the land under it, and leasing is the last thing in the world. If that's what the feasibility study is moving toward, then you surely do not need to include the Armed Services YMCA building so maybe this resolution is misplaced. That's another reason for voting against it, not voting for it."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 997-86 was adopted and S.C.R. No. 107, entitled: SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was adopted on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Abercrombie, Hee and McMurdo). Excused, 1 (B. Kobayashi).

Stand. Com. Rep. No. 998-86 (S.R. No. 136):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 998-86 was adopted and S.R. No. 136, entitled: "SENATE RESOLUTION REQUESTING A FEASIBILITY STUDY TO INVESTIGATE THE MOVING OF CERTAIN STATE AGENCIES TO THE SITE OF THE ARMED SERVICES Y.M.C.A.," was adopted

on the following showing of Ayes and Noes:

Ayes, 21. Noes, 3 (Abercrombie, Hee and McMurdo). Excused, 1 (Kawasaki).

Stand. Com. Rep. No. 1004-86 (S.C.R. No. 141):

By unanimous consent, action on Stand. Com. Rep. No. 1004-86 and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was deferred until Tuesday, April 22, 1986.

Stand. Com. Rep. No. 1005-86 (S.R. No. 173):

By unanimous consent, action on Stand. Com. Rep. No. 1005-86 and S.R. No. 173, entitled: "SENATE RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was deferred until Tuesday, April 22, 1986.

Stand. Com. Rep. No. 1126-86 (S.C.R. No. 129):

By unanimous consent, action on Stand. Com. Rep. No. 1126-86 and S.C.R. No. 129, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF EXCHANGING STATE LAND FOR FORT DERUSSY," was deferred until Tuesday, April 22, 1986.

Stand. Com. Rep. No. 1127-86 (S.R. No. 162):

By unanimous consent, action on Stand. Com. Rep. No. 1127-86 and S.R. No. 162, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF EXCHANGING STATE LAND FOR FORT DERUSSY," was deferred until Tuesday, April 22, 1986.

MATTERS DEFERRED FROM
FRIDAY, APRIL 18, 1986

HOUSE CONCURRENT RESOLUTIONS

H.C.R. No. 109, H.D. 1 (Hse. Com. No. 672):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 109, H.D. 1, entitled: "HOUSE CONCURRENT URGING CONGRESS TO IMMEDIATELY ADDRESS THE REINSURANCE MARKET CRISIS," was adopted.

H.C.R. No. 212, H.D. 1 (Hse. Com. No. 691):

By unanimous consent, action on H.C.R. No. 212, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF LAND AND NATURAL RESOURCES TO COORDINATE A STUDY OF AND REPORT TO THE STATE LEGISLATURE ON STATE HISTORIC PRESERVATION STANDARDS," was deferred until Tuesday, April 22, 1986.

H.C.R. No. 192 (Hse. Com. No. 692):

By unanimous consent, action on H.C.R. No. 192, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN IN-HOUSE MANAGEMENT STUDY OF THE BEACH AREAS FROM ST. THERESA'S CHURCH TO THE SECOND DITCH IN KEKAHA, KAUAI," was deferred until Tuesday, April 22, 1986.

H.C.R. No. 113 (Hse. Com. No. 693):

By unanimous consent, action on H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was deferred until Tuesday, April 22, 1986.

H.C.R. No. 114 (Hse. Com. No. 694):

By unanimous consent, action on H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was deferred until Tuesday, April 22, 1986.

H.C.R. No. 117 (Hse. Com. No. 695):

By unanimous consent, action on H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was deferred until Tuesday, April 22, 1986.

At this time, the following proclamation was read by the Clerk and was placed on file:

"PROCLAMATION

We, Richard S.H. Wong, President of the Senate, and Henry Haalilio Peters, Speaker of the House of Representatives, of the Thirteenth Legislature of the State of Hawaii, pursuant to the power vested in us by Section 10, Article III of the Constitution of the State of Hawaii, and at the written request of two-thirds of

the members to which each house is entitled, do hereby extend the Regular Session of 1986 of the Thirteenth Legislature of the State of Hawaii for a period of Two Days beyond the Sixty-first day of the 1986 Regular Session, excluding Saturdays, Sundays, and holidays and any days in recess pursuant to a concurrent resolution.

/s/ Richard S.H. Wong
RICHARD S. H. WONG
President of the Senate

/s/ Henry H. Peters
HENRY HAALILIO PETERS
Speaker of the House of
Representatives,"

was placed on file.

Senator Hee then rose to speak on a point of personal and remarked:

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

"Mr. President, I want to set the record that I was not party to that petition and did not sign it. I don't think we're doing justice to the taxpayers by extending the session. The Senate is being mishandled by the administration. My own view is that any kind of extension beyond Monday should be called in a special session by the governor, and that's where the responsibility should lay. The Senate has done its work.

"For whatever games were played on Friday night, I don't believe the Senate was a part of that. I don't think it's fair to the Senate and, I will repeat, any extension beyond today should lay with the administrator on the fifth floor. I think it speaks for his administration. Thank you."

Senator Soares rose to inquire:

"Mr. President, going back to the comments made by my colleague on my left earlier this morning on the resolution that came back, that was supposed to have been filed by the House, are you going to address that now before we ...?"

The Chair interjected:

"Yes.

Senator Soares then rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege. I'd like to make a comment on the previous speaker's position.

"Mr. President, it's not customary for the Republican Minority to accept any kind of extension, but under the circumstances,

while I don't agree with the previous Speaker, I think that the policies, the timetables, the schedules that we set for ourselves will continue to cause us this last minute deluge of bills. This last minute jockeying of positions, and last minute agreements which require tired people to make tired decisions. Until we change our rules, until we change our modus operandi in this body, we're going to have the same situation.

"In my 20 years here, the last three or four years have been the same. I think it's important that we begin to reflect a more industrious effort early in the session so we can get down to the business that has to be done much, much earlier. However, as I indicated to some of the Senators, we've gotten down to the one yard line and I think it's important that we be constructive, finish our work, and make sure that it is done properly and right for the people of this state."

Senator Hee then responded:

"Mr. President, with all due respect to the previous speaker, because we had a conversation earlier this morning and I understand his concern for the Senate doing its work, I reiterate, as far as I'm concerned, we've done our work. We have the budget deked; we had the budget in conference, and to that degree our legislative internal timetable was set earlier this year. Passage of lateral moves between houses and between committees was specifically put up earlier so we would avoid this kind of last minute rush which we are going into presently.

"I'm not convinced, Mr. President, that we're here to entertain the supplementary budget. The biennium budget is in place. If my memory serves me correct, the press was very good in reporting that as of late Friday the House position and the governor's position was that as far as they were concerned we could go home without a budget. Well, if that was good, Friday, then as far as I'm concerned, it's good, Monday.

"This state will not fold because there is no budget this year. The biennium budget was passed last year. It's in place. Life will go on.

"This state will not fold if there's no tourist tax this year. Life will go on. And for that matter, the tourist tax — unless it's vetoed by the Governor — was to take place in January of '87. We'll be here in January of '87 and to that degree any tourist tax proposed and passed by the 1987 Legislature can be retroactive as I understand the governor's pay raise will be. Maybe we're here because of the pay raise, Mr. President.

"But, again, as far as I'm concerned,

we've done our work; we are again being put in a waiting game by the other side and upstairs and for those reasons I did not sign the petition and want to state for the record that I'm not in favor of an extension.

"Thank you."

The Chair then said:

"Members of the Senate, the responsibility for the extension lies with the Chair. The Chair made the decision on the extension and requested Senators to support the Chair's position for an extension beyond Friday. The Chair takes full responsibility for the extension, both publicly and politically. The petition has been filed with the House; it has been filed with the Senate. We are here until Wednesday and, hopefully, by Wednesday we can conclude our business. Each of us can then go on with our own lives and hope that the people will be satisfied that what we did here was fair and just.

"I want to repeat again, the responsibility for the extension lies with both presiding officers of the House and the Senate. We have called ourselves back into extension which I think is our responsibility. No other words need be spoken. I wish to thank the members of the Senate for their patience and for their support. I know that some of the Senators feel strongly on this issue but the issue has already been decided. We are in extension and that responsibility lies with the Chair."

At 11:54 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock noon.

RECONSIDERATION OF ACTION TAKEN

S.C.R. No. 26, H.D. 1:

Senator Abercrombie moved that the Senate reconsider its action taken earlier on the calendar on S.C.R. No. 26, H.D. 1, seconded by Senator Yamasaki and carried.

Senator Abercrombie remarked:

"Mr. President, I would like to move to disagree with the amendments to the title and substance of S.C.R. No. 26 by the House Committee on Water, Land Use Development and Hawaiian Affairs."

On motion by Senator Abercrombie, seconded by Senator Yamasaki and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 26 and requested a conference on the subject matter thereof.

In accordance therewith, the President appointed Senators Abercrombie chairman, Hee and A. Kobayashi as managers on the part of the Senate at such conference.

Senator Abercrombie, at this time, asked to make a comment on S.C.R. 26, H.D. 1, and the Chair allowed him to proceed.

Senator Abercrombie then remarked:

"Mr. President, it's because I'm not sure we're ever going to conference on this, inasmuch as the chairman of the committee on the other side didn't have the courtesy to let anybody know what he had in mind, provided that he had anything in mind.

"Mr. President, the Veterans Advisory Council of the state put in a tremendous amount of effort and work into what ended up being the resolution coming from the Senate. And I'm quite serious about this matter.

"To casually change the title, change the entire substance and indicate that it is not the intent to have a veterans cemetery be maintained by the state or the City and County of Honolulu is in effect to state that those who are veterans who would like to be buried in a veterans cemetery will have to go to Riverside, California, to the nearest location to be able to do that. The House committee even admits that that would be the case and understands that to be the case.

"They also apparently can read enough of the law to understand that unless the state joins in the matching grant system and, subsequently, in the maintenance of such a cemetery, that it is unlikely as that it could ever take place. I think it's a cruel hoax to pass a resolution like that. It is playing fast and loose with the good faith of all of the veterans organizations and their supporters that came forward on this. It is as cynical an attempt to mask one's true intentions as I've seen in this Legislature. If they do not want to have such a cemetery, then say so. They are under no obligation to pass the S.C.R., just kill it. But to alter in this manner and send it back here in an obvious attempt to try to disguise what it was that was the true intention is just reprehensible.

"I'll certainly meet in conference on this if it's possible and I'll contact the chairman to see if he's willing to do it but I'm very dubious that something as disgraceful as this coming over that the chairman would want to have it come out in light of day and especially go face to face in a conference and have to answer for himself. I think he's going to have to answer to the veterans of the state."

The Chair then stated:

"Just as a comment to you, Senator

Abercrombie, you know that the responsibility lies with you, as it is a Senate Concurrent Resolution, to contact the House for a conference."

Senator Abercrombie answered:

"Yes, I'll be very happy to contact the chairman. I'll be more than happy to show him the courtesy he did not extend to me or to any of the people that testified in favor of this resolution and, perhaps, he can explain himself in public."

At 12:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN

House Concurrent Resolution No. 107, H.D. 1:

Senator Cayetano moved that H.C.R. No. 107, H.D. 1, be recalled from the House of Representatives, seconded by Senator Toguchi.

Senator Cayetano then explained:

"Mr. President, H.C.R. 107 is the concurrent resolution which deals with the naming of Keahole Airport for Lt. Colonel Ellison Onizuka.

"Last week I received a request from one of the groups which is behind this proposition, bringing to my attention that the H.C.R. did not have Lt. Colonel Onizuka's full name. We did not have the time to make the correction last week. Since we have extended the session to Wednesday, I am requesting that we recall the resolution from the House and make the appropriate correction."

The motion to recall H.C.R. No. 107, H.D. 1, from the House of Representatives was put by the Chair and carried.

Senator Cayetano then moved to reconsider action taken by the Senate on H.C.R. 107, H.D. 1, seconded by Senator Toguchi and carried.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, H.C.R. 107, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO RENAME KEAHOLE AIRPORT AS 'KEAHOLE AIRPORT — LIEUTENANT COLONEL ONIZUKA FIELD,'" was recommitted to the Committee on Transportation.

RECONSIDERATION OF ACTION TAKEN

Senate Bill No. 1496-86, S.D. 2, H.D. 1:

Senator Matsuura then moved that the Senate reconsider its action taken to agree on S.B. No. 1496, S.D. 2, H.D. 1, seconded by Senator Aki and carried.

Senator Matsuura explained:

"Mr. President, the reason for the motion is because we have a conference draft on the bill and the House was holding on to the conference draft until the last minute. I thought that they were going to withhold it permanently so I made the earlier motion to accept the House amendments. The conference draft was brought over at the eleventh hour. I think this was done primarily to put some leverage on the water code. Thank you."

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

At 12:15 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o'clock p.m.

The Senate Clerk, on S.B. No. 1496-86, S.D. 2, H.D. 1, then announced:

"Mr. President, on page 6 of the Order of the Day, with regard to Conference Committee Report 72-86 on Senate Bill 1496-86, S.D. 2, H.D. 1, C.D. 1, and with respect to Senator Matsuura's motion to reconsider on Friday, April 18, 1986, that motion to agree was never transmitted to the House of Representatives by my office. Senate Bill 1496-86, S.D. 2, H.D. 1, never left the Senate."

The Chair then added: "Therefore, the proper bill before this body is Conference Committee Report 72-86 on S.B. No. 1496-86, S.D. 2, H.D. 1, C.D. 1."

The Clerk answered: "That is correct, Mr. President."

The agreement to the amendments made by the House to S.B. No. 1496-86, S.D. 2, having been withdrawn, Conf. Com. Rep. No. 72-86 and S.B. No. 1496-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT," was placed on the calendar for Final Reading on Tuesday, April 22, 1986.

At this time, Senator Cobb rose to state as follows:

"Very briefly, Mr. President, in light of the earlier discussion, I was looking forward to moving to adjourn sine die today but since there has been an extension, I would just like to comment that when we have

deadlines and those deadlines are not met repeatedly then the deadlines become nothing more than guidelines. I'm sad to say that's been the situation that's happened so far.

"I hoped that we will be out of here on Monday and that was one of the reasons I would not sign an extension beyond Monday. I appreciate your comments, your acceptance of responsibility but I think the fault goes much more to the other body.

"Thank you."

Senator Kawasaki then added:

"Mr. President, I fully concur with the statements made by Senators Cobb and Hee and, for the record, I'd like their statements to be my sentiments on this particular issue.

"I rise on a point of inquiry at this point.

"What is exactly the status of the pay raise bill? Is it going to be printed for scrutiny instead of what happens periodically where the pay raise bills are concerned, it comes in at the last minute, not giving us enough time to examine it critically? Could someone answer me as to what is the exact status of the pay raise bill, when is it going to be printed, for our examination?"

The Chair responded:

"The pay raise bill should have been printed and it should already be in your office or on your desk for scrutiny. The 48 hours has already commenced as of 8:00 a.m. this morning. The pay bill was supposed to have been in your office on Saturday evening in its printed form. However, since the session has been extended, you will have the time, up until Wednesday, to scrutinize the bill."

Senator Kawasaki thanked the Chair and continued:

"Mr. President, on a point of personal privilege, I'd like to express some concerns that I have.

"On today's agenda were three resolutions very important to this Senate body simply because what was intended in those resolutions which was to fill three hundred acres of what is water right now, waterways, to be filled up for industrial development ... appears to me that this resolution being this important to this body, members of the Senate, that there may have been some negligence on the part of staff on those three resolutions not being referred to the appropriate committees, in this case, the Committee on Economic Development or the Committee on Transportation. It was only through someone's alertness here that our attention was called to the fact that we

may be just voting on this bill very shortly without much discussion. I would hope that this kind of action would not happen in the future. It demeans the processes involved with Senate business here. I understand at this point, inasmuch as you appropriately referred them to the Committee on Transportation, all consideration of those three resolutions are dead for the session, is that correct?"

The Chair answered:

"No. Those resolutions that you refer to were initially referred to the Committee on Transportation. However, the Chair has deferred these matters one day to see if there are other committees which are involved. It doesn't only touch on the transportation area but also tourism, which deals with marina and recreational type facilities. The Chair will have to take a look at it and re-refer them, if need be, to two committees instead of one. Right now the action is pending further study of the matter. We will properly refer them tomorrow."

Senator Kawasaki continued:

"My point here is that these resolutions are substantive resolutions and there were strenuous objections voiced on the resolutions in the past, proposing to fill up three hundred acres of what I say is waterways today to be made into an industrial subdivision. This is the old Hadley-Pruyn proposition and involves big money, some three-quarters to one-and-a-half-billion-dollar project, and members of the Senate had opposed that on very legitimate grounds and we hope that ample discussion can take place on such a proposition ever being presented to the Legislature."

CONFERENCE COMMITTEE REPORTS

On motion by Senator Cobb, seconded by Senator Soares and carried unanimously, the Senate authorized the Senate Clerk to receive conference committee reports prior to midnight. In consequence thereof, subsequent to its recessing at 12:31 o'clock p.m., and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, the following conference committee reports and bills were placed on the calendar for Final Reading on Wednesday, April 23, 1986:

Conf. Com. Rep. No. 75-86 and Senate Bill No. 471, S.D. 2, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES AND MAKING AN APPROPRIATION THEREFOR," and

Conf. Com. Rep. No. 76-86 and Senate

Bill No. 1831-86, S.D. 2, H.D. 1, C.D. 1,
entitled: "A BILL FOR AN ACT
RELATING TO MENTAL HEALTH."

At 12:00 o'clock midnight, the Senate
adjourned until 11:30 o'clock a.m., Tuesday,
April 22, 1986.

ADJOURNMENT

SIXTY-SECOND DAY

Tuesday, April 22, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:45 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by Pastor Bob Anders of the First Baptist Church of Nanakuli, after which the Roll was called showing all Senators present with the exception of Senator Henderson who was excused.

The President announced that he had read and approved the Journal of the Sixty-First Day.

The following introductions were made for the members of the Senate:

Senator Abercrombie introduced 66 fourth, fifth and sixth graders from Epiphany Episcopal School in Honolulu, accompanied by their teachers, Mrs. Renee Nakayama, Mrs. Theolinda Matsumoto and Mrs. Lori Arakawa.

Senator Aki introduced two supporters of the New Zealand Trade Expo: Mr. Howard Morrison, a premier entertainer and director of the Office of Maori Affairs; and Mr. Tommy Taurima, cultural art director for New Zealand at the Polynesian Cultural Center and Brigham Young University, Hawaii.

Senator Aki also introduced Mr. Kamaki Kanahale, director of the Office of Hawaiian Affairs, and staff members, Ms. Jenna Keala and Mr. Ed Michelman.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 356 to 358) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 356, informing the Senate he signed the following bills into law:

April 18, 1986:

Senate Bill No. 505 as Act 51, entitled: "RELATING TO THE NEWSPAPER ANTITRUST EXEMPTION,"

Senate Bill No. 1573-86 as Act 52, entitled: "RELATING TO THE CONSUMER AND SMALL BUSINESS ADVOCATE,"

Senate Bill No. 2300-86 as Act 53, entitled: "RELATING TO CORPORATIONS," and

Senate Bill No. 2325-86 as Act 54,

entitled: "RELATING TO FUEL TAX LAW."

April 21, 1986:

Senate Bill No. 1794-86 as Act 55, entitled: "RELATING TO THE METROPOLITAN PLANNING ORGANIZATION,"

Senate Bill No. 2056-86 as Act 56, entitled: "RELATING TO HORIZONTAL PROPERTY REGIMES,"

Senate Bill No. 2159-86 as Act 57, entitled: "RELATING TO DEPARTMENT OF TRANSPORTATION," and

Senate Bill No. 2206-86 as Act 58, entitled: "RELATING TO COMMERCIAL FISHING VESSELS,"

was placed on file.

Gov. Msg. No. 357, returning Senate Bill No. 2046-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 21, 1986

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2046-86

Honorable Members
Thirteenth State Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2046-86, entitled 'A Bill for an Act Relating to Employees' Retirement System.'

The apparent purpose of Senate Bill No. 2046-86 is to clarify retirement plan provisions with respect to: credited service and retirement allowance for members who transfer from the noncontributory to the contributory plan; treatment of retirants who return to service and members with breaks in service; and retirement eligibility under the noncontributory plan.

Senate Bill No. 2046-86 is purported to be a 'housekeeping measure' to correct technical ambiguities that became known subsequent to establishment of the noncontributory plan. However, the amendment to lower the age at which a person with deferred vested rights and twenty years of credited service would be

eligible to receive a retirement allowance, is a major policy change. I believe that this amendment is contrary to the original concept of the noncontributory plan whereby deferred vested benefits were to be payable at age 65 regardless of length of credited service.

For the foregoing reason, I am returning Senate Bill No. 2046-86 without my approval.

Respectfully,

/S/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii,"

was placed on file.

Gov. Msg. No. 358, returning Senate Bill No. 2169-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 21, 1986

STATEMENT OF OBJECTIONS TO SENATE
BILL NO. 2169-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2169-86, entitled 'A Bill for an Act Relating to Workers' Compensation.'

The purpose of Senate Bill No. 2169-86 is to exclude from the workers' compensation law vacuum cleaner salespeople who are paid solely by way of commission and individual taxi cab drivers who own their cabs.

The legislative committee reports indicate that the committees felt that such vacuum cleaner salespeople and taxi cab drivers are independent contractors who should not be covered by the workers' compensation law. However, the committee reports also noted that 'the piecemeal approach to excluding specific occupations from statutory coverage is unsatisfactory.' I agree with the committees' assessment and believe that a uniform definition of independent contractor should be developed to apply to all of the employment-related statutes. One committee indicated its intention of pursuing this and until such a definition is developed, exclusions by specific occupations should not be made. There are many other similar occupations that would not be covered by the specific exclusions of this bill.

For the foregoing reasons, I am returning Senate Bill No. 2169-86 without my approval.

Respectfully,

/S/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii,"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 708 to 717) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 708, informing the Senate that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to the following House Bills were adopted by the House; and said bills passed Final Reading in the House of Representatives on April 18, 1986:

No. 1954-86, S.D. 1, C.D. 1;
No. 172, S.D. 1, C.D. 1;
No. 2280-86, H.D. 2, S.D. 1, C.D. 1;
No. 2170-86, S.D. 2, C.D. 1;
No. 2444-86, S.D. 1, C.D. 1;
No. 2069-86, H.D. 1, S.D. 1, C.D. 1;
No. 2166-86, H.D. 1, S.D. 1, C.D. 1;
No. 2202-86, H.D. 1, S.D. 1, C.D. 1;
No. 2845-86, H.D. 2, S.D. 1, C.D. 1;
No. 2495-86, H.D. 2, S.D. 1, C.D. 1;
No. 2725-86, H.D. 1, S.D. 2, C.D. 1;
No. 2596-86, S.D. 1, C.D. 1;
No. 105, H.D. 1, S.D. 1, C.D. 1; and
No. 1688-86, H.D. 1, S.D. 2, C.D. 1,

was placed on file.

Hse. Com. No. 709, informing the Senate that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to the following Senate Bills were agreed to by the House; and said bills passed Final Reading in the House of Representatives on April 18, 1986:

No. 1678-86, H.D. 1, C.D. 1;
No. 425, S.D. 2, H.D. 2, C.D. 1;
No. 2190-86, S.D. 1, H.D. 2, C.D. 1;
No. 2309-86, S.D. 1, H.D. 2, C.D. 1;
No. 383, S.D. 1, H.D. 1, C.D. 1;
No. 1595-86, H.D. 1, C.D. 1;
No. 1762-86, S.D. 1, H.D. 2, C.D. 1; and
No. 1550-86, S.D. 2, H.D. 1, C.D. 1,

was placed on file.

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

The Senate reconvened at 12:15 o'clock p.m.

Hse. Com. No. 710, transmitting House Concurrent Resolution No. 129, H.D. 1 which was adopted by the House of Representatives on April 21, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 129, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING IMPROVED UNITED STATES IMMIGRATION AND CUSTOMS SUPPORT AT THE HONOLULU INTERNATIONAL AIRPORT," was deferred until Wednesday, April 23, 1986.

Hse. Com. No. 711, transmitting House Concurrent Resolution No. 142 which was adopted by the House of Representatives on April 21, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 142, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE POLICY AUTHORIZING NONCOOPERATION IN THE ESTABLISHMENT OF PATERNITY AND OBTAINMENT OF CHILD SUPPORT UNDER THE AID TO FAMILIES WITH DEPENDENT CHILDREN PROGRAM," was adopted.

Hse. Com. No. 712, transmitting House Concurrent Resolution No. 164 which was adopted by the House of Representatives on April 21, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE STATE DEPARTMENT OF TRANSPORTATION ACCELERATE THE DESIGN AND CONSTRUCTION OF THE WAIPIO INTERCHANGE AT MILILANI CEMETERY ROAD TO ALLEVIATE TRAFFIC CONGESTION ON KAMEHAMEHA HIGHWAY," was deferred until April 23, 1986.

Hse. Com. No. 713, transmitting House Concurrent Resolution No. 166 which was adopted by the House of Representatives on April, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND ITS SUBSIDIARY, THE AGRICULTURAL RESEARCH SERVICE, ON THEIR CONTINUED SUPPORT OF AQUACULTURE DEVELOPMENT IN THE UNITED STATES," was adopted.

Hse. Com. No. 714, transmitting House Concurrent Resolution No. 172 which was adopted by the House of Representatives on April 21, 1986, was placed on file.

By unanimous consent, H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE LEGISLATIVE STAFFING SYSTEM," was referred to the Committee on Legislative Management.

Hse. Com. No. 715, transmitting House Concurrent Resolution No. 173 which was adopted by the House of Representatives on April 21, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND ITS SUBSIDIARY, THE COOPERATIVE STATE RESEARCH SERVICE, FOR THEIR EFFORTS TO DEVELOP THE MARINE SHRIMP INDUSTRY IN THIS NATION," was adopted.

Hse. Com. No. 716, transmitting House Concurrent Resolution No. 189 which was adopted by the House of Representatives on April 21, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 189, entitled: "HOUSE CONCURRENT RESOLUTION URGING A CONCERTED EFFORT TO MAINTAIN THE FEDERAL BUDGET APPROPRIATION FOR THE UNITED STATES COAST GUARD IN THE STATE OF HAWAII," was adopted.

Hse. Com. No. 717, transmitting House Concurrent Resolution No. 208, H.D. 1 which was adopted by the House of Representatives on April 21, 1986, was placed on file.

By unanimous consent, action on H.C.R. No. 208, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF A SPECIAL INTERIM COMMITTEE TO SELECT A SITE FOR A CONVENTION CENTER," was deferred until Wednesday, April 23, 1986.

STANDING COMMITTEE REPORT

Senator Cayetano, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1162-86) recommending that House Concurrent Resolution No. 107, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Cayetano, seconded by Senator Toguchi and carried, the report of the Committee was adopted and H.C.R. No. 107, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO RENAME KEAHOLE AIRPORT AS 'KEAHOLE AIRPORT — LIEUTENANT COLONEL

ONIZUKA FIELD," was adopted.

ORDER OF THE DAY

MATTERS DEFERRED FROM
MONDAY, APRIL 21, 1986

FINAL READING

CONFERENCE COMMITTEE REPORTS

By unanimous consent, action on the following conference committee reports and bills was deferred until Wednesday, April 23, 1986:

Conf. Com. Rep. No. 19-86 and H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 22-86 and S.B. No. 1550-86, S.D. 2, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 23-86 and H.B. No. 2117-86, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 24-86 and H.B. No. 2468-86, H.D. 2, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 25-86 and H.B. No. 2282-86, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 26-86 and H.B. No. 2246-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 27-86 and H.B. No. 326, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 28-86 and H.B. No. 381, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 29-86 and H.B. No. 1691-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 30-86 and H.B. No. 2373-86, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 31-86 and H.B. No. 1740-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 32-86 and H.B. No. 26, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 33-86 and H.B. No. 122, H.D. 1, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 34-86 and H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 2;

Conf. Com. Rep. No. 35-86 and S.B. No. 303, S.D. 1, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 36-86 and S.B. No. 592, S.D.1, H.D.1, C.D. 1;

Conf. Com. Rep. No. 37-86 and S.B. No. 2290-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 39-86 and H.B. No. 1388, H.D. 1, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 40-86 and S.B. No. 909, S.D. 1, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 41-86 and H.B. No. 1665-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 42-86 and H.B. No. 2608-86, H.D. 2, S.D. 1, C.D. 1; and

Conf. Com. Rep. No. 43-86 and H.B. No. 2495-86, H.D. 2, S.D. 1, C.D. 1.

Conf. Com. Rep. No. 44-86 and H.B. No. 393, H.D. 1, S.D. 1, C.D. 1;

By unanimous consent, Conf. Com. Rep. No. 44-86 and H.B. No. 393, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was recommitted to the Committee on Conference.

By unanimous consent, action on the following conference committee reports and bills was deferred until Wednesday, April 23, 1986:

Conf. Com. Rep. No. 45-86 and H.B. No. 1663-86, H.D. 2, S.D. 1, C.D. 1;

Conf. Com. Rep. No. 46-86 and H.B. No. 1666-86, H.D. 2, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 47-86 and S.B. No. 2190-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 48-86 and S.B. No. 425, S.D. 2, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 49-86 and S.B. No. 1762-86, S.D. 1, H.D. 2, C.D. 1;

Conf. Com. Rep. No. 51-86 and H.B. No. 100, H.D. 1, S.D. 2, C.D. 1; and

Conf. Com. Rep. No. 52-86 and H.B. No. 2561-86, S.D. 1, C.D. 1.

Conf. Com. Rep. No. 53-86 and S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1;

By unanimous consent, Conf. Com. Rep. No. 53-86 and S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was recommitted to the Committee on Conference.

By unanimous consent, action on the following conference committee reports and bills was deferred until Wednesday, April 23, 1986.

Conf. Com. Rep. No. 54-86 and S.B. No. 2266-86, S.D. 2, H.D. 1, C.D. 1;

Conf. Com. Rep. No. 55-86 and H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 2;

Conf. Com. Rep. No. 56-86 and H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 2;

Conf. Com. Rep. No. 57-86 and H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1;

Conf. Com. Rep. No. 58-86 and H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 2; and

Conf. Com. Rep. No. 59-86 and S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1.

FINAL READING

By unanimous consent, action on the following bills was deferred until Wednesday, April 23, 1986:

S.B. No. 934, S.D. 2, H.D. 2;

S.B. No. 1718-86, H.D. 1;

S.B. No. 1960-86, H.D. 1;

S.B. No. 1961-86, S.D. 1, H.D. 2;

S.B. No. 2166-86, S.D. 2, H.D. 2;

S.B. No. 2303-86, S.D. 2, H.D. 2;

S.B. No. 2359-86, S.D. 1, H.D. 1;

S.B. No. 2474-86, S.D. 2, H.D. 2; and

S.B. No. 2478-86, S.D. 2, H.D. 2.

THIRD READING

By unanimous consent, action on the following standing committee reports and bills was deferred until Wednesday, April 23, 1986:

Stand. Com. Rep. No. 1090-86 and H.B. No. 2204-86;

Stand. Com. Rep. No. 1091-86 and H.B. No. 2574-86, H.D. 1;

Stand. Com. Rep. No. 1092-86 and H.B. No. 2446-86, H.D. 1;

Stand. Com. Rep. No. 1094-86 and H.B. No. 2199-86, H.D. 2;

Stand. Com. Rep. No. 1095-86 and H.B. No. 1927-86, H.D. 2;

Stand. Com. Rep. No. 1096-86 and H.B. No. 2430-86, H.D. 1;

Stand. Com. Rep. No. 1097-86 and H.B. No. 2429-86, H.D. 1;

Stand. Com. Rep. No. 1098-86 and H.B. No. 2428-86, H.D. 1;

Stand. Com. Rep. No. 1100-86 and H.B. No. 2209-86, H.D. 2;

Stand. Com. Rep. No. 1101-86 and H.B. No. 1891-86, H.D. 1;

Stand. Com. Rep. No. 1102-86 and H.B. No. 2536-86, H.D. 1;

H.B. No. 1708-86, H.D. 2; and

Stand. Com. Rep. No. 1105-86 and H.B. No. 2506-86, H.D. 2.

ADVICE AND CONSENT

Stand. Com. Rep. No. 1161-86 (Gov. Msg. No. 355):

Senator Cobb moved that Stand. Com. Rep. No. 1161-86 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 Board of Regents, University of Hawaii of the following:

Robert M. Fujimoto, term to expire June 30, 1990 (Due to 8-year statutory service limitation, eligible to serve until July 18, 1987);

Albert M. Nishimura, term to expire June 30, 1987;

seconded by Senator Soares.

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

Ayes, 23. Noes, none. Excused, 2 (Henderson and Young).

STANDING COMMITTEE REPORTS

Stand. Com. Rep. No. 1004-86 (S.C.R. No. 141):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 141, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES AND THE SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was adopted on the following showing on Ayes and Noes:

Ayes, 18. Noes, 5 (Cobb, George, Kuroda, McMurdo and Soares). Excused, 2 (Henderson and Young).

Stand. Com. Rep. No. 1005-86 (S.R. No. 173):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 173, entitled: "SENATE RESOLUTION URGING THE UNITED STATES AND THE

SOVIET UNION TO SUPPORT PEACEFUL USES OF SPACE AND TO AVOID THE USE OF SPACE FOR WARFARE," was adopted on the following showing of Ayes and Noes.

Ayes, 18. Noes, 5 (Cobb, George, Kuroda, McMurdo and Soares). Excused, 2 (Henderson and Young).

Stand. Com. Rep. No. 1126-86 (S.C.R. No. 129):

Senator Cobb, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1126-86) recommending that Senate Concurrent Resolution No. 129 be adopted.

Senator Cobb then moved that Stand. Com. Rep. No. 1126-86 be adopted and S.C.R. No. 129 be adopted, seconded by Senator Soares.

At this time, Senator McMurdo rose to speak against the measure as follows:

"Mr. President, I rise to speak against this resolution. I can't find the committee report right now, but in there it says that the Federal Government has said that it's going to sell; it's available to buy this land; and it's not true. I think it's very premature to put something out like this when there is no evidence, at this point, that the Federal Government even intends to sell Fort DeRussy or do to anything else with it. Second, last year we did pass a concurrent resolution which asked the Federal Government to consider returning or giving Fort DeRussy to the state in order to maintain the open space. This particular resolution doesn't make any effort to decide what it is they want to use DeRussy for, in the first place. If they're even thinking convention center, as far as I'm concerned, that's out. So, I rise to speak against this resolution. Thank you."

Senator Abercrombie then said:

"Mr. President, perhaps the chairman of the committee might indicate where he got the information which I read here that 'Your Committee finds that the federal government intends to convey the use of Fort DeRussy in Waikiki to the people of Hawaii, but that the actual method of conveyance, the specific grantee, and the use have not yet been determined.'"

The Chair posed the question and Senator Kuroda replied:

"Mr. President, the resolution is intended to call the attention of the Legislature that if the land becomes available, to consider an exchange with other state lands rather than purchasing it."

Senator Abercrombie rose to speak against the measure and continued:

"Mr. President, I now rise to speak against the resolution because I'm afraid that's not what it says. If that's the intent, it should be voiced in another context. It indicates quite clearly that there is the intention to convey the use ... it says 'the use of Fort DeRussy ... to the people of Hawaii.' Now, use of Fort DeRussy as opposed to Fort DeRussy itself, as to say the land itself, because the use is there for the people of Hawaii right now in one form or another.

"So, it is very unclear from this as to exactly what is meant. If it means that the land itself is to be conveyed, that is one thing. If it's merely the use, that's quite another. The land exchange arrangement is not clear unless that understanding is made clear beforehand. As for what might be exchanged, could the chairman indicate who would be making such a decision, and under what circumstances would that discussion take place? That's not clear to me from that resolution. In other words, what are the criteria that would be employed by the Department of Land and Natural Resources?"

The Chair posed the question and Senator Kuroda answered:

"Mr. President, the resolution does not attempt to spell out any details or dictate any specifics. The Department of Land and Natural Resources has the expertise among its personnel to make a determination. Such exchange efforts have been made in the past, and the Legislature is attempting to adopt a resolution to suggest that. Should this particular parcel of land become available by the negotiation that is now taking place among those who represent the City and the Federal Government, then an effort should be made to save the state money by considering an exchange. As to the specifics of who will make the determination, we leave it up to the DLNR who have the people with the experience to do so."

Senator Abercrombie stated:

"Mr. President, there's a point of order I have to raise. I was focussing on the committee report and I think we need a recess right now so that an inquiry can be of the chair."

At 12:24 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:32 o'clock p.m.

Senator Abercrombie then continued and remarked:

"Mr. President, I think the situation was that the S.C.R. was attached to the S.R.; the numbers were mixed up and I apologize

to you and to Senator Kuroda.

"Nonetheless, Mr. President, I'd like to point out to the members before they vote that the chairman of the Tourism Committee, Senator Kuroda, has indicated that there are no specific criteria. Now, when you make an exchange, you have to make one based on value of what the exchange is to refer to. If we do not refer, as was indicated by Senator McMurdo, to the use to which we intend to put the land at Fort DeRussy, we will not have any criteria on which to base the land exchange.

"The first question that the Armed Services people are going to ask when we talk about exchanging one set of land for the other is well, what is the relative value. If it is to be open space for a park, it's one thing; if it's to be a convention center, it's quite something else again, if there is to be some kind of equity in the exchange. So, in the absence of indicating quite clearly in the resolution, as to what the purpose or to what use or what purpose Fort DeRussy will be put to, I think it is absolutely impossible for any kind of negotiation with respect to land exchange to take place. Therefore, I do not see the efficacy in voting for this resolution. Thank you."

Senator McMurdo continued and stated:

"Mr. President, before I go any further, now that I have found this (resolution), I want to correct an error on my part. I fully intended to put 'I do not concur' on this when I signed the committee report.

"To continue on this, first of all, as I said before, there's no evidence whatsoever that there is any opportunity for any negotiations at this point. I don't know what the chairman of the Tourism Committee is referring to because, at this point, the Department of Defense study, regardless of what you might have read in the papers on Friday and Saturday, said that at this point all land at Fort DeRussy is in use. There is no excess land. They said in the future if the Reserves — if, not when — if the Reserves are ever moved, then there might possibly be excess land. But at this point in time, on this day of history, there is not excess land, and therefore, there is nothing for sale down there.

"The bottom line will be written the Congressional hearing by the House Armed Services Committee is held — and this will probably be the end of June of the first of July, depending on how well Representative Bill Nichols is because they want him to make the trip. But, Representative Ron Dellums and Representative Dan Daniels from the Subcommittee on Military Construction and the Subcommittee on Readiness are chairmen of the two committees which will be here for a joint

hearing. What they are coming for is, and I quote, 'to find out what the wishes of the people of the State of Hawaii are with regard to Fort DeRussy.'

"So, I think at this point this is an extremely premature resolution, particularly when there isn't any (designated) 'use.' Any one of you who has been in real estate knows that you can't just go out and say, 'I want to exchange this piece of land.' You have to know what the comparable value is for the piece of land you want to exchange and what the uses will be. Otherwise, you don't have anything tangible to go looking for. So, I urge you not to vote for this resolution. Thank you."

Senator Kawasaki rose to speak in favor of the measure as follows:

"Mr. President, I rise to speak in favor of this resolution. The chairman of the Tourism Committee has said that this is only a resolution requesting that the Land and Natural Resources Department look into the possibility of land exchange. Very clearly the issue could be easily settled without all this redundancy here and all this verbiage, I think. For those who would like to have Fort DeRussy, that site, considered as a possible convention site, vote for this resolution. If you are totally against even the consideration of the Fort DeRussy site being selected as the site for a convention center, then vote against it. That's how simple it is. Never mind all this 'b.s.' that goes on here, just trying to block this."

Senator McMurdo quipped:

"Mr. President, I believe I hear the 26th Senator speaking."

Senator Cayetano added:

"I would like to thank Senator Kawasaki for making up my mind for me."

Senator Hee inquired:

"Mr. President, on a point of inquiry to Senator Kawasaki, we're undecided, how shall we vote?"

The Chair replied:

"You just vote 'aye.'"

Senator Kuroda then stated:

"Mr. President, I thank the previous speaker for standing up to speak in support of the resolution. I urge the Senators to vote for the resolution on the basis that it's going to be a study as to the possibility of exchanging land. Never mind the convention center; it's going to be open space in the future. Never mind the convention center. Thank you."

At this time, Senator Cobb stated:

"Mr. President, before speaking, I'd like to ask for a conflict ruling on this resolution. I drill as a member of the Army Reserve at Fort DeRussy and could be directly impacted."

The Chair replied:

"No conflict."

Senator Cobb proceeded and spoke against the resolution:

"Caught between two friends who are protagonists on this, Mr. President, I'm going to speak against it because of the fact that the conveyance, cost and other elements have apparently not been flushed out yet.

"I'm not aware of the testimony that took place on this, but I am aware that the purchase price for Fort DeRussy is estimated to be \$392 million, and if the Reserve facilities presently located there are going to be moved, that cost alone is an additional \$50 million to \$75 million. Now, perhaps, one of the exchange sites that the State or Federal Government might be looking at would be Fort Armstrong for Fort DeRussy, and that would just further muddy the waters as to where the convention site may or may not go. I think, though, that this would be a predetermination of where a convention center would be unless we studied all sites. Why not a feasibility analysis to include whether or not the zoo or the golf course or Fort Armstrong would also be feasible? This one particular resolution seems to aim in the direction of only Fort DeRussy. I'm reluctant to predetermine the choice. Thank you."

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.C.R. No. 129, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF EXCHANGING STATE LAND FOR FORT DERUSSY," was adopted on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Abercrombie, Cayetano, Cobb, Hee and McMurdo). Excused, 2 (Henderson and Young).

Stand. Com. Rep. No. 1127-86 (S.R. No. 162):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and S.R. No. 162, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF EXCHANGING STATE LAND FOR FORT

DERUSSY," was adopted on the following showing of Ayes and Noes:

Ayes, 18. Noes, 5 (Abercrombie, Cayetano, Cobb, Hee and McMurdo). Excused 2 (Henderson and Young).

H.C.R. No. 212, H.D. 1 (Hse. Com. No. 691):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 212, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF LAND AND NATURAL RESOURCES TO COORDINATE A STUDY OF AND REPORT TO THE STATE LEGISLATURE ON STATE HISTORIC PRESERVATION STANDARDS," was adopted.

H.C.R. No. 192 (Hse. Com. No. 692):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 192, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN IN-HOUSE MANAGEMENT STUDY OF THE BEACH AREAS FROM ST. THERESA'S CHURCH TO THE SECOND DITCH IN KEKAHA, KAUAI," was adopted.

H.C.R. No. 113 (Hse. Com. No. 693):

By unanimous consent, action on H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was deferred until Wednesday, April 23, 1986.

H.C.R. No. 114 (Hse. Com. No. 694):

By unanimous consent, action on H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was deferred until Wednesday, April 23, 1986.

H.C.R. No. 117 (Hse. Com. No. 695):

By unanimous consent, action on H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was deferred until Wednesday, April 23, 1986.

H.C.R. No. 133 (Hse. Com. No. 700):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 133, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO ESTABLISH A MONITORING PROCEDURE FOR THE PURPOSE OF ENSURING THAT MAINLAND CONTRACTORS PERFORMING CONSTRUCTION WORK ON MILITARY INSTALLATIONS PAY THE STATE EXCISE TAX AS REQUIRED BY CHAPTER 237, HAWAII REVISED STATUTES," was adopted.

H.C.R. No. 154, H.D. 1 (Hse. Com. No. 701):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 154, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO ISSUE A TEMPORARY MORATORIUM ON THE ISSUANCE OF NEW PERMITS FOR COMMERCIAL BOATING OPERATIONS ON PUBLIC BEACHES LOCATED ON THE NORTH SHORE OF KAUAI," was adopted.

H.C.R. No. 165 (Hse. Com. No. 702):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF REPLENISHING DEPLETED STOCKS OF FISH AND SHELLFISH THROUGH CULTURE AND RELEASE PROGRAMS," was adopted.

H.C.R. No. 167 (Hse. Com. No. 703):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 167, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A COMPENDIUM OF OCEAN AND MARINE-RELATED POLICIES," was referred to the Committee on Legislative Management.

H.C.R. No. 184, H.D. 1 (Hse. Com. No. 704):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 184, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INSTITUTE OF GEOPHYSICS TO PREPARE A REPORT ON THE INSTITUTE OF OCEANOGRAPHIC SCIENCES' PLANNED GEOLOGICAL SURVEY OF THE SEAFLOOR WITHIN THE EXCLUSIVE ECONOMIC ZONE

SURROUNDING THE HAWAIIAN ARCHIPELAGO," was adopted.

H.C.R. No. 201, H.D. 1 (Hse. Com. No. 705):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 201, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF PLANNING AND ECONOMIC DEVELOPMENT TO SPONSOR AN OCEAN RECREATION CONFERENCE IN 1987," was adopted.

H.C.R. No. 206 (Hse. Com. No. 706):

By unanimous consent, action on H.C.R. No. 206, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO CONDUCT A USE AUDIT OF THE ALA WAI CANAL AND TO STUDY THE IMPACT OF ANY FUTURE MIX OF COMMERCIAL AND RECREATIONAL ACTIVITIES," was deferred until Wednesday, April 23, 1986.

H.C.R. No. 211, H.D. 1 (Hse. Com. No. 707):

On motion by Senator Cobb, seconded by Senator Soares and carried, the report of the Committee was adopted and H.C.R. No. 211, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE POLICY PLANNING COMMITTEE TO STUDY THE FEASIBILITY OF EXPANDING THE HAWAII OCEAN CENTER CONCEPT BY INCLUDING MAJOR OCEAN EXHIBITS AND DISPLAYS IN THE ACTUAL MARINE ENVIRONMENT," was adopted.

At 12:44 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.

At this time Senator B. Kobayashi rose on a point of personal privilege and stated as follows:

"Mr. President, I rise on a point of personal privilege. Mr. President, last week some comments were made on this floor regarding a Senate Resolution and a Senate Concurrent Resolution. I should like to suggest that there is some information that this Senate should have on those resolutions.

"Specifically, Mr. President, Senate Concurrent Resolution No. 3 and Senate Resolution 22 are exactly the same, except for the difference between an S.R. and an S.C.R. These two resolutions are virtually identical to a resolution presented in 1984, S.C.R. No. 41. The only difference is that there are dollar amounts that differ as to the rates per day at Kuakini Medical Center

and Queen's Medical Center. Also, there is a 'Whereas' clause which exists in the 1984 resolution which does not exist in the 1986 resolution. This 'Whereas' clause contains reference to a December 1983 report and a House bill which were pertinent at that time. But essentially, the 1986 resolutions and the 1984 resolutions are exactly the same.

"Also presented to this body in 1985 were two resolutions, S.R. No. 11 and S.C.R. No. 4. All of the 'Whereas' clauses in the 1986 resolutions are exactly the same as those in the 1985 resolutions, except again for the rates per day at Kuakini Medical Center and Queen's Medical Center. In addition, all of the 'Be it resolved' clauses are the same, except for one stylistic difference in the 1985 resolutions. The stylistic difference is as follows: The 1986 resolution adds three words 'is requested to.' These three words do not exist in the 1985 resolution. The statement has to do with 'the Legislative Auditor is requested to conduct a thorough study.' The 1985 resolution simply reads: 'the Legislative Auditor conduct a thorough study.'

"Essentially, the point I would like to make is that there were allegations that there was perhaps a conspiracy involved in not hearing these resolutions. I would suggest, Mr. President, that there was a consistency involved. The same resolution was introduced by the same Senator in three different years. They were handled and referred to three different committees and three different chairmen during those three different years. The three different chairmen reacted to the resolutions in the same way with disapproval.

"If there is any information to suggest that there was a conspiracy involved, that conspiracy seems to have started in 1984. I was not chairman of the committee when this event occurred. In 1985, I specifically asked the Senate President, yourself, to refer all matters relating to Queen's Medical Center and to SHPDA (State Health Planning and Development Agency) to another committee. In spite of that request, the resolutions for 1985 were appeared in my committee. I requested a

re-referral of those resolutions and at that point a re-referral was made.

"This year, I understand that the same request that I had made last year still applied, but as in 1985 those resolutions appeared in my committee. I did not pay much attention to resolutions for the first two months of the session, hoping that I would be able to, first of all, handle all of the bills that were in my committee. An event happened on February 28 where I was involved in the birth of a son and subsequent to that I did not get to hearing resolutions until later than I had hoped for. At that point, I thought it too late to request a re-referral of the resolutions in my committee, and so I decided to either hear resolutions or not hear resolutions. Given the press for time, I did not hear all of the resolutions in my committee. The two resolutions in question were two resolutions I did not hear.

"In short, Mr. President, I would like to state for the record that three sets of resolutions, virtually identical in every particular 'Whereas' clause and in every particular 'Be it resolved' clause, were presented to this body in three different years. They were handled by three different chairmen and met with similar results.

"I would suggest that what we have is not conspiracy, but rather a consistency in approach and/or thought. And if there is a conspiracy, I would suggest further that it is one which goes back in time prior to 1986. I can assure this body that I did not communicate or lobby the chairman involved with these particular items in 1984. And any time during 1985, I did not lobby or communicate with the chairman of these respective items. So, I would suggest, rather, that there was a similarity or consistency of handling these measures and no conspiracy. Thank you much."

ADJOURNMENT

At 12:54 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate adjourned until 12:30 o'clock p.m., Wednesday, April 23, 1986.

SIXTY-THIRD DAY

Wednesday, April 23, 1986

The Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 12:48 o'clock p.m., with the President in the Chair.

The Divine Blessing was invoked by Chaplain Terry Cook, Captain, United States Army, after which the Roll was called showing all Senators present.

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

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

Senator Matsuura introduced Ms. Pattie Spangler of the Western Legislative Conference and said:

"Mr. President, next year the annual Western Legislative Conference is going to be held in Honolulu and one of the major topics that's going to be discussed at this conference in Honolulu is on ocean and marine resources. Pattie is here to help us with the conference with meetings that are going to start tomorrow in Kona to get the white papers and material gathered before that annual conference. Thank you."

Senator Hee then introduced "the two driving forces behind Senator Ben Cayetano," his wife, Mrs. Lorraine Cayetano, and Ms. Joyce Kami, his secretary, who were sitting in the gallery.

Senator Abercrombie introduced his administrative aide, Tony Rogers, and said:

"Mr. President, having served in the Legislature for twelve years and in this body for eight years, some of you I've had the pleasure of knowing for all of that time, and most of you who have known me have also known my great friend and compatriot who's been with me virtually all of this time through thick and very thin times on occasion, and I want to ask that the members of this body give him the recognition as a sign of the friendship that I know all of you feel for him. I'd like to introduce Tony Rogers. I think that is probably the first and only time that I've been able to slightly embarrass him. He puts up with mostly everything else from me. Thank you."

Senator Cayetano then made the following introduction and said:

"Mr. President, I would like to introduce to this body today, sitting in the gallery, a former well-known boxer. He has been leading the governor's cabinet in prayer in

anticipation of our vote on the executive pay bill — Jimmie Takushi."

The President, in honor of Secretaries Week, introduced the secretaries of the Senators, all of whom rose to be recognized.

At 12:54 o'clock p.m. the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:56 o'clock p.m.

MESSAGES OF THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 359 to 361) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 359, returning Senate Bill No. 431, without his approval, together with his statement of objections relating to the measure, was deferred to the end of the calendar.

Gov. Msg. No. 360, returning Senate Bill No. 774, without his approval, together with his statement of objections relating to the measure, was deferred to the end of the calendar.

Gov. Msg. No. 361, returning Senate Bill No. 2173-86, without his approval, together with his statement of objections relating to the measure, was deferred to the end of the calendar.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 718 to 724) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 718, informing the Senate that the reports of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to the following House bills were adopted by the House and said bills passed Final Reading in the House of Representatives on April 21, 1986:

H.B. No. 1663-86, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 2282-86, S.D. 1, C.D. 1;
 H.B. No. 2468-86, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 2117-86, S.D. 1, C.D. 1;
 H.B. No. 2608-86, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 2246-86, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 1665-86, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 2373-86, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 326, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 1691-86, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 26, H.D. 1, S.D. 1, C.D. 1;

H.B. No. 1388, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 2495-86, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 1740-86, H.D. 2, S.D. 1, C.D. 1;
 H.B. No. 1666-86, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 2;
 H.B. No. 122, H.D. 1, S.D. 2, C.D. 1; and
 H.B. No. 100, H.D. 1, S.D. 2, C.D. 1,

was placed on file.

Hse. Com. No. 719, informing the Senate that the reports of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to the following Senate bills were adopted by the House and said bills passed Final Reading in the House of Representatives on April 21, 1986:

S.B. No. 592, S.D. 1, H.D. 2, C.D. 1;
 S.B. No. 303, S.D. 1, H.D. 1, C.D. 1; and
 S.B. No. 2290-86, S.D. 1, H.D. 1, C.D. 1,

was placed on file.

Hse. Com. No. 720, informing the Senate that the reports of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to the following House bills were adopted by the House and said bills passed Final Reading in the House of Representatives on April 22, 1986:

H.B. No. 1694-86, H.D. 1, S.D. 2;
 H.B. No. 2561-86, S.D. 1, C.D. 1;
 H.B. No. 2122-86, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 2595-86, H.D. 1, S.D. 1, C.D. 1;
 H.B. No. 2580-86, H.D. 1, S.D. 2, C.D. 1;
 H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 2;
 H.B. No. 1764-86, H.D. 2, S.D. 2, C.D. 1;
 H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 1;
 and
 H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 2;
 H.B. No. 2513-86, H.D. 2, S.D. 1,

was placed on file.

Hse. Com. No. 721, informing the Senate that the House reconsidered its action taken on April 18, 1986, on House Bill No. 2221-86, H.D. 2, S.D. 2, C.D. 1, and will consider said measure after the State Budget has been transmitted to the Governor, was placed on file.

Hse. Com. No. 722, informing the Senate that the House reconsidered its action taken on April 3, 1986, in disagreeing to the amendments made by the Senate to House Bill No. 989 (S.D. 1), and intends to agree to the amendments, was placed on file.

Hse. Com. No. 723, informing the Senate that the House reconsidered its action taken on April 3, 1986, in disagreeing to the amendments made by the Senate to House Bill No. 2219-86, H.D. 2 (S.D. 2), and intends to agree to the amendments, was placed on file.

Hse. Com. No. 724, informing the Senate that the reports of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to the following Senate bills were adopted by the House and said bills passed Final Reading in the House of Representatives on April 22, 1986:

S.B. No. 909, S.D. 1, H.D. 1, C.D. 1;
 S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1;
 and
 S.B. No. 2266-86, S.D. 2, H.D. 1, C.D. 1,

was placed on file.

FINAL READING

Conf. Com. Rep. No. 60-86 (H.B. No. 1741-86, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Yamasaki, seconded by Senator Mizuguchi and carried, Conf. Com. Rep. No. 60-86 was adopted and H.B. No. 1741-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1985 TO JUNE 30, 1987," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1163-86) recommending that House Concurrent Resolution No. 46 be adopted.

On motion by Senator Young, seconded by Senator Hagino and carried, the report of the Committee was adopted and H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PROGRAM AND MANAGEMENT AUDIT OF STATE ENVIRONMENTAL PROTECTION PROGRAMS," was adopted.

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1164-86) recommending that Senate Resolution No. 25, S.D. 1, be adopted.

Senator Young moved that Stand. Com. Rep. No. 1164-86 be adopted and S.R. No. 25, S.D. 1, be adopted, seconded by Senator Hagino.

Senator Abercrombie rose to speak in support of the resolution and stated:

"Mr. President, I would just like to say, in speaking in favor of this resolution, that this is what might be termed the implementing resolution with respect to the residential condominium and cooperative housing

corporation land ownership pattern study that Senator Young's committee is going to be dealing with. I want to state, again, for the record, that I think this is a major step forward in being able to deal with this very difficult issue and that I wish Senator Young and her committee well in being able to resolve it. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1164-86 was adopted and S.R. No. 25, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE LAND OWNERSHIP PATTERNS OF HAWAII'S RESIDENTIAL CONDOMINIUMS AND COOPERATIVE HOUSING CORPORATIONS," was adopted.

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1165-86) recommending that Senate Resolution No. 145, S.D. 1, as amended in S.D. 2, be adopted.

On motion by Senator Young, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.R. No. 145, S.D. 2, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO DEVELOP A UNIFORM DEFINITION OF 'INDEPENDENT CONTRACTOR' TO BE APPLICABLE TO TITLE 21, HAWAII REVISED STATUTES," was adopted.

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1166-86) recommending that Senate Resolution No. 53, S.D. 1, be adopted.

On motion by Senator Young, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.R. No. 53, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A STUDY TO PREDICT CAPACITY NEEDS FOR HAWAII'S CORRECTIONAL FACILITIES," was adopted.

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1167-86) recommending that Senate Resolution No. 113 be adopted.

On motion by Senator Young, seconded by Senator Hagino 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 adopted.

At 1:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:02 o'clock p.m.

ORDER OF THE DAY

MATTERS DEFERRED FROM
TUESDAY, APRIL 22, 1986

FINAL READING

Conf. Com. Rep. No. 19-86 (H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 19-86 and H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 20-86 (S.B. No. 1550-86, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 20-86 was adopted and S.B. No. 1550-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 23-86 (H.B. No. 2117-86, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 23-86 was adopted and H.B. No. 2117-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF FINE PRINTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 24-86 (H.B. No. 2468-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 24-86 was adopted and H.B. No. 2468-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 25-86 (H.B. No. 2282-86, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by

Senator Soares and carried, Conf. Com. Rep. No. 25-86 was adopted and H.B. No. 2282-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PESTICIDES ADVISORY COMMITTEE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 26-86 (H.B. No. 2246-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 26-86 was adopted and H.B. No. 2246-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 27-86 (H.B. No. 326, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 27-86 was adopted and H.B. No. 326, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 28-86 (H.B. No. 381, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 28-86 and H.B. No. 381, H.D. 1, S.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 29-86 (H.B. No. 1691-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 29-86 was adopted and H.B. No. 1691-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 30-86 (H.B. No. 2373-86, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by

Senator Soares and carried, Conf. Com. Rep. No. 30-86 was adopted and H.B. No. 2373-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFENSE OF INTOXICATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 31-86 (H.B. No. 1740-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 31-86 was adopted and H.B. No. 1740-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 32-86 (H.B. No. 26, H.D. 1, S.D. 1, C.D. 1):

Senator Cobb moved that Conf. Com. Rep. No. 32-86 be adopted and H.B. No. 26, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie rose to speak against the measure and remarked:

"Mr. President, I believe the only way that I can be consistent with my views with respect to this bill is by voting 'no.'

"I understand the motivations of those members of the conference committee which have brought it forward. I disagree with the reason that its proponents in the public have put forward. I do not think the evidence bears them out. My judgment as a former teacher of sociology is such that I believe the facts will be the opposite of what is intended. I think that this will cause more serious problems with respect with drinking than it will solve. I think that many of the proponents of this issue while utilizing the good faith and sincere beliefs of others are in fact acting with cynical disregard for the evidence and what is likely to take place.

"I think that raising the drinking age to 21 is against the interest of this state. I do not believe that drinking is a constitutional issue, that is to say, I believe you do not have a constitutional right with respect to drinking anymore than you do with setting the age of driving. What I do believe is involved here, however, is coercion in order to satisfy the propagandistic goals of those who support the raising of the drinking age for reasons other than safety and welfare,

not only of those between the ages of 18, 19 and 20 but all others who may drink.

"I also want to indicate that this was put in only too clear perspective when the chairman of the Transportation Committee attempted to extend the logic of the argument which had been made up to this point to a conclusion which was warranted ostensibly by the evidence put forward and that was that there should be a lowering of the insurance rates. The fact that it was fought so vociferously and the fact that at least some proponents of this bill were quite willing to see that those insurance benefits go by the boards in order to get the age raised I think made very clear to me and I hope to the public-at-large as to what the true motivations of many of these people were.

"I think that the chairman has done as best he could, given the context and the circumstances, and has certainly made the point. However, my belief is so strong with respect to the detrimental elements associated with raising the drinking age, most of which I have stated in times past that I will not go further with it today but refer those who wish to dispute with me to those comments and those arguments made both on this floor and in other forums.

"On the basis that this will not accomplish what it is intended to do and may in fact have an opposite effect in terms of tragedy of death and injury, I ask that those who agree with that position vote 'no.' Thank you."

Senator Cayetano then rose to speak in support of the measure and stated:

"Mr. President, rising to speak in favor of the bill, first, let me state that I do not disagree with the arguments of the previous speaker but if there is anything that I've learned in the 12 years that I have been a member of the Legislature, it is that we sometimes have to deal with the reality of the situation rather than the ideal. This is one of those cases. The reality is, if we do not pass this bill the state stands to lose approximately \$19 million in federal highway money over the next several years.

"As far as I'm concerned, that is the only reason I am for this bill. I do not think raising the drinking age will in fact bring about the benefits that proponents of raising the drinking age believe will. However, I think I'm battle-scarred enough and experienced enough to know that on this we are on the short end and the Federal Government has the upper hand. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 32-86 was adopted and H.B. No. 26, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO LIQUOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Abercrombie and Wong).

Conf. Com. Rep. No. 33-86 (H.B. No. 122, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 33-86 was adopted and H.B. No. 122, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE POWER OF THE ATTORNEY GENERAL," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 34-86 (H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 34-86 was adopted and H.B. No. 1998-86, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 35-86 (S.B. No. 303, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 35-86 was adopted and S.B. No. 303, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL PARTIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Abercrombie).

Conf. Com. Rep. No. 36-86 (S.B. No. 592, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 36-86 was adopted and S.B. No. 592, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING COMMERCIAL EXPLOITATION OF CRIME," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 37-86 (S.B. No. 2290-86, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com.

Rep. No. 37-86 was adopted and S.B. No. 2290-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANS AND TRUSTEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 39-86 (H.B. No. 1388, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 39-86 was adopted and H.B. No. 1388, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 40-86 (S.B. No. 909, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 40-86 was adopted and S.B. No. 909, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 41-86 (H.B. No. 1665-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 41-86 was adopted and H.B. No. 1665-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 42-86 (H.B. No. 2608-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 42-86 was adopted and H.B. No. 2608-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS FOR VETERANS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 43-86 (H.B. No. 2495-86, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by

Senator Soares and carried, Conf. Com. Rep. No. 43-86 was adopted and H.B. No. 2495-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 45-86 (H.B. No. 1663-86, H.D. 2, S.D. 1, C.D. 1):

Senator Cobb moved that Conf. Com. Rep. No. 45-86 be adopted and H.B. No. 1663-86, H.D. 2, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie spoke against the measure and stated:

"Mr. President, I think that I can say, within the bounds of safety with respect to rebuttal, that I have been interested or more interested in the establishment of child care activities at the University of Hawaii on each of its campuses as anyone on the floor. I have been working with people while still a student at the University of Hawaii when we had child care. It's not as if this is a new idea, on the contrary, we had child care at university campuses in the past and it was allowed to succumb to pressures of one kind or another.

"This particular bill, as it is emerged, violates my fundamental sense of what I believe is fair. Mr. President, the bill requires that the child care facilities at the university be self-supporting even to the point of the capital improvements and such interest as might be do on capital improvement expenditures be borne by those using the facilities. If we did this with the medical school; if we did this with the Institute of Geophysics; if we did this with the law school; if we did this with the administrative offices of the university; if we did this in connection with any of the other activities directly associated with the learning process, our tuitions would be so astronomical as to be beyond the capacity of the average individual to go to school. This is a public university, Mr. President. It is the only public university in the state. It is a system, given our unique situation in this state with the availability of which is virtually, especially in areas of major study fields, the only place that someone can go. There are other colleges, private colleges in the state, Mr. President, but they are not a university. They are not a university system and all that it implies. I don't intend to elaborate on that particular aspect other than to state it for the record.

"My point is that given the economic and social conditions which exist in this state today, and given the overt commitment that

this body has made and which has been made by all the political parties and various private sector elements including the chambers of commerce, unions and all kinds of groups associated with increasing business activity, to deny people the opportunity to advance themselves on a career ladder by educating themselves and this, by the way, Mr. President, includes people who are in the workforce other than as professionals in the white collar area. If you were an apprentice as you well know from your background, Mr. President, if you are an apprentice, you must attend school; you must utilize the services of the community colleges on weekends in order to complete your apprenticeship training in virtually every one of the professional trades.

"In the absence of child care facilities, day and night, we are actually cutting off our people from the opportunity to educate themselves, to advance themselves. It is virtually impossible for young couples today, given the economic conditions that exist much in it in terms of apartment living, the fact that many of the mothers and fathers of young couples themselves are working split shifts, night shifts, second shifts and third shifts that people who might in days past have been available to baby-sit even are now not available because they too are working in order to support their families given the cost of living.

"How is it possible, then, under those circumstances for us to say to somebody, not only will you pay increased tuition, not only will you pay increased fees at the university, not only will you pay the increased costs of books just to be able to attend your classes, but when you come and pay for the services of child care you in addition are going to have to pay for those facilities and the interests which have accrued in building them. In other words, we are throwing more obstacles in their way. We're penalizing people because they have children. We are forcing them to take those children to classes to the degree they're able to take them at all, and this is happening everyday. I can take you on the campus of any university right now as I speak and show you those conditions existing.

"Now the argument will be made that the University of Hawaii is going to do this anyway, at least on the Manoa campus, and it is underway in other places. Yes, that's as a result of tremendous pressure being put forward by the student body and others who support them, such as myself. But, if that is the case, and they're going ahead with it anyway, then we do not need this bill. This bill needs to be reworked and we could come back and make a commitment as a state to the young couples with children in our community, for those who are engaged in what has been called by the university, a

lifelong learning process.

"The average age of people attending the community colleges throughout this state on every island and on this island is 26-plus ... 26-plus at the community colleges. The average age of those attending the university in terms of upper division education and graduate education is almost that high.

"Now, under those circumstances, Mr. President, it only makes sense ... it makes educational sense, it makes economic sense, it makes social sense to enhance the capacity of those people to be able to utilize child care facilities in a manner and in a context that allows them to be secure and allows them to understand that they can afford it.

"Now, minus that, I think that this bill sets a precedence for saying, oh no, you can do that only if you survive this obstacle course. I don't think that's a good idea. If they're going to do it anyway, then let them do it and come back with a bill next year that will facilitate what is already underway then and make sure that the experiment, if you will, that is underway in the university system is able to be carried forward on a mass basis that it deserves. But to put this in law now, it says that we are establishing a policy that will be very difficult to overcome.

"Why the people who insisted on this, and I must say that it was not the Senate's point of view, this was in the House, why they are against children, why they are against young couples, why they want to put people who want to go to school through obstacles that we require of no one else, is beyond me. What the financial benefit is to this state in making it more difficult for people to get an education is absolutely beyond my capacity to understand.

"So on that basis, I request that this bill be voted down and that you come back next year and deal with this issue on a forthright basis that will benefit the people of this state."

Senator B. Kobayashi spoke in support of the measure and said:

"Mr. President, I rise to speak in favor of this bill with grave reservations.

"I would concur with the comments of the previous speaker that the word 'self-supporting' makes this operation of a child care center at the University of Hawaii very, very difficult.

"Last year I had the pleasure of working on a feasibility study for a child care project for employees of a company. In putting together the numbers, it just does

not seem possible at all to build a child care operation on expensive land in downtown Honolulu without some sort of subsidy. It is possible, perhaps, with a small subsidy.

"If we are concluding that this operation be self-supporting, then I would think it may be possible only under certain very favorable conditions. Some of those conditions have occurred next door to us and involve the operation of the City and County of Honolulu. If a similar situation could exist at the University of Hawaii, a self-supporting program might be possible. I would suggest that the conditions that would have to occur for a self-supporting child care operation at the University of Hawaii would include free land; would have to include state GO bond or some sort of very low interest rates. It might have to involve a co-op or contribution of people's time, that is the parents' time, to supplement staff time in this child care operation.

"Under the those circumstances, from my familiarity with putting together a feasibility study on child care programs, it might be possible to run a self-supporting child care operation at the University of Hawaii. But it would be quite difficult.

"Nonetheless, I think the bill deserves approval. It would at least start the process and it calls for an evaluation report on the pilot project addressing among other things, financial liability, number of students, extent of need, and those things we still do not have at the University of Hawaii.

"And for those reasons, I would suggest support of the bill, but I would concur with some of the sentiments of the previous speaker. Thank you."

Senator McMurdo also spoke on the measure and stated:

"Mr. President, I feel exactly the same way as the previous two speakers. I think that in passing this bill we have taken a step in the right direction. However, if we allow this bill to soothe our collective conscience and say that 'oh well, we've done what we can for those people that need child care up there,' then I think we'll be failing the students and the people and the economic benefits that the state could get from this.

"If we are very careful and monitor this program and pay particular attention to what the need is and how whether this is filling it or not, I think that we'll find we're going to have to help them eventually, and I hope that none of us loses sight of this.

"I think this is a very worthwhile program, but I agree I don't see how it's going operate, self-supporting. The very people who need this worst are already spending money on food and clothing for those

children in addition to child care. Thank you."

Senator Holt supported the measure and remarked:

"Mr. President, I rise to speak in support of this bill.

"With regard to the comments made by the previous speakers, I understand and agree with some of their concerns. For the body's information the Senate's position was, basically, when we went to conference, just to have the child care center revolving fund provision adopted. The House in conference was very insistent in inserting the self-supporting provision that you see in Section 3.

"However, in deciding to go ahead with the bill it was of such importance to a lot of people here in the Senate and the community that we go ahead and establish the child care center at the University of Hawaii, and without this revolving fund mechanism the university would not be able to go ahead this year, and they are ready to move ahead as soon as this legislation is signed into law.

"It is my understanding that the university is prepared to move ahead without general obligation bond authorization from the state. They will be able to use some private monies from the community to go ahead and construct this center that we're talking about at the university at Manoa.

"It is with this understanding that they feel confident that they will be able to finance the operations of the provision of child care services. As the committee report emphasizes, the instructional and research related activities to child care will not be self-supporting activities. It is with this in mind that the conference committee recommends that we move ahead, primarily because they need this revolving fund mechanism to go ahead and establish this pilot project.

"I urge all the Senators on this floor to vote in favor of this bill. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 45-86 was adopted and H.B. No. 1663-86, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A UNIVERSITY OF HAWAII CHILD CARE CENTER PILOT PROJECT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Abercrombie, Cobb and Kawasaki).

Conf. Com. Rep. No. 46-86 (H.B. No. 1666-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 46-86 was adopted and H.B. No. 1666-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 47-86 (S.B. No. 2190-86, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 47-86 and S.B. No. 2190-86, S.D. 1, H.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 48-86 (S.B. No. 425, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 48-86 was adopted and S.B. No. 425, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

Conf. Com. Rep. No. 49-86 (S.B. No. 1762-86, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 49-86 was adopted and S.B. No. 1762-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 51-86 (H.B. No. 100, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 51-86 was adopted and H.B. No. 100, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 52-86 (H.B. No. 2561-86, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 52-86 and H.B. No. 2561-86, S.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 54-86 (S.B. No. 2266-86, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 54-86 was adopted and S.B. No. 2266-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 55-86 (H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 55-86 was adopted and H.B. No. 1680-86, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 56-86 (H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 56-86 was adopted and H.B. No. 2348-86, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 57-86 (H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 57-86 and H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 58-86 (H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 2):

Senator Cobb moved that Conf. Com. Rep. No. 58-86 be adopted and H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 2, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie spoke in support of the measure and said:

"Mr. President, speaking in favor of this bill, I would like to thank Senator Chang, in particular, and Representative Elosie Tungpalan in the House for seeing this very important bill through. There was a lot of misunderstanding associated with it, a lot of difficulty in seeing that all the contending parties were accommodated in the way that

it stayed consistent with the purpose and intent of the bill. And I think that that's been accomplished. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 58-86 was adopted and H.B. No. 1857-86, H.D. 2, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 59-86 (S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 59-86 and S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1, was deferred to the end of the calendar.

MATTERS DEFERRED FROM
MONDAY, APRIL 21, 1986

FINAL READING

Conf. Com. Rep. No. 61-86 (S.B. No. 2048-86, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 61-86 and S.B. No. 2048-86, S.D. 1, H.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 62-86 (H.B. No. 1856-86, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 62-86 and H.B. No. 1856-86, S.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 63-86 (H.B. No. 1961-86, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 63-86 and H.B. No. 1961-86, H.D. 2, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 64-86 (H.B. No. 2122-86, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 64-86 was adopted and H.B. No. 2122-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 1:33 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:43 o'clock p.m.

Conf. Com. Rep. No. 65-86 (H.B. No. 2595-86, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 65-86 was adopted and H.B. No. 2595-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Holt).

Conf. Com. Rep. No. 66-86 (H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 66-86 and H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 67-86 (H.B. No. 1990-86, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 67-86 and H.B. No. 1990-86, H.D. 2, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 68-86 (H.B. No. 1764-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 68-86 was adopted and H.B. No. 1764-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 69-86 (H.B. No. 1697-86, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 69-86 and H.B. No. 1697-86, H.D. 2, S.D. 2, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 70-86 (S.B. No. 2308-86, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 70-86 was adopted and S.B. No. 2308-86, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 71-86 (H.B. No. 2580-86, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by

Senator Soares and carried, Conf. Com. Rep. No. 71-86 was adopted and H.B. No. 2580-86, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 72-86 (S.B. No. 1496-86, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 72-86 was adopted and S.B. No. 1496-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Abercrombie).

Conf. Com. Rep. No. 73-86 (S.B. No. 1933-86, S.D. 1, H.D. 2, C.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 73-86 was adopted and S.B. No. 1933-86, S.D. 1, H.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 74-86 (S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, Conf. Com. Rep. No. 74-86 and S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1, was deferred to the end of the calendar.

FINAL READING

Conf. Com. Rep. No. 75-86 (S.B. No. 471, S.D. 2, H.D. 1, C.D. 2):

By unanimous consent, action on Conf. Com. Rep. No. 75-86 and S.B. No. 471, S.D. 2, H.D. 1, C.D. 2, was deferred to the end of the calendar.

Conf. Com. Rep. No. 76-86 (S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 76-86 and S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1, was deferred to the end of the calendar.

MATTERS DEFERRED FROM
TUESDAY, APRIL 22, 1986

FINAL READING

Senate Bills:

By unanimous consent, action on the following Senate Bills was deferred to the end of the calendar:

S.B. No. 934, S.D. 2, H.D. 2;
S.B. No. 1718-86, H.D. 1;
S.B. No. 1960-86, H.D. 1;
S.B. No. 1961-86, S.D. 1, H.D. 2;
S.B. No. 2166-86, S.D. 2, H.D. 2;
S.B. No. 2303-86, S.D. 2, H.D. 2;
S.B. No. 2359-86, S.D. 1, H.D. 1;
S.B. No. 2474-86, S.D. 2, H.D. 2; and
S.B. No. 2478-86, S.D. 2, H.D. 2.

THIRD READING

House Bills:

By unanimous consent, action on the following Standing Committee Reports and House Bills was deferred to the end of the calendar:

Stand. Com. Rep. No. 1090-86 and H.B. No. 2204-86;
Stand. Com. Rep. No. 1091-86 and H.B. No. 2574-86, H.D. 1;
Stand. Com. Rep. No. 1092-86 and H.B. No. 2446-86, H.D. 1;
Stand. Com. Rep. No. 1094-86 and H.B. No. 2199-86, H.D. 2;
Stand. Com. Rep. No. 1095-86 and H.B. No. 1927-86, H.D. 2;
Stand. Com. Rep. No. 1096-86 and H.B. No. 2430-86, H.D. 1;
Stand. Com. Rep. No. 1097-86 and H.B. No. 2429-86, H.D. 1;
Stand. Com. Rep. No. 1098-86 and H.B. No. 2428-86, H.D. 1;
Stand. Com. Rep. No. 1100-86 and H.B. No. 2209-86, H.D. 2;
Stand. Com. Rep. No. 1101-86 and H.B. No. 1891-86, H.D. 1;
Stand. Com. Rep. No. 1102-86 and H.B. No. 2536-86, H.D. 1;
H.B. No. 1708-86, H.D. 2; and
Stand. Com. Rep. No. 1105-86 and H.B. No. 2506-86, H.D. 2.

MATTERS DEFERRED FROM
TUESDAY, APRIL 22, 1986

HOUSE CONCURRENT RESOLUTIONS

H.C.R. No. 113 (Hse. Com. No. 693):

By unanimous consent, H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was referred to the Committee on Transportation.

H.C.R. No. 114 (Hse. Com. No. 694):

By unanimous consent, H.C.R. No. 114, entitled: "HOUSE CONCURRENT

RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was referred to the Committee on Transportation.

H.C.R. No. 117 (Hse. Com. No. 695):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A MARINA FACILITY," was adopted.

H.C.R. No. 206 (Hse. Com. No. 706):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 206, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO CONDUCT A USE AUDIT OF THE ALA WAI CANAL AND TO STUDY THE IMPACT OF ANY FUTURE MIX OF COMMERCIAL AND RECREATIONAL ACTIVITIES," was adopted.

H.C.R. No. 129, H.D. 1 (Hse. Com. No. 710):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 129, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING IMPROVED UNITED STATES IMMIGRATION AND CUSTOMS SUPPORT AT THE HONOLULU INTERNATIONAL AIRPORT," was adopted.

H.C.R. No. 164 (Hse. Com. No. 712):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE STATE DEPARTMENT OF TRANSPORTATION ACCELERATE THE DESIGN AND CONSTRUCTION OF THE WAIPIO INTERCHANGE AT MILILANI CEMETERY ROAD TO ALLEVIATE TRAFFIC CONGESTION ON KAMEHAMEHA HIGHWAY," was adopted.

H.C.R. No. 208, H.D. 1 (Hse. Com. No. 717):

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 208, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE APPOINTMENT OF A SPECIAL INTERIM COMMITTEE TO SELECT A SITE FOR A CONVENTION CENTER," was adopted on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

At 1:48 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:42 o'clock p.m.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

MESSAGES FROM THE GOVERNOR

Gov. Msg. No. 359 (S.B. No. 431):

Gov. Msg. No. 359, returning Senate Bill No. 431, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 22, 1986

STATEMENT OF OBJECTIONS TO
SENATE BILL NO. 431

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 431, entitled 'A Bill for an Act Relating to Pensioners Bonus and Post Retirement Allowance.'

The purpose of Senate Bill No. 431 is to allow certain beneficiaries of contributory plan members who selected Option 2 or Option 3 retirement allowance mode to receive the stated percentage of the total benefit including a post retirement allowance, if applicable.

I have several concerns with the amendments proposed under this bill. First, the inclusion of post retirement allowances as part of survivor benefits has essentially the same effect as increasing the value of the retirement allowance under Options 2 and 3 relative to the other modes. Under existing law, a retiree's maximum retirement allowance is calculated on the basis of the specified formula for the particular type of retirement. Survivor benefits are limited to the remaining balance between the member's accumulated contributions at the time of retirement and the retirement allowance paid to the member prior to death. Payments under each of the five options for retirement are calculated so that the total benefits paid are actuarially equivalent to the maximum retirement allowance. That is, the value of the stream of benefit payments over the life of the member (and beneficiary in the case of survivor options) are equal given actuarial factors (such as age, mortality

rate, etc.). The inclusion of post retirement allowances as part of survivor benefits under Options 2 and 3 increases benefit payments over the life of the beneficiary which consequently increases the value of Options 2 and 3 relative to the other modes. The Employees' Retirement System actuary estimates that this bill would increase the public employers' annual contribution requirements by \$380,000 (\$250,000 for the State and \$130,000 for the counties).

Second, the amendments could set a precedent for similar treatment of the joint survivor options under the noncontributory plan. There are no estimates of this potential cost available at this time; however, it is quite feasible that the cost could be much higher than in the contributory plan since the number of optional modes available under the noncontributory plan are less and since the plan is 100% funded by the public employers.

Third, there are unanswered questions with regard to justification for the amendments and appropriateness of this approach in providing survivor benefit cost of living adjustments. Although legislative committee reports claimed that this bill would put Option 2 and 3 beneficiaries in parity with those in other modes, this is subject to debate because post retirement allowances are limited to the member's benefits in all of the other modes. Furthermore, comparison of the modes in this manner is not really meaningful since the benefit structure under the various modes reflect trade-offs to address differing circumstances and expectations. The other argument in the legislative committee reports is that the amendments will minimize the impact of inflation. While the impact of inflation is recognized, it is not clear that inclusion of post retirement allowances as part of survivor benefits is the most appropriate means to address this issue. From the standpoint of fairness, the amendments appear to be inequitable because as noted above the value of Options 2 and 3 are increased relative to the other modes. From the standpoint of cost effectiveness, no evaluation can be made because there has been no studies to identify alternatives and their costs.

For the foregoing reasons, I am returning Senate Bill No. 431 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii,"

was placed on file.

RECONSIDERATION OF
ACTION TAKEN TO
OVERRIDE GOVERNOR'S VETO

Senator Machida moved to reconsider the action taken by the Senate on S.B. No. 431, seconded by Senator Abercrombie and carried.

Senator Machida then moved that the Senate override the veto of S.B. No. 431, as contained in Gov. Msg. No. 359, seconded by Senator Abercrombie.

Senator Cobb rose to speak in favor of the motion as follows:

"Mr. President, I rise to speak in favor of the motion in the strongest possible terms.

"The last time that a governor's override or veto was successfully overridden occurred before Hawaii became a state. In fact, it was during the 1957 Session of the Territorial Legislature that a veto of a tax bill by then Governor King was successfully overridden. Since that time, no veto has ever been overridden by a legislature in Hawaii.

"Today is a historic event if it takes place in both houses. I hope that it will. I hope that the members vote in favor of this, not only on the merits but on the principle of restoring or helping to restore the balance of power that has been so sorely lacking between the executive and legislative branches of our State Government.

"I urge every member to vote 'aye.' Thank you."

The motion was put by the Chair and S.B. No. 431, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS AND POST RETIREMENT ALLOWANCE," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Gov. Msg. No. 360 (S. B. No. 774):

Gov. Msg. No. 360, returning S.B. No. 774, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 22, 1986

STATEMENT OF OBJECTIONS TO
SENATE BILL NO. 774

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I

am returning herewith, without my approval, Senate Bill No. 774, entitled 'A Bill for an Act Relating to Public Officers and Employees.'

The purpose of Senate Bill No. 774 is to allow employees who are employed in shortage category positions to be compensated for overtime, standby, temporary hazard, or negotiated pay increases at a pay rate based on the sum of the employee's basic rate of pay plus the shortage differential.

However, Senate Bill No. 774 is inconsistent with the concept of basic job value on which the compensation system for public officials and employees is built. The basic job value of a position is reflected by the first step of the salary range. Where recruitment is difficult, initial salaries can be raised above the minimum to attract available qualified candidates to particular positions. On the other hand, additional compensation such as overtime pay, standby pay, and temporary hazard pay are considered premium pay items. They are not considered part of the basic job value of a position.

In classes of work where the basic value of a position remains the same but where demand temporarily exceeds supply for such workers the payment of a temporary shortage differential allows the State to be competitive in the labor market.

Thus, recruitment above the minimum recognizes a problem in the basic value of the job while shortage differentials address a problem in the labor market. Therefore, an employee recruited into a shortage category position should not get both a shortage differential and premium pay. Premium pay should still be based on basic job value.

Finally, overtime pay, temporary hazard pay, standby pay, and other premium pay items are more appropriately a matter for collective bargaining negotiations.

For the foregoing reasons, I am returning Senate Bill No. 774 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii,"

was placed on file.

RECONSIDERATION OF
ACTION TAKEN TO
OVERRIDE GOVERNOR'S VETO

Senator Machida moved to reconsider the action taken by the Senate on S.B. No. 774,

seconded by Senator Abercrombie and carried.

Senator Machida then moved that the Senate override the veto of S.B. No. 774, as contained in Gov. Msg. No. 360, seconded by Senator Abercrombie.

The motion was put by the Chair and S.B. No. 774, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Gov. Msg. No. 361 (S.B. No. 2173-86):

Gov. Msg. No. 361, returning S.B. No. 2173-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 22, 1986

STATEMENT OF OBJECTIONS TO
SENATE BILL NO. 2173-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2173-86, entitled 'A Bill for an Act Relating to Psychology.'

The purpose of Senate Bill No. 2173-86 is to amend Chapter 346, Hawaii Revised Statutes, to (1) specify that referral, direction, or prescription of services by another health care practitioner not be required for psychologists who treat welfare patients; (2) include psychologists in the definition of medical care for Medicaid reimbursement purposes; and (3) permit psychologists to determine disability for the purposes of enabling individuals to qualify for general assistance benefits.

Last year a bill similar to this bill was vetoed. In my Statement of Objections to senate Bill No. 1443, I stated that, because '[e]xpenditure data reveal that average payments per [Medicaid] case have been greater for psychologists than for psychiatrists . . . I may be willing to consider a limited pilot program to test the cost-effectiveness of the use of services of psychologists.' I understand that such a pilot program has been undertaken by the Department of Social Services and Housing and representatives from the psychology and psychiatry professions. Because this pilot

program is not complete and no analyses of the issues have yet revealed the cost-effectiveness of the use of services of psychologists, I believe that enactment of this bill is premature.

For the foregoing reason, I am returning Senate Bill No. 2173-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii,"

was placed on file.

RECONSIDERATION OF
ACTION TAKEN TO
OVERRIDE GOVERNOR'S VETO

Senator Abercrombie moved to reconsider the action taken by the Senate on S.B. No. 2173-86, seconded by Senator Yamasaki.

Senator Abercrombie then moved that the Senate override the veto of S.B. No. 2173-86, as contained in Gov. Msg. No. 361, seconded by Senator Yamasaki.

The motion was put by the Chair and S.B. No. 2173-86, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senator Abercrombie then requested that the actions taken by the Senate on Senate Bill Nos. 431, 774 and 2173-86 be transmitted to the House of Representatives for its action, and the President so ordered the Clerk.

MATTERS DEFERRED FROM
EARLIER ON THE CALENDAR

FINAL READING

Conf. Com. Rep. No. 19-86 (H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 19-86 was adopted and H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 28-86 (H.B. No. 381, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 28-86 was adopted and H.B. No. 381, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JURORS' COMPENSATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 47-86 (S.B. No. 2190-86, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 47-86 was adopted and S.B. No. 2190-86, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 52-86 (H.B. No. 2561-86, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 52-86 was adopted and H.B. No. 2561-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (George, Henderson, A. Kobayashi and Soares).

Conf. Com. Rep. No. 57-86 (H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 57-86 was adopted and H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 59-86 (S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1):

Senator Cobb moved that Conf. Com. Rep. No. 59-86 be adopted and S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie rose to speak in support of the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"Mr. President, I've been associated with

this bill for the better part of 18 months, I guess now, interested in the subject matter for sometime longer than that. This is a historic day for the State of Hawaii. The effect of this bill will be to insure that those who are now forced to go on welfare, as a result of the failure of child support payments to be made, will now have an adequate redress that will enable the taxpayers to receive some relief from this bill and will enable women and children, in particular, in our state who are suffering as the result of the failure of child support to be made to be relieved of that burden, and it institutionalizes in a single agency not only the collection, but the rationalization of the process with respect to child support.

"I think that the passage of this bill will take us a major step, not only a major step forward, but probably alter for the foreseeable future the inequities that have taken place in this area up to this time. I'm particularly grateful for all the effort that has been put in with respect to this bill by members of the Judiciary Committee and its chairman. This has not been something easy to get through. The placement of the agency was a long and difficult task, and I am very hopeful that the present leadership in the Child Support Enforcement Agency will transfer to the Office of the Attorney General to help it through the transition stage.

"Mr. President, I want to state for the record that Mr. Jim O'Brien's work with the DSS to this point has been exemplary. If every public employee in this state was able to exert the same kind of leadership in their position as has been exhibited by Mr. O'Brien and his cohorts in the DSS, I think not only would the state be much the better for it, but that criticism directed towards the inevitable problems associated with bureaucracy would soon disappear. They've done an excellent job. I think that with the background they have, under this new setup as provided for in this bill, we're going to see first-class results in a very, very short period of time. Thank you."

Senator B. Kobayashi also spoke in support of the measure and said:

"Mr. President, I rise to speak in favor of the bill.

"I should like to add for the record that there was some difficulty in arriving at the agency to handle this unified child support enforcement task, and it was not until sometime around 11:30 Friday night that language was finally developed and into the word processor that gave the Department of Social Services and Housing the responsibility for child support enforcement until June 30, 1987. After that, the responsibility would shift to a new agency, the Department of the Attorney General.

"I would like to state for the record that it was the intent of those of us who worked on this language that flexibility should be granted to the governor for allocations of monies to these two agencies as these two agencies develop their own implementation efforts and that we understand that the Department of the Attorney General will not be able to do any considerable advance work unless it has funds and so it was the feeling of the people involved in the conference committee that flexibility should be allowed to the Attorney General for at least some support or advance monies, if such monies are necessary.

"Thank you very much."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 59-86 was adopted and S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 61-86 (S.B. No. 2048-86, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 61-86 was adopted and S.B. No. 2048-86, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 62-86 (H.B. No. 1856-86, S.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 62-86 was adopted and H.B. No. 1856-86, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 63-86 (H.B. No. 1961-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 63-86 was adopted and H.B. No. 1961-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 66-86 (H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 66-86 and H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 67-86 (H.B. No. 1990-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 67-86 was adopted and H.B. No. 1990-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 69-86 (H.B. No. 1697-86, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 69-86 was adopted and H.B. No. 1697-86, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 74-86 (S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 74-86 and S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1, was deferred to the end of the calendar.

Conf. Com. Rep. No. 75-86 (S.B. No. 471, S.D. 2, H.D. 1, C.D. 2):

By unanimous consent, action on Conf. Com. Rep. No. 75-86 and S.B. No. 471, S.D. 2, H.D. 1, C.D. 2, was deferred to the end of the calendar.

Conf. Com. Rep. No. 76-86 (S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 76-86 and S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1, was deferred to the end of the calendar.

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

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 934, S.D. 2, and S.B. No. 934, S.D. 2, H.D. 2, entitled: "A BILL FOR

AN ACT RELATING TO LAND COURT REGISTRATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1718-86, H.D. 1:

Senator Cobb moved that the Senate S.B. No. 1718-86, H.D. 1, having been read throughout, pass Final Reading, seconded by Soares.

Senator Henderson spoke on the measure as follows:

"Mr. President, I'm going to vote for this bill this year but next year I hope we take a good look at the inclusion of awards for pain and suffering in this particular type of legislation. I think we have a lot of abuse of this particular law. I really feel that the Legislature, next year, should look at eliminating pain and suffering from these awards."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the Senate to S.B. No. 1718-86, and S.B. No. 1718-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1960-86, H.D. 1:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1960-86, and S.B. No. 1960-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1961-86, S.D. 1, H.D. 2:

Senator Cobb moved that S.B. No. 1961-86, S.D. 1, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie rose on a point of inquiry as follows:

"Mr. President, just a point of inquiry on this bill.

"It expressly permits the financing of harbor improvements to manage facilities ancillary to maritime facilities such as hotels, office space and parking structures. Am I correct that this bill would also authorize under those provisions, facilities such as conference centers and/or trade complexes?"

By unanimous consent, action on S.B. No. 1961-86, S.D. 1, H.D. 2, was deferred to the end of the calendar.

Senate Bill No. 2166-86, S.D. 2, H.D. 2):

Senator Cobb moved that S.B. No. 2166-86, S.D. 2, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Young spoke in favor of the measure and stated:

"Mr. President, I rise to speak in favor of this bill.

"This bill, as stated, authorizes the hiring of a consultant to conduct a study to determine whether or not pay inequity exists among specific public employee job classes that are dominated by one sex and to determine what factors or conditions contribute to such inequity, if such inequity exists.

"Mr. President, pay equity is the concept that includes equal pay for equal work, equal pay for similar work, and equal work for comparable value. Pay equity effects all families and it effects all working women.

"I urge a 'yes' vote on this measure."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2166-86, S.D. 2, and S.B. No. 2166-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2303-86, S.D. 2, H.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2303-86, S.D. 2, and S.B. No. 2303-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM IMPACT MANAGEMENT SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (George, Henderson and

Soares).

Senate Bill No. 2359-86, S.D. 1, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2359-86, S.D. 1, and S.B. No. 2359-86, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2474-86, S.D. 2, H.D. 2):

Senator Cobb moved that S.B. No. 2474-86, S.D. 2, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie spoke in support of the measure and said:

"Mr. President, in rising to speak in favor of this bill, I want to thank you and all the members of this body for all the assistance and aloha with respect to passing this program.

"This children's advocacy program, Mr. President, may not take its place in the newspapers and in the media, perhaps is the most exciting element of this session. It may not receive all the attention that some of the other bills that we have yet to deal with may receive but I can assure you that all the members of this body can be proud of the passage of this bill and that with its passage you are helping to insure the children who have been sexually abused, who have been violated, families that have been torn to pieces by family violence, particularly in the area of sexual abuse, will be the beneficiaries.

"I can assure you that Judge Town in particular and the family court will make good use of the provisions of this bill and that we will be taking a giant stride forward in seeing to it that we do not revictimize children who have been subject to sexual abuse and attack.

"When the full implications of the advocacy program are made and when all of the terms and conditions that we've set forth here are put into effect with the family court, we will look back on this day and members who are here today will be able to look back and feel that their time here was well spent and worthwhile.

"Thank you very much."

The motion was put by the Chair and carried, the Senate agreed to the

amendments proposed by the House to S.B. No. 2474-86, S.D. 2, and S.B. No. 2474-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 2478-86, S.D. 2, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2478-86, S.D. 2, and S.B. No. 2478-86, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

Stand. Com. Rep. No. 1090-86 (H.B. No. 2204-86):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1090-86 was adopted and H.B. No. 2204-86, entitled: "A BILL FOR AN ACT RELATING TO HAWAII CRIMINAL JUSTICE DATA CENTER CIVIL IDENTIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1091-86 (H.B. No. 2574-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soars and carried, Stand. Com. Rep. No. 1091-86 was adopted and H.B. No. 2574-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1092-86 (H.B. No. 2446-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1092-86 was adopted and H.B. No. 2446-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRELIMINARY PLANNING AND DESIGN OF A STATEWIDE COMPUTERIZED JUVENILE JUSTICE

INFORMATION SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1094-86 (H.B. No. 2199-86, H.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1094-86 was adopted and H.B. No. 2199-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION AND EXPANSION OF SAINT FRANCIS HOSPITAL'S RENAL DIALYSIS FACILITY AT MAUI MEMORIAL HOSPITAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1095-86 (H.B. No. 1927-86, H.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1095-86 was adopted and H.B. No. 1927-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEVELOPMENT OF A MASTER PLAN TO PROMOTE HAWAII AS A SPORTS CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1096-86 (H.B. No. 2430-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1096-86 was adopted and H.B. No. 2430-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY ON THE FEASIBILITY OF CREATING HIGH OCCUPANCY VEHICLE (HOV) LANES IN CENTRAL AND LEEWARD OAHU," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kuroda).

Stand. Com. Rep. No. 1097-86 (H.B. No. 2429-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1097-86 was adopted and H.B. No. 2429-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A RIDESHARING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Abercrombie).

Stand. Com. Rep. No. 1098-86 (H.B. No. 2428-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1098-86 was adopted and H.B. No. 2428-86, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONDUCT A STUDY TO INVESTIGATE THE CREATION OF A TRANSPORTATION IMPROVEMENT DISTRICT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1100-86 (H.B. No. 2209-86, H.D. 2):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1100-86 was adopted and H.B. No. 2209-86, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1101-86 (H.B. No. 1891-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1101-86 was adopted and H.B. No. 1891-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO FINANCE THE WAILUA RIVER HYDRO PROJECT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1102-86 (H.B. No. 2536-86, H.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Stand. Com. Rep. No. 1102-86 was adopted and H.B. No. 2536-86, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kawasaki).

House Bill No. 1708-86, H.D. 2:

On motion by Senator Cobb, seconded by Senator Soares and carried, H.B. No. 1708-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A STATEWIDE KAPU SYSTEM," having been read throughout,

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1105-86 (H.B. No. 2506-86, H.D. 2):

On motion by Senator Cobb, seconded by Senator Soars and carried, Stand. Com. Rep. No. 1105-86 was adopted and H.B. No. 2506-86, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTALLY DISABLED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 3:05 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:13 o'clock p.m.

At 3:17 o'clock p.m., on motion by Senator Cobb, seconded by Senator Soares and carried, the Senate stood in recess until 5:00 o'clock p.m.

AFTERNOON SESSION

The Senate reconvened at 5:25 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 362 and 363) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 362, informing the Senate of the withdrawal of the nomination of Fred B. Smales to the Board of Trustees, Employees' Retirement System, under Gov. Msg. No. 328, dated April 8, 1986, was placed on file.

In compliance with Gov. Msg. No. 362, the nomination listed under Gov. Msg. No. 328 was returned.

Gov. Msg. No. 363, informing the Senate that he signed the following bills into law on the dates indicated:

April 21, 1986:

Senate Bill No. 1561-86 as Act 59, entitled: "RELATING TO COUNTY LICENSES";

Senate Bill No. 1624-86 as Act 60, entitled: "RELATING TO EXPENDITURE OF PUBLIC CONTRACTS";

Senate Bill No. 1625-86 as Act 61, entitled: "RELATING TO THE MILK CONTROL PROGRAM";

Senate Bill No. 1629-86 as Act 62, entitled: "RELATING TO LIVESTOCK OWNERSHIP AND MOVEMENT CERTIFICATION";

Senate Bill No. 1643-86 as Act 63, entitled: "RELATING TO THE REPORTING OF ANIMAL DISEASES";

Senate Bill No. 1646-86 as Act 64, entitled: "RELATING TO LIABILITY OF DOG OWNER";

Senate Bill No. 1652-86 as Act 65, entitled: "RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL";

Senate Bill No. 2002-86 as Act 66, entitled: "RELATING TO TAXATION";

Senate Bill No. 2296-86 as Act 67, entitled: "RELATING TO LIQUOR LICENSES"; and

Senate Bill No. 2314-86 as Act 68, entitled: "RELATING TO STATE GOVERNMENT MOTOR VEHICLES."

April 22, 1986:

Senate Bill No. 1023 as Act 69, entitled: "RELATING TO THE COURTS";

Senate Bill No. 2471-86 as Act 70, entitled: "RELATING TO ICE STORAGE SYSTEMS";

Senate Bill No. 52 as Act 71, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

Senate Bill No. 159 as Act 72, entitled: "RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES";

Senate Bill No. 427 as Act 73, entitled: "RELATING TO A JOB-SHARING PILOT PROJECT IN THE DEPARTMENT OF HEALTH";

Senate Bill No. 1572-86 as Act 74, entitled: "RELATING TO REGULATION OF MOTOR VEHICLE REPAIRS";

Senate Bill No. 1655-86 as Act 75, entitled: "RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Senate Bill No. 1695-86 as Act 76, entitled: "RELATING TO NATUROPATHY";

Senate Bill No. 1998-86 as Act 77, entitled: "RELATING TO INVESTMENTS";

Senate Bill No. 2095-86 as Act 78, entitled: "RELATING TO ENTERPRISE

ZONES";

Senate Bill No. 2126-86 as Act 79, entitled: "RELATING TO EDUCATION";

Senate Bill No. 2268-86 as Act 80, entitled: "RELATING TO ATTORNEYS' FEES";

Senate Bill No. 2277-86 as Act 81, entitled: "RELATING TO THE PROTECTION OF ADULT WARDS";

Senate Bill No. 2295-86 as Act 82, entitled: "RELATING TO TORT ACTIONS";

Senate Bill No. 2315-86 as Act 83, entitled: "RELATING TO SETTLEMENT OF CLAIMS";

Senate Bill No. 2319-86 as Act 84, entitled: "RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Senate Bill No. 2320-86 as Act 85, entitled: "RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

Senate Bill No. 2322-86 as Act 86, entitled: "RELATING TO TAXATION";

Senate Bill No. 2332-86 as Act 87, entitled: "RELATING TO HIGHER EDUCATION";

Senate Bill No. 2468-86 as Act 88, entitled: "RELATING TO LIBRARIES";

Senate Bill No. 2481-86 as Act 89, entitled: "RELATING TO INSURANCE";

Senate Bill No. 2512-86 as Act 90, entitled: "ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING";

Senate Bill No. 718 as Act 91, entitled: "RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES";

Senate Bill No. 970 as Act 92, entitled: "RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS";

Senate Bill No. 2091-86 as Act 93, entitled: "RELATING TO HAWAIIAN HOUSING AUTHORITY"; and

House Bill No. 107 as Act 94, entitled: "RELATING TO STATE WARRANTS,"

was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 725 to 745) were read by the Clerk and were disposed of as

follows:

Hse. Com. No. 725, returning Senate Concurrent Resolution No. 16, S.D. 1, which was adopted by the House of Representatives on April 22, 1986, in an amended form, was placed on file.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 16, S.D. 1, and S.C.R. No. 16, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LANDS FOR PURPOSES OF ESTABLISHING A MOORING ANCHOR FOR AN OFFSHORE FISHING PLATFORM," was finally adopted.

Hse. Com. No. 726, returning Senate Concurrent Resolution No. 36, S.D. 1, which was adopted by the House of Representatives on April 22, 1986, in an amended form, was placed on file.

On motion by Senator Aki, seconded by Senator Matsuura and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 36, S.D. 1, and S.C.R. No. 36, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON POSSIBLE STATE AND FEDERAL GOVERNMENTAL ACTIONS TO ACHIEVE AN EFFECTIVE MANAGEMENT ROLE FOR THE STATE OF HAWAII IN THE EXCLUSIVE ECONOMIC ZONE," was finally adopted.

Hse. Com. No. 727, returning Senate Concurrent Resolution No. 41, which was adopted by the House of Representatives on April 22, 1986, in an amended form, was placed on file.

On motion by Senator Kuroda, seconded by Senator McMurdo and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 41 and S.C.R. No. 41, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CREATION OF A BLUE RIBBON COMMITTEE TO DETERMINE THE MOST APPROPRIATE SITE FOR THE KING KALAKAUA STATUE," was deferred until Thursday, April 24, 1986.

Hse. Com. No. 728, transmitting House Concurrent Resolution No. 139, H.D. 1, which was adopted by the House of Representatives on April 22, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 139, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE

GOVERNOR OF THE STATE OF HAWAII TO PROCLAIM THE MONTH OF JULY 1986 AS HAWAII MERCHANT MARINE MONTH," was adopted.

Hse. Com. No. 729, transmitting House Concurrent Resolution No. 168, H.D. 1, which was adopted by the House of Representatives on April 22, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 168, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE INSTITUTE OF ASTRONOMY IN ITS BID FOR BASING THE NATIONAL NEW TECHNOLOGY TELESCOPE IN HAWAII," was adopted.

Hse. Com. No. 730, transmitting House Concurrent Resolution No. 190 which was adopted by the House of Representatives on April 22, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FRIENDS OF 'IOLANI PALACE, WITH THE SUPPORT OF THE OFFICE OF HAWAIIAN AFFAIRS, TO COORDINATE WITH THE VARIOUS HAWAIIAN SERVICES, INSTITUTIONS, AGENCIES AND OTHER ORGANIZATIONS, THE NUMEROUS ACTIVITIES PLANNED IN COMMEMORATION OF THE 150TH ANNIVERSARY OF KING KALAKAUA'S BIRTH DURING THE WEEK OF NOVEMBER 16, 1986 AND ALSO COMMENDING THE FRIENDS OF 'IOLANI PALACE FOR THEIR WORK IN PLANNING A WEEK OF FESTIVITIES AT 'IOLANI PALACE FOR THIS ANNIVERSARY," was adopted.

Hse. Com. No. 731, transmitting House Concurrent Resolution No. 194 which was adopted by the House of Representatives on April 22, 1986, was placed on file.

By unanimous consent, H.C.R. No. 194, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE FEASIBILITY OF ACQUIRING HAWAIIAN ELECTRIC COMPANY'S HONOLULU POWER PLANT," was referred to the Committee on Economic Development.

Hse. Com. No. 732, transmitting House Concurrent Resolution No. 199 which was adopted by the House of Representatives on April 22, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONTINUATION OF THE SMALL BUSINESS ADMINISTRATION AND ITS PROGRAMS

TO ASSIST SMALL BUSINESSES," was adopted.

Hse. Com. No. 733, transmitting House Concurrent Resolution No. 202 which was adopted by the House of Representatives on April 22, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, H.C.R. No. 202, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FOUR COUNTY GOVERNMENTS OF THE STATE OF HAWAII TO CONTINUE TO WORK CLOSELY WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS TO PROVIDE BUILDING PERMITS AND WATER METERS TO HOMESTEAD LESSEES," was adopted.

Hse. Com. No. 734, transmitting House Concurrent Resolution No. 203 which was adopted by the House of Representatives on April 22, 1986, was placed on file.

By unanimous consent, H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION PROVIDING THE LEGISLATIVE SUPPORT OF THE IMPLEMENTATION OF AN AGGRESSIVE LAND EXCHANGE PROGRAM TO FACILITATE THE ACQUISITION OF PUBLIC LANDS TO FURTHER THE GOALS AND OBJECTIVES OF THE HAWAIIAN HOMES COMMISSION," was referred to the Committee on Economic Development.

Hse. Com. Nos. 735 to 744, returning the following Senate Concurrent Resolutions, unamended, which were adopted by the House of Representatives on April 22, 1986:

Hse. Com. No. 735 - S.C.R. No. 22;
 Hse. Com. No. 736 - S.C.R. No. 23;
 Hse. Com. No. 737 - S.C.R. No. 32;
 Hse. Com. No. 738 - S.C.R. No. 37;
 Hse. Com. No. 739 - S.C.R. No. 53;
 Hse. Com. No. 740 - S.C.R. No. 55, S.D. 1;
 Hse. Com. No. 741 - S.C.R. No. 63;
 Hse. Com. No. 742 - S.C.R. No. 82;
 Hse. Com. No. 743 - S.C.R. No. 113, S.D. 1; and
 Hse. Com. No. 744 - S.C.R. No. 148,

were placed on file.

Hse. Com. No. 745, returning Senate Bill No. 291, which passed Third Reading in the House of Representatives on April 22, 1986, was placed on file.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.B. No. 291, entitled: "A BILL FOR AN ACT RELATING TO ADOPTION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

At 5:29 o'clock p.m., the Senate stood in

recess subject to the call of the Chair.

The Senate reconvened at 5:37 o'clock p.m.

At this time, Senator Soares introduced to the members of the Senate Mrs. Vera Abercrombie, mother of Senator Neil Abercrombie.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1168-86) recommending that Senate Resolution No. 98, S.D. 1, be adopted.

On motion by Senator Young, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.R. No. 98, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A MANAGEMENT STUDY OF THE MOLOKAI IRRIGATION SYSTEM AND THE ESTABLISHMENT OF AN IRRIGATION DISTRICT ON MOLOKAI," was adopted.

HOUSE CONCURRENT RESOLUTION

H.C.R. No. 116, H.D. 1:

Senator Cayetano requested that the referral of H.C.R. No. 116, H.D. 1, to the Committee on Transportation be waived, and the President, noting that there were no objections, so ordered.

Senator Cayetano then moved that H.C.R. No. 116, H.D. 1, be adopted, seconded by Senator Toguchi.

Senator Hee then rose to inquire:

"Mr. President, where is this submerged land located?"

The Chair answered: "Pier 41, is my understanding."

The motion was put by the chair and carried and H.C.R. No. 116, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE, BY WAY OF A LEASE, OF CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A SHIPYARD FACILITY," was adopted.

MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

FINAL READING

Conf. Com. Rep. No. 66-86 (H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1):

Senator Cobb moved that Conf. Com. Rep. No. 66-86 be adopted and H.B. No.

2805-86, H.D. 1, S.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Soares rose to speak against the measure and stated:

"Mr. President, not hearing a thunderous roar from the affirmative side of the aisle on the hotel room tax bill, I rise to speak against this bill.

"Mr. President, 20 years ago you and I were elected to office. You and I had the honor of serving on the House Finance Committee with our erstwhile Ways and Means chairman, and you and I heard the plea by the Hawaii Visitors Bureau at that time for more funding to generate assistance in finance to promote Hawaii more effectively, and for the last 18 years, from that time, I have strongly opposed the imposition of a room tax on our hotel industry. However, this year for the first time, I agreed to support a bill calling for a hotel room tax on the condition that the revenues from this tax would be earmarked, and I repeat, earmarked, for permanent funding for the HVB and for the design and construction of a convention center in Hawaii.

"Mr. President, I supported the earmarking for two reasons. First, the Hawaii Visitors Bureau would receive permanent funding in order to increase its promotional efforts of the Islands. This is critical, especially now when troubled world conditions are keeping tourists away from popular vacation spots in Europe and drawing them to Hawaii. Second, I sincerely believe, Mr. President, we need a convention center. It would be a magnificent asset for this state, enhancing our tourism market, furnishing the state with increased revenues, and providing for a greater diversification of our economic base are all potential benefits which would result from sufficiently funding the HVB and developing a convention center complex.

"Mr. President, after months of debate and discussion, proponents of financing the convention center through a room tax reached agreement with members of the tourism and hotel industry because the stance that was taken that the revenues generated from this tax would be earmarked for the HVB, a convention center, and to the counties for tourism related activities.

"Earmarking and a room tax went hand in hand. Remember, the Senate's original position for this legislation was a package of three Senate bills which proposed the selection of a site for the center, the creation of an authority, and the method of financing and earmarking the room tax. As this session ran its course, each bill diverged farther and farther away from its original

intent, to the final form before us today. This bill is what remains of the convention center package and this bill, in my view, has very little to do with tourism or a convention center.

"Mr. President, what has happened is that Senate members of the conference committee somehow used the Senate's position on earmarking the tax as a bargaining chip and conceded to the House position of a five percent room tax, where all the income generated would go into the state's general fund. Mr. President, this amounts to an increase of \$55 million a year in general fund revenues.

"Mr. President, I maintain that our general fund tax revenues are not so depleted that we need this extra \$55 million. In fact, current estimates from the Council of Revenues show that tax revenues for this year are \$50 million above previous estimates. In addition, we just passed a bill revamping the liquor tax. That means another \$100 million currently in escrow will be freed for state spending.

"Mr. President, if tax revenue estimates are so generally optimistic then why, why did our conferees agree to the House position? Everyone knew where they were coming from. Everyone knew the House Finance Committee chairman said five percent, period. No convention center. No commission. No funding.

"The bill in front of us this evening represents a total about face from the position that this body took when the idea of a hotel room tax emerged as a piece of legislation. After months of discussion, the industry gave us support to our original proposition, assuming of course that we would support the industry's position in conference. Instead, Mr. President, we leave the bargaining on the table unable to secure any of this body's proposals.

"Mr. President, singling out a specific activity for a differential general excise tax is an unfair method of using taxes for producing increased revenues for the state. If we are going to impose this tax only on the tourism industry then all of the money or mostly all of the money should go back to benefit the industry.

"Mr. President, after months of discussion as to how this Legislature was going to approach the issue of a convention center, we have successfully managed to avoid coming up with any meaningful legislation.

"I can accept that you were unable to provide for a consensus naming the site. And I must say at this time that I admire very much the efforts of my colleague Senator McMurdo. I admire her diligence. I admire her forthright fight for Fort

DeRussy. I admire her concern for her people. We knew where she stood. She was always candid and honest and sincere about what she was fighting for.

"Mr. President, this does not mean that any of us here, however, have given up on the concept of a convention center site or that a method of financing is still not required. What we should have done is keep the earmarking position stance intact so that the state could begin to accumulate funds for its design and construction and provide HVB with badly needed funds with a permanent funding source. Mr. President, not only would this have strengthened our commitment to the tourism industry but it also would have shown that we are serious about developing a convention center and have moved one step closer to making it a reality.

"Mr. President, to pass this piece of legislation, as it is before us, is ludicrous. It shows this body's inability to take a position and fight for it. We must stand up and be counted and take on the House Finance Committee with a Senate stance and fight for it.

"I feel very strongly it is a slap in the face to the tourism and hotel industry and a very unfair method of taxation. Mr. President, all of you know I've spent all my career in tourism, in the airline business, travel industry, destination area promotion and I see a lack of understanding. A lack of understanding because here before us this evening we pass a bill appropriating \$2 million in one fell swoop for the sugar industry ... no questions asked, no problems, give them \$2 million. Yet, we have an industry in the area of, let's say on the Big Island, Kohala, when the Kohala Sugar Company closed the plantation, where did the employees go ... Mauna Kea Hotel. Fortunately for us we had an opportunity to take care of those employees. When Kilauea on Kauai closed down another group of people were out of work. We were fortunate to have Princeville, Hanalei Plantation. When Hurricane Iwa hit the state and Kauai was devastated, I heard Tony Kunimura say he couldn't believe no one was on the streets. How fortunate we were to fund that Island to get back on its feet and tourism, again, came to the support of our state.

"I know all of my colleagues here on this Senate floor have felt long, long ago a tax was necessary, I don't argue that. I respect that and I believe that we are now at the point where some tax was fair.

"I believe very strongly when our committee chairman on tourism reported to us that the fall back stance was two this year and two next year. When one of our members recommended instead of five, let's

go with two, two, and one, we still had hopes of having some earmarking somewhere this session providing the bureau with funding, providing some funds for a convention center.

"I'm very disappointed, Mr. President, that we didn't see fit to hang together, hang tough for earmarking this year. We need it. We could have used it and I know the industry would have welcomed it.

"Thank you, Mr. President."

Senator Kuroda spoke in support of the measure and remarked:

"Mr. President, I am the chairman of the Tourism Committee of whom he is referring with regards to a fall back position support of two percent this year, two percent next year and, maybe, one percent the following. This I offered to the Senate conferees because I could see that the House position was very fast and hard on five percent.

"Mr. President, I will and did defend the position of the Senate, which is my personal position from the very beginning, which is a two percent tax earmarked for a convention center and for county and tourism promotion. As the bill proceeded on through the Senate Tourism Committee, the Ways and Means Committee responsible for dealing with fiscal matters looked at the entire proposal and suggested an increase to four percent. At that time, this particular bill still had the elements of which I spoke earlier, two percent for tourism purpose, one percent for the counties, one percent for the general fund. I think it was a very good proposal and we all supported it. But, when we faced the House and went into negotiations, after the House took action on it, the question before us was, 'How do we salvage the bill?' Yes, we did fall back from this Senate position. We had to because it was either responding to the desires of the visitor industry with which we have sympathy or with the desires of the constituents whom we serve. I believe it is our responsibility to respond to the good of the whole community rather than a segment.

"I understand what the previous speaker is speaking of when he says that it is like a slap in the face to industry. I don't feel good about the way this particular bill ended up. However, let me make reference to the appropriations made through the general fund totalling \$19.3 million for tourism purposes because in the budget, starting from page 54, you will find appropriations totalling up to \$19.3 million which includes \$1.9 million new monies for the Hawaii Visitors Bureau.

"Let me be specific — \$421,325 for Pacific and Asian market ads; \$212,200 for nonpersonnel promotion in the same area;

\$449,000 Western market; \$85,825 for nonpersonnel promotion; this totals up to \$1,168,350. Going on, to relocate the Tokyo Office, HVB - \$220,400; Aloha Week - \$150,000; Molokai promotion - \$100,000; new Hilo promotion - \$100,000; a budget entry to support sporting events, again, tourism - \$60,000. And I just mentioned earlier, \$1.9 million new ad monies for Asian, Pacific, Western and other markets; \$12 million for the counties for tourism purposes; totalling \$19.3 million dollars. Let me also mention the Tourism Impact Management System which is also related to tourism - \$100,000; a master plan for a sports complex - \$60,000; Main Street Task Force - \$25,000; all from the general fund.

"There is no one who can say that this Legislature is not providing monies to tourism while taking away \$55 million. Now take the \$19.3 million appropriation this year. It's going to be same again next year, and should a convention center site be determined next year, bet you any money that this Legislature will appropriate \$15 million requested to begin retiring the bond as it has been requested as far as a convention center is concerned.

"So, \$19.3 million or rounding it off to \$20 million plus \$15 million, that's more than half of \$55 million.

"Mr. President, there is every justification that all of us should be voting for this bill. Thank you."

Senator Henderson spoke against the measure and said:

"Mr. President, I rise to speak against this bill.

"The previous speaker just said that there is \$19 million appropriated; however, there is \$55 million that is going to be extracted from the hotel and tourist industry ... the hotel industry in this transient accommodations tax.

"The cruel part of this whole issue is, this was a bad trade. It was an anti-business trade. It was a direct slap in the face of the hotel industry and it was a slap in the face, on the hand, on the workers' compensation fund which was the other part of the bargain. They were two bad bargains. A bad bargain for the hotel industry and a bad bargain for business and all of you people who vote for this bill have got to realize that come this fall, you're going to face the voters and I hope you good luck because you're going to need a lot of it.

"This is a bad deal; it's not the way our Senate position was. Our position was earmarking; we started out with two percent. The chairman of Tourism said two percent was his fall back position — two percent. We end up with five percent going

into the general fund and this year of all years we've raised taxes unbelievably. We got \$55 million in this transient accommodations tax. We got about \$15 million in this telecommunications tax. We are picking up about \$10 million on the liquor tax. We're going to pick up another \$100 million on the escrow monies coming out of the liquor tax litigation. So, of all the years to raise taxes, an election year, to raise taxes \$80 million when our revenues are running about \$70 million, ahead of where the estimates were. This is not the year to do what you did and I just the hope the voters will respond in the fall.

"Thank you."

Senator Yamasaki spoke in favor of the measure as follows:

"Mr. President, I speak in favor of the bill.

"Mr. President, as you know, the Federal Government, Congress of the United States passed the Gramm-Rudman bill which requires the Congress to reduce the deficit for five years and the estimates that we have right now for the State of Hawaii is, come October 1986 we may be faced with about \$50 million to \$60 million in reduction of federal funds coming to Hawaii. All of the revenue measures that we have considered in this session is nothing but to cushion ourselves for the reductions that are coming for Hawaii for the next five years, starting from 1986. The budget reduction bill, the Gramm-Rudman bill requires reduction for five years until 1991 so you can see what kind of reduction Hawaii is going to face the next five years.

"This measure that we are considering, Mr. President, has been one of the subjects that we have considered for many years. Since 1959 when Hawaii became a state of our union we have had the people of the State of Hawaii carry the burden in making improvements for the infrastructure of all the counties through real property taxes, state income taxes, other revenue measures that tax the people of the State of Hawaii and the people of this state have carried the burden of improving the State of Hawaii in every area so that we can allow our visitors who come to Hawaii to enjoy the amenities that we now have at the present time. And we pledge to continue to improve our infrastructure our amenities so that more people can come to Hawaii.

"A recent article from the travel industry which was received from a Myrtle Lee of Island Holidays indicates the kind of taxes that are levied in rooms. From the top of 13 percent — El Paso - 13 percent; Seattle - 12.9 percent; Memphis, Tennessee - 12.75 percent; Cleveland - 12.5 percent; Atlantic City, New Jersey - 12 percent; Nashville, Tennessee - 11.75 percent; Baltimore - 11

percent; Detroit - 11 percent; Houston - 11 percent; Los Angeles - 11 percent; New Orleans - 11 percent; Chicago - 10.1 percent; Washington - 10 percent; Cincinnati - 10 percent; San Antonio, Texas - 10 percent; San Francisco - 9.75 percent; Kansas City - 9.72 percent; Boston - 9.7 percent; Dallas - 9 percent; Philadelphia - 9 percent; New York - 8.25 percent; Atlanta - 8 percent; Las Vegas, Nevada - 7 percent; Orlando, Florida - 7 percent; San Diego - 10 percent; and Hawaii, at the bottom of the list, 4 percent.

"So you can see, Mr. President, that we are increasing the transient accommodations tax by 5 percent which brings us to 9 percent which include the present 4 percent in general excise taxes. The 5 percent is the additional tax we are considering for the rooms. I believe that this is a fair burden of taxes that must be shouldered by our visitors who visit the State of Hawaii.

"Since 1973, Mr. President, this Legislature has been considering a room tax. Back in 1973 I recall that the Senate Ways and Means Committee recommended a 2 percent increase in the room tax making it a 6 percent tax for transient accommodations. At that time there were dozens and dozens of telegrams that came from the Mainland to defeat the room tax and, as a result, that session of the Legislature failed to pass a room tax. And, at that time, I told the gentleman who represented the hotel industry, Mr. Don Bremner, and also another gentleman who is now working for the tourist industry in Japan that sooner or later the hotel industry must face a room tax of some kind.

"Since 1973, thirteen years have gone by without the State of Hawaii levying any kind of room tax in addition to the 4 percent general excise tax. I think it is fair for the visitors to help shoulder the burden with the rest of the people of the state. The people of the state have given us a message that now is the time to levy a room tax of some kind and, as you know, Mr. President, the House position was a 5 percent tax and the Senate position was a 4 percent earmarking of those revenues; however, in any kind of a conference, if you are going to come out with anything decent from a conference there ought to be some kind of compromise and the compromise was that we would be for a 5 percent room tax, if only we can have some indication as to where those revenues are going to.

"So your committee report, Mr. President, indicates that it is the intent of your committee that a portion of such revenues be appropriated for the promotion, stimulation and development of visitor assistance programs which will include, but are not limited to, the development of a

convention center, the Hawaii Visitors Bureau for increased promotion of the visitor industry, and grants to the counties for the construction of recreational and other infrastructure to enhance visitor satisfaction.

"So, therefore, Mr. President, we have a commitment from the House that the revenues are going to be for programs to assist the visitor industry and also to the counties.

"The bill that we are considering, Mr. President, the room tax becomes effective in January 1987. We are allowing the industry more than six months lead time because as we understand it the hotel industry has already pre-sold many of their rooms in advance. By making the room tax effective in January of 1987, we will be able to collect revenues as of January 1987. After we have the bundle of revenues, \$65 million or so at the end of the year, then, at that time, we will be able to consider what kind of percentage we must allocate to the visitor industry, the Hawaii Visitors Bureau and also to the counties.

"I believe it is a fair bill, a compromise, for us to consider and to let the people of the State of Hawaii know that the visitors from January 1987 will also share the burden of improving Hawaii to make Hawaii a better Hawaii so that we all can enjoy ... the residents as well as the visitors that come to the State of Hawaii.

"I urge that everyone of the members of the Senate vote for this bill. Thank you very much."

Senator Kawasaki spoke in support of the measure and said:

"Mr. President, I rise to speak in favor of the bill and this vote on this particular bill is particularly significant to me because fully 18 years ago, I was one of the early proponents of passing a tourist tax. The argument at that time was no different from what it is today by the tourist industry. In essence, that the passage of a tourist tax is going to hurt the tourist industry. I pointed out to them and they always pointed out to us the fact that Hawaii spends the least per capita for tourist promotion.

"A decade and a half ago I pointed out to the hotel and the tourist industry the reason why every other leading tourist destination spends more for tourist promotion simply is because they got the revenues that is derived from a tourist tax that was existing in that particular city and this was no exception. Of course, I reminded them, what about the increase in your room rates? For example, in one year they raised the room rates by 30 percent. Now, did that

not hurt the tourist industry? They couldn't explain that.

"In any case, I think we finally convinced the tourist industry, particularly the hotels, that the imposition of a reasonable tourist tax will not hurt the industry at all. Every tourist destination has a tourist tax.

"I go to Japan, my favorite country, and the tourist tax there and the total imposition on me is quite expensive, 20 percent of what I spend there. But I go to that country because I love the country. I love what it has to offer and so it is with the average tourist. They go to a destination simply because they like the area and the fact of a 2 to 5 percent tourist tax will not inhibit their wanting to go to that particular destination.

"I am a little disappointed, as pointed out by the Minority Leader, that a more specific amount was not clearly earmarked to finance the cost of a convention center. This I believe was a proposition we advanced to the industry and, in effect, we committed ourselves to say that, very clearly, this 'x' number of dollars is very clearly going to financing the erection of a convention center.

"The references made by the chairman of the Ways and Means Committee in that the language says that in effect we are going to provide some funding perhaps should have been a little more specific and I don't blame the tourist industry, specifically the hotel proprietors, for being a little disappointed.

"Be that as it may, I believe the time is right that we pass a tourist tax and the posture taken by the House is quite understandable to me, personally. I had the occasion to discuss the tourist tax with members of the Finance Committee, people in a position to make decisions, across the hall here. One of their concerns was the fact that after we gave the HVB a few million dollars more than they have ever gotten in the past, what do they do? Very promptly on their own volition, they raised the salary of the director of HVB from \$80,000 to \$90,000, a \$10,000 increase, just like that, the first year that they got an increase. They raised the salary of the second man on the totem pole to almost a comparable degree. No one else on the staff got an increase. Ever since that has happened, best as I can determine, the director of HVB has been doing nothing but travelling around the world. I could hardly get hold of him.

"I was sent, as you were sent, a copy of a calendar of events by the HVB. Ostensibly these are the events the HVB is presuming to represent Hawaii at. I requested in writing of the director a list, when he can send it, as to the number of these events

(some 94 I believe are listed) he expects someone from that office to attend. To let me know what the cost is going to be or at least an approximate cost of what's going to be entailed and what they hope to accomplish. To this day, the last day of the session, I have not received a communication. If this is the kind of attitude the HVB people are going to take, I don't blame the people in the House of Representatives thinking perhaps that a certain amount of control is still necessary; that we allocate and appropriate, particularly to the HVB, only that amount that is clearly determined by them in their budget presentations to us. Perhaps, as I said, the House version of the bill is understandable.

"Be that as it may, I think the bill, under the circumstances, is of necessity for compromises on the part of the two houses, a reasonable bill. I think this is one we can live with. Let's try it for a year or two. If it doesn't work out we can always amend the bill.

"For that reason I speak in favor of the bill and I trust everyone else sees the logic of finally passing a tourist tax."

Senator Cobb also rose to support the measure and said:

"Mr. President, I rise to speak in favor of this measure and I'd like to express a reservation that has already been expressed by other members of the Senate and, that is, the lack of specific earmarking that is in the bill because I concurred I think with most of the members here who felt quite strongly that there should be some specific earmarking.

"But this is not a new proposition. For years I have spoken with friends of mine who are members of the industry, constituents, and advocates as well as opponents of a tourist tax. I have pleaded with them and warned them that if they didn't accept a 2 percent earmark tax early on; that sooner or later something would be likely to come down the pike that would be general fund. That is precisely what happened. I don't mean to get up here and take a posture of saying I told you so, but history has come to pass with this measure.

"I think also members have addressed the question of the rise in the rate of hotel rooms. I received a study that was done by a constituent who pointed out rather graphically that the cost of hotel rooms had increased over 100 percent in a ten-year period with no adverse result in the number of tourists coming to Hawaii. The period of time indicated was from 1973 to 1983, and during that time period the room rates in Hawaii more than doubled. At the same period of time, the number of tourists

coming to Hawaii increased dramatically, virtually every year.

"My personal feeling on this measure is that a tourist tax is an issue whose time has long since come. If there are problems with the general fund approach, that can be addressed specifically in future legislation dealing with the convention center; dealing with earmarking money to tourism; dealing with earmarking the money to the counties. But, I cannot in good conscience say that the members of the industry, both friends, proponents and opponents, have not been warned of this for a long period of time.

"Thank you, Mr. President."

Senator Abercrombie also supported the measure and remarked:

"Mr. President, I feel I would like to say at this juncture, having supported a hotel room tax, a tourist tax, since statehood when I arrived. That's 26 years now that I've supported it, and I've supported it for 12 years in the Legislature and to come to this last day of the Legislature and be able to vote for this tax leaves me to no end to satisfaction.

"I recall my first year in the state House of Representatives when the tax was defeated and I remember saying to the same Mr. Bremner that Senator Kawasaki referred to, I said that the night that this tax passes it will be at night because no doubt it will go to the end of the calendar. Someone like Buddy Soares will be there to make sure that it goes to the end of the calendar. I said the night that it passes you folks will be in the gallery and the very next day, the very next day, after all the hue and cry about its passage, you will be prepared with a list of projects for funding out of that hotel room tax. I remember very clearly the words Mr. Bremner said to me at that time, he said, 'Oh, you've got it all right except for one thing.' I asked, 'What's that?' He said, 'We'll have the projects ready the same night.'

"I'm going to take a look around. Mr. Bremner is probably up there. Is he up there? He's probably skulking about outside the chamber there but if Clem Judd or someone's up there he can tell him about it too. I'm sure that right at this moment as they're getting ready to count the votes, that's precisely what they will be doing ... is coming up with the suggestions for the projects and that's as it should be. So, I don't say that in a sarcastic way, no more than usual (laughter). I say it with the point of view and the argument that I have had or that I've tried to make to the many people who called me, and I'm sure called most of the members here on the floor, last night in particular, from the industry, working people in the industry who genuinely were

concerned about it.

"This money is going to be invested in Hawaii and that's an argument against earmarking. I have always opposed the earmarking because it makes people lazy. If you know that so much is going to come in every year or generally know that all the time makes them lazy, and I know everybody is against that, but that is the case. So what's going to happen is that as this money comes in the people who are in the Legislature are going to have to consider on a year-by-year basis or on a biennium basis what projects are deemed most worthy and that can include all kinds of things, educational and otherwise.

"So, I think the 5 percent tax as proposed will be beneficial. I think this is going to be one of those measures that comes through where five years after its passage nobody can remember what the argument was all about. Nobody can remember why there was such a controversy about it. In fact the real controversy that will take place will not be about the tax itself but rather the projects to which the funds will be put towards.

"On that basis, I am happy to be able to not only urge a vote but have the privilege of casting the vote. I can just see, Mr. President, you can't wait for that vote, you've waited so long and we're all so happy for you. Thank you."

Senator Soares then added:

"Mr. President, a few more comments that I would like to make.

"The chairman of the Ways and Means Committee read off a list of cities that have higher hotel room taxes. I'd like to ask the members, if they want to go to a romantic area like Cincinnati or Memphis, Nashville, Detroit, Cleveland, Kansas City, San Antonio, Dallas, these are resort areas you understand. These people survive on the plastic. They survive on business travel where the companies pay for the travel and hotel bills. These are areas that are always with business conferences and conventions.

"Hawaii's travellers are those people who are on their vacation. You may have heard many times that by supporting a convention center, we can find a way to extend their stay, get higher paid tourists to be able to come to Hawaii than the tourists we have now. I think that we should compare resorts with resort areas and I respect the chairman for bringing it up.

"A few years ago, there was a Boumol study that was paid for by this Legislature calling for a cost benefit ratio of tourist dollars versus expenses and you will find that the study says that they were paying their way five to one.

"I want to repeat again, I know that we have had all of our constituents surveyed one way or the other and the survey indicate, let the outsiders pay the tax. They should pay something.

"I do agree we've come down this evening with the tourist tax, 2 percent or 4 percent, and I want to repeat, the earmarking was going to be for the counties, giving them permanent funding; HVB permanent funding, and that's my biggest concern. I do hope, Mr. President, that the intent as expressed by the chairman in the committee report ...

"I do hope that the governor and whoever else has the opportunity to allow these funds when the time comes; that we see fit to properly support a center; properly support the need for more funding for the Hawaii Visitors Bureau. Take advantage again of the European problem to get tourists to come here because, don't forget, over 50,000 people today work in the travel industry. Thanks for that we don't have too many people on the welfare rolls; no more crimes that would be twice as bad with no employment.

"So I say that my stand is very simple. I feel the earmarking was what we wanted and I'm very disappointed that we didn't get it. Thank you."

Senator Yamasaki then said:

"Mr. President, I have one line to insert into the record.

"I forgot to mention that today is a very historic day. We have provided funds for lower and higher education. We supported programs for our children in the State of Hawaii. We also have some programs for our senior citizens. And now, House Bill 2805 — this is what I call a pay day for the people of this state now that the visitors are also going to shoulder the burden that the people of this state have been carrying for years and years and years and have become tired of paying all the bills and now, when we go on record in voting on this bill, the visitors will also join hands with the people of this state in paying for the cost of the amenities that we have here in Hawaii. Thank you."

Senator Cobb then said:

"Mr. President, just a brief observation.

"Anytime we can override a governor's veto, pass a tourist tax and get out of here without a personal liability law suit, we're truly making history."

The motion was put by the Chair and carried, and Roll Call vote having been requested, Conf. Com. Rep. No. 66-86 was

adopted and H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (George, Henderson, A. Kobayashi and Soares).

Conf. Com. Rep. No. 74-86 (S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1):

Senator Chang moved that Conf. Com. Rep. No. 74-86 be adopted and S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Cayetano.

At this time, Senator Cobb rose on a point of parliamentary privilege and stated:

"Mr. President, this bill is improperly before the body because no companion measure is before the House or was addressed by the House at any time."

At 6:25 o'clock p.m., the Senate stood in recess subject to the calls of the Chair.

The Senate reconvened at 6:37 o'clock p.m.

The Chair, in response to the point of parliamentary privilege, stated:

"Members of the Senate, regarding the inquiry by the Majority Floor Leader on S.B. 2258, the Chair wants to make it very clear that the action taken on this particular measure dealing with the tort issue was agreed to by the Senate and House in conference.

"Contrary to newspaper reports concerning this particular measure, we have not to this day been notified by the House that the conference agreement is no longer in existence. Therefore, this bill has been on the floor and has been printed into our Journal as being an official conference agreement. In deference to time and in deference to avoiding further unnecessary discussion on the measure, the Chair will defer this matter one day."

By unanimous consent, Conf. Com. Rep. No. 74-86 and S.B. No. 2258-86, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," was deferred until Thursday, April 24, 1986.

Conf. Com. Rep. No. 75-86 (S.B. No. 471, S.D. 2, H.D. 1, C.D. 2):

Senator Cobb moved that Conf. Com. Rep. No. 75-86 be adopted and S.B. No. 471, S.D. 2, H.D. 1, C.D. 2, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Kawasaki rose to speak against the measure and remarked:

"Mr. President, I rise to speak against passage of this bill and if I did not rise to speak against the bill you'd be sorely disappointed.

"Mr. President, I am in opposition to this bill because it appears to me that this bill is going to cost, needlessly, the taxpayers, some \$3,551,000 this year and about \$2,425,000 in each succeeding year. Added to this will be the cost of providing increases that results from cost of fringe benefits and added cost of retirement benefits that result as a consequence of this bill passing. I'm fully aware that we have the votes on the floor to pass this bill.

"Be that as it may, I think it's important that I object to some features of this bill. One of the features of the bill is the provision for retroactivity. I thought that when we went into caucus that there was going to be some understanding that there would be a strong resistance on the part of the Senate to provide retroactivity. Now, the bill would have been much more acceptable if the wage increases would have taken effect on July 1st of this year or possibly January 1st of next year.

"One of the bad features of this bill is that, in effect, it is going to provide bonuses for those employees, for those department heads who are going to be out of jobs in seven-and-a-half months from today, and the bill would impose a burden, again, on the taxpayers, for providing the retirement benefits and all that which accrues as a consequence of this bill passing, to the taxpayers, for as long as these people live and their beneficiaries live.

"There are some good features of the bill and I am in agreement with some portions of it ... I believe the pay of the lieutenant governor should be much higher than what it is today. I don't say this because one of our members here, whom I regret to know is leaving us, is possibly the beneficiary of a pay increase. I think the lieutenant governor's position is certainly justified in receiving a higher salary.

"The governor's pay, however, I don't find myself in that list of people aggrieved because his pay seems too low. What is always forgotten by conferees is that while the governor's pay at this point is lower than the pay of the mayor of the City and County of Honolulu, (It should not be. I would go along with some reasonable increase in the governor's salary.) but we can't forget the fact the governor has some other fringe benefits, other emoluments, if you will; for example, a beautifully furnished mansion that his family lives in.

He's got a whole retinue of domestic servants, a chef, maids, bodyguards, chauffeurs, limousines, he's got a \$300,000-a-year contingency fund which he is able to use at his own discretion and there's an element of prestige connected with the position. Who else but the governor of this state is privileged to entertain the Emperor of Japan, Queen Elizabeth of England, dignitaries from all over the world, as a matter of fact, even greeting Mr. Marcos at the airport. There are these kinds of emoluments, Mr. President, that has to go into the consideration of providing for the governor's pay. That was bad enough.

"Now, I think, over the years we have come to realize that compensation for the circuit court judges should have been a little higher. I notice that this bill provides for that increase.

"There are, however, some other bad features but let me just provide some other redeeming features of this bill. For example, I think the increases provided for some deserving department heads — the director of the Department of Land and Natural Resources, his deputy, the director of the Department of Social Services and Housing, his deputy, the director of the Department of Commerce and Consumer Affairs — these positions are important positions and they deserve a pay increase.

"There are other increases here that, in my judgment, are totally unjustified. For many years I've been kidded about being the author of the ombudsman bill which was a good idea to begin with but which has grown into a bureaucracy that is a little too costly in my judgment. Many of you here on the floor have personally told me that perhaps the bureau is getting too large and certainly many of you very properly have objected to the fact that there is now provided by statute, a deputy ombudsman, which in my judgment is totally unneeded. Now, what do they do? On top of providing for the ombudsman a compensation increase amounting to \$68,000 a year, they have also provided in this bill, compensation for the deputy ombudsman, which position many of us here agree should be eliminated. We don't need that position. I should know. We provide for that position a compensation of \$61,650 a year.

"There are other positions that are totally undeserving of the kind of increase we are talking about here. Seems to me the conference committee could have spent a little more time and come out with a bill that is perhaps a little more specific in providing needed salary increases. This bill does not do that.

"It's not easy for me to vote against this bill because some of these people who are

beneficiaries of the statute are close personal friends of mine. I think we have a responsibility here on this floor to do what we think in our judgment is best for the general public. The bill as it is written is, in my judgment, not in the best interest of the public. We should have provided wages increases starting January 1st of next year; not provide for bonuses for cronies who have been appointed to their positions, some of whom are less than the most competent people we could find for those jobs.

"This bill has, as I said, as a redeeming feature provided some increases for some of these positions that I have just enumerated but overall I think it is not a good bill. I would hate to impose upon the taxpayers of this state the burden of having to provide the cost imposition that this position entails.

"For that reason, I regrettably hate to disappoint you because I think in your best judgment you think this bill is not one that I should be voting against. For one reason, there is an election coming up. But I have never worried about what the outcome for me personally is. I think I have the responsibility to speak out against some of the bad features of this bill. Hopefully, we can amend some of those bad features as I put it, in the following sessions, if I do get back here. I speak against this bill. I know you have the votes to pass this but I just want to go on record saying this bill was not designed as well as it could have been."

Senator Machida spoke in support of the measure and said:

"Mr. President, not in rebuttal to the previous speaker, I just want to justify the bill before us.

"Mr. President, members of the Senate, it is my fervent hope that Senate Bill 471, S.D. 2, H.D. 1, C.D. 2, receive unanimous, well almost unanimous, support from this body despite the fact that I neither would like to portray this measure as a controversial one by alluding to the notion that the Legislature doesn't pass a pay raise bill for the governor and his cabinet during an election year.

"Whether there is an election year or not, I firmly support the premise that a bill should be argued on its merits and not on its supposed political ramifications. Once we get caught in a web of indecision based on how we think our constituents will react, politically, we vote for a bill with an all objectivity of the merits that the bill allows.

"I would rather support the belief that we should vote on the measure based on the merit and if our constituents react they will be given an opportunity to explain our vote in a face-to-face dialogue with them.

"Senate Bill 471 is a valid case in point. If we measure the merits of this bill, I have no doubts that we should all agree that there is any justification for its passage. Since the county jurisdictions are the most logical basis of comparison, let me point out that the governor's salary is presently set at \$59,400 annually. The mayor of the City and County of Honolulu makes \$75,000; Hawaii County mayor makes \$49,992 with a proposed increase to \$57,740, effective July 1, 1986; the Maui County mayor presently makes \$62,000; and the Kauai County mayor \$49,920 with an increase to \$52,416 effective July 1, 1986. The governor's salary is currently only 79% of that of the mayor of the City and County of Honolulu. I don't think we can logically argue that the governor should not be the highest paid executive, elected executive in the state.

"Some of the comparisons of all this inequity can be found for department heads and their deputies. Another glaring inequity in the state system is the fact there are 858 subordinate employees making more than their department heads and their deputies.

"Senate Bill 471, Mr. President, also allows for salary increases for justices and judges in the judiciary department to again remedy the obvious inadequate salary levels for these decision-makers of our judicial system. Salary increases for these employees have been supported by the 1984 Commission on Judicial Salaries, editorials by the news media, petition signed by the 580 practicing attorneys and, in my opinion, a majority support of the people of this state.

"From a legislators perspective, I would like to propose there are three compelling reasons for supporting this measure. First, I believe that the current administration should be compensated for their effort in attempting to make our state a better community for all of us. I understand that there are three or more cabinet members who have served the administration for the 12 years of Governor Ariyoshi's tenure in spite of the grossly inadequate salary levels. Many of the top cabinet members over the years have left the administration and the overwhelming reason has been the low salaries. After all, they have sons and daughters they must send off to college like the rest of us and they must ultimately pursue careers that are going to be the most financially rewarding for their families. Therefore, to compensate the present administration to some degree, we have built in a retroactive feature to January 1, 1986.

"Second, to attract and retain quality cabinet members for the next administration, salaries are certainly an important consideration. Surely the most

important, as far as I'm concerned, is, if we can attract quality executives it makes our jobs as legislators a lot easier and unquestionably more effective. We depend on these administrative officers to provide initial input on the budget and the numerous bills that are proposed every year. Then, as the session adjourns, we expect these same executive to implement or supervise the fruition of the programs and objectives we adopt. If all works well, Mr. President, the ultimate winners are the people of the state.

"Mr. President, my fellow colleagues, if you share my feeling on this matter I would urge the unanimous support of this measure. Thank you."

Senator Kawasaki then added:

"Mr. President, I am compelled to respond to the statements just made by the chairman of the Labor Committee. He has alluded to the disparity in the salaries between the governor and the county mayors and, again, I point out the fact that the county mayors while in numbers appear to have a higher salary, and I suppose that shouldn't be, I would go along with a salary increase for the governor that makes his salary number a thousand dollars higher than the county mayors. But, don't forget, the fringe benefits and the emoluments that accrue to the governor in his position is entirely lacking in the case of each county mayor.

"The mayor of the City and County of Honolulu, for example, might at \$75,000 make more than the governor in numbers but he has no mansion, he has no retinue of servants, he has no paid chauffeurs, he has no bodyguards, he's got no contingency fund of \$300,000. These are actual benefits, which if you add in arithmetic, amounts to a compensation to the governor of this state, perhaps, amounting to about \$300,000 and not the \$59,000 we're talking about. It's quite different.

"There are some other positions that I considered in this particular bill and I'm glad for it. For example, I think the superintendent of the Department of Education should receive a good salary and so with the deputy. But there are also positions like the stadium manager whose salary is proposed to be \$61,560 in this bill; his deputy at \$55,000. There's a board known as the Hawaii Labor Relations Board ... there was a bill around here to make that bill, by statute, which is fulltime, a part-time board simply because the workload did not justify a fulltime board. What does this bill do? In that particular position they raise the pay of the chairman to \$61,560; they raise the salary of the members of that board to roughly \$11,000 a year.

"These are the kinds of inconsistencies that I think just vitiate the merits of the bill and so, again, as I said, while I realize that there are votes here to pass this bill, perhaps in the following session we should streamline or certainly make the grammar of this bill one that is more acceptable to people who would be willing to take the time out to analyze it carefully and provide the incentives for people who want to work for the government.

"Now, I've heard the recurring litany time and again that you've got to pay these kinds of salaries to attract good people. I say this is patently, hogwash. This is the most fatuous argument I've heard over the years. We have no dearth of candidates. We have no dearth of candidates for the governor's position at the present salary. Look how many people are running for governor, including you, Mr. President.

"We have no dearth of candidates running for the lieutenant governor's position. We seem to have an added candidate every week.

"We have no dearth of people wanting top jobs in cabinet level positions and we have no great exodus, the leaving of people who hold these positions. I challenge anyone here to name me a dozen people in cabinet positions who left their positions because the compensation was alleged to be too low. That's hogwash. The one person that I thought might leave government service because I considered that man to be very competent, he had the ability to get into private enterprise and command a good salary, he left and he very promptly came back because he found that government salary and the work demand, the workload, the fringe benefits, the other emoluments, made it worthwhile for him to come back. Today, he happens to be the chairman of the Public Utilities Commission. My point is, have you seen others leaving their offices?

"When these people accept appointments to government positions as directors of departments, they know exactly what their salary is, as we do here. When we run for office we know exactly what our salary is and for the term of our office we live with what our salaries are.

"Now, they talk about salaries not having been raised for this category of people since 1982, four years. Well, as I have pointed out time and again on this floor, the Senate of the State of Hawaii did not have a pay increase for thirteen years, from 1968 until a few years ago when we finally had some very modest increases. The point here is when people get appointed to serving the public in responsible positions and they know what the salary is, they are committed to by contract to serve the term of those

positions and not expect that the Legislature will constantly increase their compensation.

"So, again, as I said, the argument that we're having people leave government service because of lack of adequate compensation, that we are failing to attract good, qualified people to government I don't think stands up. The argument I think is inane.

"For those reasons, again, I speak against the bill and I'm sorry to have to disappoint you, Mr. President, but this is my sincere conviction and I will vote against this bill."

At 6:59 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:03 o'clock p.m.

Senator Abercrombie then remarked:

"Mr. President, I would just like to state for the record that the mayor of the City and County of Honolulu may not have a chauffeur-driven limousine, he may not have maids, he may not have bodyguards, he may not have a mansion, but he has Duke Kawasaki and that makes up for more than all the rest." (Laughter)

Senator B. Kobayashi spoke against the bill and said:

"Mr. President, I would like to speak against the bill and I will be voting 'no.'

"I have a peculiar situation in that last year after this bill did not pass I had several town meetings in the district. At that point, I had given the opinion in public that I believe the retroactive feature was not a good one and in keeping with those statements, I will be voting 'no' on the bill. The same time, I recognize that these individuals, many of who are underpaid, do deserve some salary increase and I would say that I do not suggest that a salary increase is not warranted. I only feel that the manner in which the retroactive feature kicks in is not a worthy one. Thank you."

Senator Soares spoke in support of the measure and said:

"Mr. President, I was not going to speak for the measure but I think I might as well for the four Republicans. We're not going to play politics with this. We can all vote 'no' and hope it passes by 13 to 12 or 14 to 11, 15 to 10.

"We have studied the pay scales; we've talked about it; the four of us have examined the ratio of the governor to everyone else. We are aware of what happened last year. Last year was a travesty of justice as I would call it. We do

believe very strongly, Mr. President, that we have got to take care of our top executives properly and fairly. We believe that we are doing it with this bill; therefore, the four of us are going to vote for this."

Senator Hee spoke on the measure and said:

"Mr. President, I will vote 'no' on this bill and my reservation with this bill has been the retroactive feature in the bill. It's been no secret. As far as I'm concerned I've let that be known to the caucus many times. I have no argument with some of the people presently in the department head positions and some of the deputies. In fact, remarking earlier to one of deputies in the Department of Education I had said to that person that I feel somewhat remiss that in the case of this deputy she is amply qualified and it is my view that if the salary was the difference that she certainly earned the salary and those are the kinds of people that I was interested in, in serving people through government service.

"I find great difficulty, Mr. President, to vote for a bill with retroactivity knowing full well that the amount of money in the retroactive feature of this bill can supply and support the child abuse coalition, the sex abuse coalition, the spouse abuse coalition and all the other coalitions in the human services area. With all due respect to the chairman of Human Services, we worked very hard only to have the guts cut out in the Ways and Means/House Finance Committees.

"I find the retroactive feature a reward system which is not justified. Not because the people are not justified in earning more but because I do not believe that's good policy and if we are here as policymakers we should be setting, as far as I am concerned, a pay raise which would not affect those people presently in office.

"I appreciate the efforts on the part of the members of this body to massage this bill to the best feature that they feel that it has come out with but, unfortunately, as I said, my conscience tells me that the retroactive feature is a most inappropriate way to deal with a pay raise in this fashion.

"Thank you."

Senator B. Kobayashi then added:

"Mr. President, I think that if we could guarantee that voting for this pay bill would elevate you from the basement to the fifth floor, I think many of us would gladly vote for this bill." (Laughter)

Senator Kawasaki also added:

"Mr. President, I have a point of inquiry

to direct to the Minority Leader, if he would respond?"

The Chair posed the question and Senator Henderson having answered in the affirmative, Senator Kawasaki asked:

"Mr. President, the question I have for the Minority is, are you people, four of you, voting for this bill because you have some sanguine hopes that you will be in charge of the administration come January 1st?"

Senator Henderson answered: "Senator Kawasaki, you're getting smarter everyday." (Laughter)

The motion was put by the Chair and carried, and Conf. Com. Rep. No. 75-86 was adopted and S.B. No. 471, S.D. 2, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES AND MAKING AN APPROPRIATION THEREFOR," having been read throughout, passed Final Reading on the following of Ayes and Noes:

Ayes, 22. Noes, 3 (Hee, Kawasaki and B. Kobayashi).

Conf. Com. Rep. No. 76-86 (S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Cobb, seconded by Senator Soares and carried, Conf. Com. Rep. No. 76-86 was adopted and S.B. No. 1831-86, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senate Bill No. 1961-86, S.D. 1, H.D. 2:

Senator Cobb moved that S.B. No. 1961-86, S.D. 1, H.D. 2, having been read throughout, pass Final Reading, seconded by Senator Soares.

Senator Abercrombie spoke on the measure and said:

"Mr. President, I had asked a question originally when this bill first came up and I think it's been answered satisfactorily. I urge passage of the bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1961-86, S.D. 1, and that S.B. No. 1961-86, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 205 to 213) were read by the Clerk and were disposed of as follows:

S.R. No. 205, entitled: "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 205 was adopted.

S.R. No. 206, entitled: "SENATE RESOLUTION RETURNING ALL BILLS, CONCURRENT RESOLUTIONS, AND RESOLUTIONS TO THE CLERK'S DESK," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 206 was adopted.

S.R. No. 207, entitled: "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO APPROVE THE JOURNAL OF THIS SENATE FOR THE SIXTY-THIRD DAY," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 207 was adopted.

S.R. No. 208, entitled: "SENATE RESOLUTION RELATING TO THE PRINTING OF THE JOURNAL OF THE SENATE," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 208 was adopted.

S.R. No. 209, entitled: "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO DESIGNATE THE EMPLOYEES WHO WILL WORK AFTER ADJOURNMENT," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 209 was adopted.

S.R. No. 210, entitled: "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO EXPEND FUNDS AFTER ADJOURNMENT," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 210 was adopted.

S.R. No. 211, entitled: "SENATE RESOLUTION EXPRESSING DEEPEST APPRECIATION TO THE MEMBERS OF THE VARIOUS MEDIA FOR THEIR COVERAGE OF THE ACTIVITIES OF THE THIRTEENTH LEGISLATURE, REGULAR SESSION OF 1986," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 211 was adopted.

S.R. No. 212, entitled: "SENATE RESOLUTION RECOGNIZING WITH GRATITUDE EACH OF THE MINISTERS OF RELIGION WHO OPENED A DAY OF THE SENATE, THIRTEENTH LEGISLATURE, 1986, STATE OF HAWAII, WITH AN INSPIRATIONAL INVOCATION," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 212 was adopted.

S.R. No. 213, entitled: "SENATE RESOLUTION REGARDING COMPLETION OF THE WORK OF THE THIRTEENTH LEGISLATURE SUBSEQUENT TO THE ADJOURNMENT THEREOF," was offered by Senators Kuroda and Henderson.

On motion by Senator Cobb, seconded by Senator Soares and carried, S.R. No. 213 was adopted.

RECONSIDERATION OF ACTION TAKEN

Stand. Com. Rep. No. 1111-86 (Gov. Msg. No. 243):

Senator Chang moved that the Senate reconsider its action taken on Stand. Com. Rep. No. 1111-86 on Gov. Msg. No. 243, seconded by Senator Cayetano and carried.

The Chair explained: "Members of the Senate, Stand. Com. Rep. 1111-86 on Gov. Msg. No. 243 contains a typographical error. The name of the board in the committee report is shown as Criminal Justice Data Interagency Board and should be corrected to read: Juvenile Justice Data Interagency Board."

Senator Chang, pursuant to Senate Rule 33(1), then moved to further reconsider its action taken on Stand. Com. Rep. No. 1111-86 and Gov. Msg. No. 243, seconded by Senator Cayetano and carried.

By unanimous consent, Stand. Com. Rep. No. 1111-86 was filed.

Senator Chang then moved that the Senate advise and consent to the nominations to the Juvenile Justice Data Interagency Board of Tamara Loy Horcajo,

term to expire June 30, 1990, and Jon R. Ono, term to expire June 30, 1987, seconded by Senator Cayetano.

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

Ayes, 25. Noes, none.

At this time, Senator Kawasaki rose on a point of personal privilege as follows:

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

"Mr. President, I believe I am entirely in order to express a deep appreciation of the two gentlemen who are about to leave us. I don't think they are leaving us because of the lack of adequate compensation but I think that we are in order to pay some compliments to these two gentlemen who added such strength, such dignity to this body.

"In trying to find some words, if you will, to say something nice about these two gentlemen, I thought of a letter that I sent four years ago in a senatorial election involving Senator Abercrombie because it was predicted by the pundits in town, if you will, that he was going to be defeated badly by his opposition in the minority. Those of us who served with him, appreciating his contributions to this body, promptly put our heads together to see what we could do to help this gentleman. I believe that dedicated officials holding office have a responsibility to help put into office people who have proven themselves to be a credit to people who elect them. As a consequence, I sent out a letter to each constituent in the district from which Senator Abercrombie ran and I thought perhaps I'd like to enter into the record, inasmuch as he's going to leave us possibly for the Congress of the United States or elsewhere, the words of the letter, if I may.

"Mr. President, I said in that letter and I trust that that letter had some little effect in assuring that he wasn't going to be defeated by an overwhelming majority ... I said in the letter:

'During the past twenty years that I have been privileged to serve in the Hawaii Senate, I have come to know the abilities, the qualities and the characters of fifty-seven fellow Senators and the manner in which they have responded to the many problems confronting this state. Senator Neil Abercrombie stands out in the group as one of the outstandingly valuable members of the Senate. It was my good fortune and privilege to have served with this articulate, energetic, and intensely caring man who attempts to be nearly a

full-time public servant on his modest \$13,800-a-year salary when he could, with his Ph.D. degree and ability, enjoy the comforts and security of a noncontroversial career as perhaps a college faculty member, earning a salary perhaps three or four times greater.

'Neil's range of interest in public issues, his ability to recognize, understand and articulate the underlying issues of a public problem or controversy and then act intelligently, honestly, and decisively with courage in behalf of the public has impressed fair minded and informed observers in and out of the Senate.

'Not the least of Neil Abercrombie's appreciated qualities is his warmth, his ready wit and his sense of humor and ability to laugh at himself and his frailties. I have appreciated the contribution this man has made to the Senate and the people of Hawaii as a legislator and as a chairman of the then Senate Higher Education Committee.

'Because I believe that public officials like myself, unquestionably, have a responsibility and a duty to help reelect and keep outstanding individuals in office for the public good I earnestly seek your help in reelecting Senator Neil Abercrombie on November 2nd. I sincerely feel that his reelection is important because having this exceptionally qualified legislator in your government is of primary importance to you, your family and Hawaii.'

And I think this letter that I circulated to all of his constituents is entirely appropriate today as we bid Senator Abercrombie adieu.

"Now if I may, I want to, and I think I express the feeling of each one of us here, that we regret that Senator Ben Cayetano, a tower of strength and a credit to his constituents is also leaving us.

"The two gentlemen are, if I may use the appellation, the heavy weights in the Senate and I sincerely believe this. I think it's a great loss to us not to have the presence of these two gentlemen in the Senate with us next year.

"We bid them Godspeed. We know that they will reflect credit to the State of Hawaii in the positions that they seek and I wish them well."

The Chair, at this time, appointed Senators Cobb, Kuroda, Henderson and Soares as a Special Committee to inform the Governor and the House of Representatives that the Senate is prepared to adjourn Sine Die.

At 7:15 o'clock p.m., the Senate stood in

recess subject to the call of the Chair.

The Senate reconvened at 7:28 o'clock p.m.

Senator McMurdo then rose on a point of personal privilege and said:

"Mr. President, I'd like to rise on a point of personal privilege.

"I want to tell you all, and I guess you all know it, that as soon as that gavel goes down I'm no longer a freshman Senator. I want to thank so many of you for making my first tour of duty here so successful, so much fun, so frustrating ... you know, the whole nine yards. But, you've been very kind to me; you've been very helpful and I really appreciate it very much.

"There are a few people I'd like to especially mention. To our senior Senator here, Senator Yamasaki, it's been a real privilege to be on Ways and Means. I've learned an awful lot. The others who have been particularly helpful happen to be leaving — Senator Wong (Laughter) (I thought you were leaving to move upstairs. Well, if you're not that's good too.), Senator Cobb, Senator Cayetano and, also, I'd like to thank Senator Soares for his kind words this evening, I really appreciated it ... sometimes it's been tough sledding with no snow.

"The man I really want to pay my respects to this evening, of all the people in the Senate, is Senator Neil Abercrombie who has been a good friend of mine through many battles when I was on the neighborhood board and who has been a stalwart friend and father confessor sometimes and who has always managed to give me wise counsel even if I didn't accept it. Also, over this period of time, as I became a little more independent and able to stand on my own two feet, you know, there's never been any effort to twist my arm to go in his direction or anything like that for which I'm also very grateful, even if he knew he couldn't get away with it!

"But, Neil, who is with us for the last time today, has served the people of this state with tremendous distinction the past twelve years. He has been described as eloquent, witty, verbose, outspoken, honest, verbose, astute, persuasive, verbose, flamboyant, erudite, verbose, even adroit, articulate and verbose.

"Seriously, most of us would agree that his greatest contribution is that he brought the plight of the less fortunate members of the society center stage, and he has forced us on many occasions to confront important social issues, touching heart and conscience, and motivating us to action.

"I, for one, will miss his friendship and his wise counsel. Thank you very much."

Senator Young then rose to remark as follows:

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

"Mr. President, this is to all the Senators seeking election:

"With a sound of a sob and a feeling of relief we come to the end of new triumphs and grief;

"The Thirteenth Legislative Session is coming to end; our hearts are warm; none are full; all a friend;

"To you who seek reelection once again, you'll wonder at times if you're crazy or sane;

"We had our fights, squabbles and fun; our best wishes to each and everyone;

"The Chinese are a political dying breed, said former Senator Wadsworth Yee. Once there was Ching, Chong, Yim, Wong, Yee; in fact, there were two Wongs you see. And now the Chinese are down to three, for the precious to return are Tony Chang and Jimmy Aki;

"Talk about the Chinese being so few; Charley Toguchi take this cue, you're the other 'uchinanchu';

"To the two Gerald's sitting side-by-side, Hagino and Machida to whom they victoriously glide;

"Moanalua and Kalihi will support Duke Kawasaki;

"So will Kapahulu and Kaimuki for Bert Kobayashi;

"Senator Kuroda, you must come back; there will be no songs for us to sing, no pictures or photos for you to fling;

"Best wishes to the gals from the outer isles; Lehua and Malama with their winning smiles; like the Chinese, the female numbers are few so you must come back and no adieu;

"There will be no excitement without Steve Cobb; who will dent the wall with the flying doorknob; do not leave us oh, fearless Senate leader, you who have ruled us like the Creator."

"But on a more serious note, Mr. President, I would like to extend our best wishes also to Senator Abercrombie and Senator Cayetano. The sessions will never

be the same without them.

"To end this, lastly, I would like to quote: 'History is story; politics is the process of becoming history and it is a story of a handful of men and women reaching for the levers of power; it is a quest of men and women seeking to find themselves and their identify and, in so seeking, shape the lives of other people.'

"Best wishes to all of you!"

Senator Toguchi then rose on a point of personal privilege as follows:

"Mr. President, at this time I would like to discuss a rumor that we've been hearing around here that early last week Abercrombie and Cayetano came in and they were the ones that requested the one day recess. It was getting close to Friday and I heard that they wanted to stay around a little longer and the rumor is that you first said 'no,' but after they yelled at you and went on their knees you said, 'Let me think about it.' But you finally gave in, Mr. President, as usual, when they started to cry.

"Mr. President, the rumor too is that to be consistent with your past dealings with the the two Senators and so as not to agree with them a hundred percent, you gave in and you said okay, but not one day, three days extension. So, again, you gave in to them, Mr. President, and that's the rumor.

"Mr. President, as I stand here this evening, I feel a little emotional about talking about these two Senators, our two colleagues. I've served with them for ten years and we have a presentation we'd like to make to them, on behalf of all the Senators here. But, I'm not through yet, Mr. President.

"Many of you may have noticed that during the past two weeks Senator Clayton Hee has been standing up quite a bit and some of us think that maybe he's trying to fill the shoes of the two Senators that are leaving. I convinced Senators Abercrombie and Cayetano ... they have a letter here to you, Mr. President, its a memorandum and it's requesting that you give Senator Clayton Hee the two seats that Senator Abercrombie and Senator Cayetano are vacating because he's going to fill their shoes next year; also, the two rooms, the two parking spaces, and, Mr. President, if you are going to respond to the many, many memos that the two Senators have written to you in the past, if you decide to respond to them next year, send all your responses to Senator Clayton Hee.

"Many of us here have been impacted by these gentlemen and, also, the media always go to these two people and there's a rumor

going around town that the media people are very concerned that these two Senators are leaving us. For example, I heard rumors that Doug Woo's employer is suggesting that after the two Senators leave he go on four days unpaid vacation per week; Richard Borecca, is to take six hours of unpaid lunch per day because there will be nothing else to cover here; Lynn Waters is said to have only ten seconds, plus or minus one second, and that would be enough to cover the Senate; and she has an option, she may go on and retire on Molokai because there will be nothing for her to cover; the rumor on Gerald Kato is that he will be sent to Washington, D.C., to analyze the Washington scene.

"I'd like to, before we make the presentation, urge all of you to support Senator Cayetano and Senator Abercrombie in their endeavors because you're going to help me with a big problem. In fact, Senator Clayton Hee has the same problem and that is, Senator Cayetano has already sent me a resume for next year, just in case, and Senator Abercrombie has also sent in a resume. They are applying for jobs with our staff.

"You know that Senator Cayetano is known to be a very tough bargainer and you've seen him in some of the conference committees. The problem I have with Senator Cayetano is that in the job interview for next year, you know, he covers all his bases, he said in case I don't make it I want a job with you. I can't say 'yes' because the hard bargain he's driving is, he wants to sit on the floor everyday.

"In all seriousness, Mr. President, I have here a cartoon that's done by Corky. Since nobody laughed at all my jokes and I thought I had about twenty jokes in that presentation, maybe I'll do it with this cartoon here. By the way, there will be a presentation also by Senator Clayton Hee to Senator Abercrombie.

"When I first looked at this cartoon of Senator Cayetano I thought it was great but I notice a few mistakes on this. First of all, he's holding a knife or small sword and I told Senator Hee, who made the contact with Corky, that it should have been a machete. I think some of you remember Senator Cayetano raising the machete on the floor. The second thing I want to say is, I really don't know why the media used to make a big thing about his Prince Valiant hairdo. I didn't think it was a big thing, in fact, I like him better now with the new hairdo. You know, I used to have that hairdo when I was young. My father used to put a rice bowl on my head and cut around it.

"As we close the evening, it's my pleasure to present Senator Cayetano with this cartoon done by Corky.

"In the ten years I have served with Senators Abercrombie and Cayetano, first in the House and here, I have to admit that I learned a lot from them. In fact I learned more things not to do but it's been my pleasure serving with them. I know that they always tried to do the things that were right and it's going to be very, very difficult for us to fill their roles. In the caucuses and on the floor they have really looked at the bills and have brought to our attention some of the concerns some of us have not thought about. I think that's what we're going to miss next year.

"To you, Senator Abercrombie and Senator Cayetano, we'd like to wish you well. If you do come and visit us next year please don't stay too long. Thank you."

Senator Hee then rose to remark:

"Mr. President, I don't want Senator Cayetano's chair nor do I want Senator Abercrombie's chair. I don't want their offices either as they're both smaller than mine.

"Mr. President, I do have a presentation for Mr. Hawaii, Neil Abercrombie, also done by Corky Trinidad. While it's true, Mr. President, I would not be here without the help of Senator Abercrombie and Senator Cayetano and Senator Toguchi, the way I figure it, the only dissident next year will be Senator Toguchi, Mr. President. (Laughter)

"I too would like to make this presentation, on behalf of the members of the Senate, to my friend and my pal, one of the strongest influences in my life and a strong influence in all of the lives that he has touched. I feel very honored on this last day of the session to present this to Neil Abercrombie.

"I hope to see him and Senator Cayetano again and when I do I invite them to say, 'Hi, Senator Hee, are you in? Can we see you?'"

Senator Toguchi then added:

"Mr. President, there is a detail on that drawing that I'd like to mention. It says, 'Windmill - 0, Senator Abercrombie - 10.' For some reason, I didn't laugh at that joke. I think we made a big mistake in the Senate, we located all the windmills in Kahuku, it should have been in Moiliili." (Laughter.)

Senators Toguchi and Hee presented Senators Abercrombie and Cayetano with a koa framed cartoon of them done by Corky Trinidad of the Honolulu Star-Bulletin.

At 7:46 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:50 o'clock p.m.

Senator Kawasaki, on a point of information, remarked:

"Mr. President, when the budget bill came on the desk and was up for consideration, people here were quite astounded that I had nothing to say against the bill but I figured the Senate being the maudlin sentimentalists that we are, I needed to save some time for this display of sentiment. That is the reason I did not speak against the bill."

The Chair responded:

"The real truth is, I saw you looking in your desk drawer and we just zipped by you." (Laughter)

Senator Soares also rose on a point of personal privilege and said:

"Mr. President, I don't want to take too much. The frames have been delivered and the funny jokes of the two colleagues have been well received.

"On a more serious note, Mr. President, the four Republicans had the opportunity to work side-by-side with these two gentlemen and those two years gave us a chance to really get to know them.

"I think that I have never had an opportunity in my lifetime to enjoy a man like Neil Abercrombie, next to him on the floor the past two years. But before that, hours upon end in caucuses and hours upon end in meetings in our various rooms to put together what we thought was the best thing for the people of the state. I became very close to these two guys. Ben and I met every evening in his office. We spent hours upon hours trying to figure out to put together the caucuses down in the caucus room and trying to manage the day to day affairs of the Senate.

"You know, God gives us a time in our life to become heroes or goats, become famous or become bananas. He also gives us a time, a time like this to rub shoulders and spend time with one another is a gift that he gives us. We should never forget it. I consider it very lucky for us 25 to work together. Differences, that's part of the game. Debate, that's part of the game, like we had tonight.

"We all should be very, very thankful that these two people came into part of our lives. I don't know how you folks feel about these two guys, I know you've had a lot of discussion so far, but you always have to go to other things but the memory and the lasting opportunity we had to work together will always remain.

"Ben and Neil, the four of us want to thank you for making our time here

enjoyable. We thank you for giving us the opportunity to get to know you as well as we did. So we ask God to bless you both and hope that we never through our lifetime not have an opportunity again to enjoy one another so we want to say to you, Aloha."

Senator Kuroda then said:

"Mr. President, I join my fellow Senators in bidding bon voyage to Senator Abercrombie and Senator Cayetano. All the accolades have been shared, the praises have been expressed.

"I stand at this time to also say Aloha to another fellow Senator, Senator Steve Cobb, who is contemplating also to seek higher office. In fact, my fellow Army Reserve officer, Steve Cobb. Colonel, I have a gift here. This is a can of band-aid; the band-aid that you should apply for all the crap that you have been taking by the departing Senators. (Laughter) However, now that they are leaving perhaps you don't need this anymore and, perhaps, you should not leave inasmuch as those who cast the mud and arrows that cause you scars and marks for band-aid are departing.

"Senate Cobb, should you truly decide to leave, my fellow Senators join me in expressing good luck to you. In fact, I have three lovely Senate leis that will be presented, one to you, to Senators Abercrombie and Cayetano.

"Mr. President, in behalf of my fellow Senators, I wanted to express those few words for Senator Cobb who has been rather eloquent in his role as floor leader and adequately rebutting the slings from the opposite side of the aisle.

"Thank you."

Senator Cobb then responded:

"Very briefly, Mr. President, during one of the debates we had on the floor, I heard the value of getting a second opinion from another source. Having encountered that situation personally during the course of this session, I will attest to it and affirm to my fellow Senators, I believe very strongly in the value of a second opinion. I look forward to doing that.

"But I want to take this opportunity to say mahalo to everyone, Democrats and Republicans. Regardless of where we've been it's been a pleasure working with you. I said to one of my staff members a long time ago, the first session that we fail to have a learning experience, it's time to quit. You've never let me down. Every session has been a learning experience from each of you and, for that, I thank you.

"God bless all of you."

At this time, Senator Solomon presented a lei to Senator Abercrombie, Senator Fernandes Salling to Senator Cayetano, and Senator Young to Senator Cobb.

At 7:55 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:59 o'clock p.m.

The Chair then recognized Senator Abercrombie to address the Senate.

Senator Abercrombie's farewell remarks are as follows:

"Mr. President, I appreciate the opportunity to speak to you at this time. I know it's been a long day for everybody and I appreciate especially the commentary that's been made, even Senator Toguchi's. We know how hard you tried, Charley.

"Mr. President, you can't imagine how hard it was for me to write what Senator Kawasaki read and even harder to get him to sign it after I got him to write it. And I do want to dispel one thing in particular, I thought it was very cruel of Senator Henderson to notice that as I got up to speak on the hotel room tax that my mother got up to leave and then comment to me about that. But she forgives you. (Laughter)

"I do want to say that it was true what I said the other day, and I'm sorry that I let things out for David Woo and all his staff, they will unfortunately be paid by the day rather than the page starting next year and we know that's going to be a big blow to their income.

"And I don't know why Buddy Soares is laughing. Maybe I do know why he's laughing. When he was talking about how we got together all the time to put things together, the last time we got together to do things I lost my office, my chairmanship and all the rest of it. Now we know the answer to why is this man laughing over here. (Laughter)

"I appreciate very much receiving this cartoon by Corky. The one that I like the best though came after the aforementioned meeting with Senators Soares and Henderson and others as we attempted to do the right thing by the people of the state. Corky had a cartoon showing the office space for Senator Cayetano, myself, Senators Fernandes Salling, Carpenter and Toguchi out in the parking lot out here. I hope one day to get a copy of that to remind me of what it takes to be humble.

"I have permission to keep on speaking like this from Senator Matsuura who informed me that his last plane for Hilo left

so it doesn't matter anymore.

"I'm very grateful for this chance to amuse you. It will be the last time I expect that I'll have an opportunity to speak to you. Most certainly as a Senator from the State of Hawaii. It made me sit up and take notice when Senator Yamasaki mentioned the historical note earlier today in discussion of a bill in 1959 that's when, in fact, I came to the Islands. I didn't know that I was coming home. I didn't know that my home was going to be here. I didn't know at that time that when I said the word home that I would mean Hawaii and mean it with all my heart.

"For twenty-six years Hawaii has been my home and it never occurred to me when I landed after that eleven-hour propeller airplane ride from the Mainland that not only would I be a participant and observer in all the changes that would take place over the last quarter century in Hawaii but that I might have the opportunity to give some little bit back to Hawaii; to be able to participate in this great forum, in this great deliberative body, this mecca of democratic action and process, not only here in this state but so representative of everything that we hold to be the best in America.

"If I have the opportunity to serve in the national legislature, I will certainly do my best to represent all that is good and best in Hawaii; to represent the spirit of things that has been given to me here and which I hope I have exemplified, at least to some small degree.

"It never occurred to me, as I said, when I was a student at the University of Hawaii that I would have, one day, the opportunity to be able to return a little bit of what was given to me. I am a product of the public education system in this state. I am very proud of it. I am happy to be an alumnus, twice over, of the University of Hawaii. I'm deeply committed, as I know all of you are, to seeing to it that our unique island state be able to provide the opportunities that we want not only for ourselves but for all the people, all the immigrants that came here.

"I was always affected deeply by the first chapter of Michener's 'Hawaii' when he described how these islands were born and it reminded me and has continued to remind me and I used it in all my classes when I was teaching to try to remind those students that all of us are immigrants to Hawaii. We came at different times but all of us had to bring something — those human qualities, the things that differentiate us one from another in terms of species. We have an imagination that differentiates us from the other animals. We know and can utilize that imagination, hopefully, with intelligence and compassion and commitment to the community. With those qualities in mind,

we can bring those things to bear in our legislative activities that will reflect the best in us. I've tried to do that here I've had the great fortune to be with all of you here in that process.

"Many times when I found myself passionate about what I was expressing, concern to the point of perhaps a failure to reflect as much as I should have on what I was saying and what I was doing and how I was trying to get it done, I always had the opportunity in this body to be able to gain a perspective. A perspective I might not otherwise have had had it not been for all of you who are here today and some who are not here now but whose counsel I still value, whose friendship I still treasure. And I hope in years to come that when I have the opportunity to see you and be with you that you will continue to share your friendship and counsel with me and to the degree that I may be of service yet.

"As Senator Soares indicated so eloquently, it is not in many instances for us to decide these things but rather for fate and destiny to decide. But to the degree that I am able to serve, to the degree that I can return the friendship and affection that you have shown to me all these years, I not only want to do it but give of myself gladly and thank you, oh, so very much for the opportunity to have been with you and to be with you still right through this evening and into the years to come.

"Thank you so very much, Mr. President, and thanks to all of you for the chance to be with you, to be your friend. Aloha!"

Senator Abercrombie then received a rousing round of applause from the members of the Senate, staff and guests in the gallery.

The Chair then, in jest, queried: "Are you sure you're leaving?" (Laughter)

Senator Abercrombie answered: "I've thought about that. Yes."

The Chair, again in jest, said: "About time (and tossed a paper box labeled 'Tylenol Tablets' to Senator Abercrombie)." (Laughter)

Senator Henderson asked: "Mr. President, are those capsules?"

Senator Abercrombie interjected: "Mr. President, I just want it noted for the record that these are extra-strength."

The Chair added: "That's only a four-day supply."

At this time, the Chair recognized Senator Cayetano to address the members of the Senate.

Senator Cayetano's parting remarks are as follows:

"Mr. President, I was deeply moved by Senator Abercrombie's talk. Neil, I am supposed to be the emotional one in here, not you. I know how he's feeling.

"Mr. President, farewell talks usually require thank you's and I don't intend to depart from the usual format of a farewell talk so let me say thank you to the different people who have helped me. First, to my staff, past and present. We all know that we are only as good as our staff and I have been very fortunate in the past to have an excellent staff. We have taken on the different departments, we have taken on the state, the city, and we have done that with the poorly paid staff you provide us.

"Mr. President, I also wish to thank the Senate staff, the Clerk, the Assistant Clerk, LRB, Majority Research, the Print Shop and the Sergeant-at-Arms Ben Villaflor. I have to tell you people a little story about Ben.

"When Ben was appointed sergeant-at-arms, some of you will remember, there was a big fuss about Ben. About the fact that he had not obtained his citizenship at that time and there was a lot of discussion on the radio and, strangely, everyone called me. I guess it's a coincidence that Ben and I both happen to be fighting Ilocanos. But, actually, Mr. President, you are the one who's responsible for Ben's appointment and let me say that I think all of the Senators join me in saying that that was a very wise appointment.

"I remember the time one of the radio stations called me and the news reporter was asking me about Ben and Ben's qualifications to serve as the sergeant-at-arms and my reply was, 'He was a former Junior Lightweight World Champion in boxing and it's very appropriate for the Senate.'

"In the 12 years that I have been in office I really haven't mentioned my family. You know, when you've been married to someone for 28 years, like I have, sometimes a little hug is enough, but I know this is going into the Journal so I want to make it official and thank my wife for supporting me, my three children to whom, like most of you, because of the long hours that we keep, I've had to reintroduce myself. My secretary Joyce who has been with me now for 13 years and who knows all of my secrets. She's sitting in the gallery with my wife (Joyce, don't you tell Lorraine anything). (Laughter) Most importantly, the people who voted me into office.

"You know, Mr. President, being a member of this body ... I guess you don't

realize it until you leave ... is quite a privilege. There are over a million people in this state and to be one out of 25 is a testimonial I think to what they think of you and the duties they have entrusted on you. Sounds kind of serious but when you think about it I think you will agree with what I said.

"I started in the old 19th district with my colleague here, Senator Mizuguchi, and, Mr. President, when I ran for office I ran for the House. Prior to that I was appointed to the Hawaii Housing Authority Commission by Governor Burns. I didn't ask for the job, Governor Burns thought he had to appoint a Filipino and there weren't many choices. I recall that some union people asked me to run in Kalihi. The conventional reason being, Kalihi is an area where there are a lot of Filipinos, I'm a Kalihi boy and I would be a natural in that area. Being impetuous as I was at that time I decided to run in Pearl City without looking at the demographics and found out that Pearl City was 55 percent AJA, about 6 percent Filipinos, and I said, 'Well, there goes the election.' But we worked hard and the people of the 19th district gave me an opportunity and they kept on doing it for the next four elections. So I am very grateful to those people who gave me a start.

"This body ... you cannot walk away from an experience like this without making friends. My good friend Duke Kawasaki ... just to show what a pal he is, you heard him argue that the lieutenant governor should get a pay raise, never mind everybody else. That's what you call friendship. No logic but friendship. (Laughter)

"Mr. President, you may remember when I was the Ways and Means chairman. Incidentally, I never wanted to be Ways and Means chairman, I always wanted to be the Judiciary Committee chairman, but you asked me to do that and I did it and believe me, if any of you have had the experience of being booed by 2500 people out in the rotunda when we had the COLA issue, it is quite a high, believe me. Anyway, we were negotiating the budget with Henry Peters. At that time Henry wasn't as mellow as he is today. Henry was inclined to get physical, you may recall, Mr. President. You were quite concerned about my safety and at one time I remember about two o'clock in the morning we were supposed to meet with Henry at some place to negotiate the budget and you told me, 'Ben, don't you go and meet with Henry alone.' You remember this, Mr. President? 'You take Duke with you.' (Laughter) So Duke and I walked down to the meeting and as we were walking to the meeting I think you had told Duke that his job was to protect me, my safety, and as we were walking along I remember Duke ... (Duke, I'm never going to

forget this.) ... I remember exactly what he said. He said, 'Ben, if that guy ever lays a hand on you don't worry, either there will be a dead Hawaiian or a dead Japanese.' (Laughter) Thank you, Duke. You can't find friends like that, Mr. President.

"Mr. President, you may recall when you were elected to the presidency. You courted my vote and you got it because the other guy didn't even pay any attention to me and we elected you president. I was going through my old speeches and I remember a speech that you gave at the Chamber of Commerce and there were people who were concerned about guys like me, Steve Cobb, Neil Abercrombie, the so-called independents and outspoken people. You gave a speech and you talked about the new politics. You remember that? That was a great speech. I read it last night in fact, trying to figure out what I'm going to say here today. You talked about independence and how the Senate's role as one of the branches of government would be to exert itself to check the administration, that kind of thing. And over the years, Mr. President, after that speech, I've had a chance to see your leadership, your vision, statesmanship, and I forgive you. (Laughter) We haven't always agreed but since you are going to be president for another two years, you still can make it up. I'm kidding, of course.

"We have had some good times as well as some rough times. The rough time, of course, came couple of years ago, 1983, when the word 'dissident' became pretty well known throughout this state. I just want to tell Senator Yamasaki that, really, we were only joking. Unlike Senator Yamasaki, Mr. President, you don't seem to be able to take jokes too easily. (Laughter)

"One of the big problems we had that night, I guess we needed a calculator because we couldn't count very well. Senator Abercrombie and I were in charge of counting the votes and I remember we called Senator Mizuguchi and his answer was, 'Don't bother me.'

"It's a chapter in my life I think I look back upon now and somewhat regret ... and we all learned from that. I certainly have. I hope that will be avoided in the future because, upon reflection, I've come to the conclusion that when you are too interested and worried about politics, the internal politics, you kind of forget what we are here for, that is, to make laws and take action which will benefit the people of the state. I think those two years were kind of a down part of my service in the Senate.

"I don't want to get too serious here but I want to talk about character because I think that the dissident experience showed me the character of three of my good friends —

Dante Carpenter who's not here but who is the mayor of the County of Hawaii, Duke Kawasaki and Charley Toguchi. I'm saying this just for the record, not to relive bad memories. But, I want to say to Duke, Charley and Dante, for the record, we appreciate very much your coming with us. You didn't have to, the President gave you an out. Duke gave up his vice presidency and the large office. Dante gave up the Judiciary Committee. Charley gave up his ag committee and a trip to China, right, Charley? All because they believed in us and the issue here is not whether we were right or wrong but I just want to make the point that they believed in us and I'm going to remember that.

"I want to say something about Tony Chang. The man who won the 'hot seat' award. Last session, remember, Tony kind of tossed me the drinking age bill. But he made up for it this year. Tony, I want to say for the record that I think that the posture that you have been taking on the issue of insurance reform, I refuse to call it tort reform, is not only admirable but courageous and, Tony, when your constituents get those 20,000 letters from Frank Fasi we will all help you campaign.

"Mr. President, just a few more remarks on the Senate itself and the working of the Senate.

"Our constituents out there ... I think there is a kind of malaise about government on the part of those who have been governed and I think it's because of the complexity of government and the fact that we have not made the people equal partners in what we do. I hope you will consider next session in hiring a Senate press secretary, Mr. President, so that the Senate can make its views known to the public; inform the public about what we are doing or what we tried to do. If you do this and Senator Abercrombie doesn't win his election I hope you will consider him. He is well qualified, as you know. We've heard him speak on the floor many times. His speeches manifest his love for the people of Hawaii; his love for you; his love for himself (laughter).

"In any event, I think, maybe, I've said a bit too much.

"I don't know what's going to happen in November or even in September. I want to tell you that one of the reasons I am leaving the Senate, foregoing what people tell me is a fairly safe bid for reelection, should I have chosen to run for reelection for the Senate, is that I really think that we are entering a critical time in the history of this state. As your commercial says, Mr. President, the people will be choosing new leaders to give them new directions. I really feel that if you're in politics to serve people then you should do what you can to contribute. No

one should be in politics to play safe because politics in my view doesn't mean much if you play safe and you must do all you can to try and further the benefit of the people of the state. I think I can do that as lieutenant governor. I will certainly give it a good try.

"I want to thank the members of this body who have offered to help. Let me say that if I can be of help to you, please do not hesitate to ask. I wish all of you success and best wishes in your endeavors. Should I not be successful, don't feel sorry for me, I have a nice law practice to go back to. One way or the other, as you look up, Mr. President, either you will see me up there (pointing to the fifth floor) or over there (gallery).

"Thank you and mahalo."

Senator Cayetano received a rousing round of applause from the members of the Senate, staff and guests in the audience.

The President, at this time, displayed a T-shirt imprinted with the words, "Survivor - Senate Purge 1982" on the front of it and the words, "Dickie Wong Fan Club" with a sketch of a 6-pack on the back of it. (Laughter)

Senator Cayetano then quipped:

"Mr. President, if you don't behave, we'll come back." (Laughter)

The Chair, in jest, then said:

"What I'm feeling good about is that three of you will be gone — Carpenter, Abercrombie and Cayetano. There's only three left, so my six-pack is now a three-pack.

"But, Ben, I hope you two are definitely leaving us. Are you? (The Chair then also tossed a paper box labeled 'Tylenol Tablets' to Senator Cayetano.) (Laughter)

"You know, I think the greatest contribution these people can make to this Senate is to leave it." (Laughter)

Senator Cayetano then interjected:

"Mr. President, have you been writing Toguchi's jokes?"

The Chair then continued and delivered his closing remarks::

"In all seriousness, I'd like to take this opportunity to thank Neal, Ben and Steve for helping to get things along. You know, sometimes out of the adversity you spoke of, Ben, comes about a better understanding of each other's positions and a better respect for one another's opinions. I think

that's what happened in the last two years. As the Chair, I appreciate it very much and I wish all of you well."

"Members of the Senate, with your indulgence, the Chair would like to say a few words at this time.

"This has been a most arduous session where we've been confronted with many difficult issues. We can look back on some accomplishments but we are adjourning with some unfinished business still before us — notably, on the water code and the liability insurance and tort reform issues, possibly, we may be returning in a few weeks to deal with these issues in special session.

"Many of you will be out on the campaign trail in the months ahead. To those of you seeking reelection to the Senate, I extend my best wishes and my hope for success. You have all served diligently at your legislative duties and I believe your constituents will be well served by returning you back to office.

"Some of you are contemplating moving on to higher office — Senator Neil Abercrombie, Senator Ben Cayetano, Senator Steve Cobb. I wish you all the best of luck too. I know I speak for all the other members of the Senate when I say that your departure will be a great loss to this body but please be assured that we would be the last people who would want to stand in the way of your moving on to bigger and better things. (By the way, the movers are standing by to help you vacate your office.)

"All kidding aside, I wish all three of you well and Godspeed.

"As you know, I have been exploring the possibility of a gubernatorial race for myself. My final decision on this has not yet been made — possibly, I'll decide sometime next month. In the meanwhile, I ask you — please stop eyeing this podium. It makes me nervous. I haven't vacated the podium yet. (Laughter)

"I know, and on a more serious note, I'm repeating a cliché but a cliché with a lot of truth behind it, and Ben touched on it earlier, but I do want to acknowledge all the hardworking Senate staff people — the researchers, secretaries, attorneys, messengers, custodians, print shop workers and all the other support people. You're the ones who keep the legislative process moving and make us look good. You do all the work while we Senators get all the recognition. Of course, we get our share of the blame too but we manage to do that without staff help. In any case, on behalf of all the Senators, I extend a big mahalo to all of you on the staff.

"To all the Senators, I wish you all Aloha.

Now that the session is about over, I hope you can catch up on your sleep, get reacquainted with your families and get back on with your lives.

"Thank you very much."

Senator Henderson, on behalf of the Minority, then remarked:

"Mr. President, those are nice remarks.

"We had a lot of fun here this evening; we've had some serious talks; we had some sentimental remarks, but, Mr. President, I think we need to have a serious look at what happened this session.

"Mr. President, we have finally come to the end of another long and arduous legislative session, and like a number of recent sessions, this one has come in like a lion and gone out like a lamb. Amid promises of dreams and visions of the future, all of it political rhetoric designed more to appeal to the voting public than to accomplishing anything substantial, we have turned in another dismal report card. It never ceases to amaze me how a Democratic administration, a Democratic House, and a Democratic Senate cannot work together to accomplish the business of the people. While we did manage to adopt a team sport for the state, codify the Aloha Spirit, and decide unanimously that a human being is not an animal, many important issues fell through the cracks and are still unresolved.

"We have a growing insurance crisis in this state that affects all walks of life, a business climate that is deplored nationally, and a workers' compensation law that defies reason. We have insulted the tourism industry and hotel operators by imposing a 5 percent transient accommodations tax with none of the approximately \$55 million generated being earmarked for tourism or tourist-related activities. The HVB remains, as in years past, a supplicant, who must come to the Legislature, hat in hand, to plead for funding to promote and enhance our number one industry.

"I sincerely hope that we are called back into special session to address the issue of tort reform. I had deep reservations regarding the passage of any meaningful legislation this session. Why? Because it became increasingly clear to me that legislators could not set aside their special interests and work for the common good of the people of the state. It seems criminal that we could not reach any meaningful consensus on this issue, especially since the session was extended not once, but twice. This was more than enough time, in view of the fact that the weight of the fifth floor was behind the negotiations which were carried on.

"After all of the hullabaloo about the workers' compensation law last session, this year we were met with a deafening silence, punctuated explosively by what has to be another exercise in futility -- funding the workers' compensation fund. In all of my years in this body, some 15, Mr. President, I have never witnessed such a flagrant waste of the taxpayers' money. And for what? It doesn't take a genius to see that this is not going to solve a thing. It seems that we never learn our lesson -- remember Thrift Guaranty? Remember the Patients' Compensation Fund? I've said it before and I'll say it again: the problem lies with the current language of the presumption clause, and the frequency that we have in our workers' compensation problem, but opposition to its change has been fierce, and reflects yet another example of special interests prevailing over the common good of the people of this state.

"Finally, some months back, there was a great deal of publicity, none of it good, concerning Hawaii's business climate. Great concern was expressed by all, but as it turned out, it was mere rhetoric. Nothing was done to encourage business this session. I can sympathize with the helplessness, the feelings of frustration and disillusionment which must pervade the business community at this time.

"So what do we tell our constituents, Mr. President? What do we tell them when they ask us about tort reform -- or insurance reform -- or the water code -- tax reform -- the business climate -- convention center -- the leasehold problem -- workers' compensation. What do we tell the people, Mr. President? There are no answers? Well -- there is an answer -- but do we really want to tell them that? Mark my words, Mr. President, I'll tell you how the people will respond. They'll respond at the polls this fall.

"In conclusion, Mr. President, we had another opportunity to leave this Capitol with a productive session under our belts, and as too often has been the case, Mr. President, we have let the opportunity slip by.

"Mr. President, for the first time I'm embarrassed to be a member of this body.

And to all of you who are running for reelection this fall on this record, I wish you luck. You'll need it.

"Thank you."

Senator Abercrombie then commented:

"Mr. President, I wonder if at the conclusion of the evening's activities and duties if you and the other members might consent to sign this Tylenol box for me. I would like very much to take it with me, perhaps wherever I go. I will have it under my arm. Perhaps wherever I am people will come up and ask me, who are the fools that signed the thing that you are carrying around? (Laughter)

"But, seriously, if at the end people would be kind enough to come up I would take it as a sign of your affection and regard. Thank you."

Senator Cayetano then added:

"Mr. President, this box is empty. If there is any leftover I would like to give it to Senator Henderson."

Senator Abercrombie then introduced to the members of the Senate Mrs. Lila Hee, wife of Senator Clayton Hee.

Senator Kuroda, for the Special Committee, reported that it had informed the Governor and the House of Representatives that the Senate is ready to adjourn Sine Die.

The President then discharged the Committee with thanks.

ADJOURNMENT

Senator Cobb moved that the Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, adjourn Sine Die, seconded by Senator Soares and carried.

At 8:38 o'clock p.m., the President rapped his gavel and declared the Senate of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, adjourned Sine Die.

GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE

Gov. Msg. No. 364 informing the Senate that on April 28, 1986, he signed the following bills into law:

Senate Bill No. 1033 as Act 95, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM";

House Bill No. 1795-86 as Act 96, entitled: "RELATING TO HORIZONTAL PROPERTY REGIMES";

House Bill No. 1859-86 as Act 97, entitled: "RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS";

House Bill No. 2005-86 as Act 98, entitled: "RELATING TO APPLICATION PROCEDURES FOR ENVIRONMENTAL PERMITS";

House Bill No. 2037-86 as Act 99, entitled: "RELATING TO MASSAGE";

House Bill No. 2110-86 as Act 100, entitled: "RELATING TO CHIROPRACTIC"; and

House Bill No. 2375-86 as Act 101, entitled: "RELATING TO MOTOR VEHICLE INSURANCE."

Gov. Msg. No. 365 informing the Senate that on April 29, 1986, he signed the following bills into law:

House Bill No. 1720-86 as Act 102, entitled: "RELATING TO EMPLOYEES OF PUBLIC UTILITIES";

House Bill No. 1802-86 as Act 103, entitled: "RELATING TO THE RESIDENTIAL LANDLORD TENANT CODE";

House Bill No. 1903-86 as Act 104, entitled: "RELATING TO PILOTAGE WATERS";

House Bill No. 2024-86 as Act 105, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY";

House Bill No. 2043-86 as Act 106, entitled: "RELATING TO REAL ESTATE";

House Bill No. 2056-86 as Act 107, entitled: "RELATING TO MEDICAL CARE PAYMENTS";

House Bill No. 2118-86 as Act 108, entitled: "RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT";

House Bill No. 2121-86 as Act 109,

entitled: "RELATING TO PUBLIC ASSISTANCE";

House Bill No. 2345-86 as Act 110, entitled: "RELATING TO AND AUTHORIZING AN ADOPTION ASSISTANCE COMPACT AND PROCEDURES FOR INTERSTATE SERVICES PAYMENTS"; and

House Bill No. 2354-86 as Act 111, entitled: "RELATING TO HORIZONTAL PROPERTY REGIMES."

Gov. Msg. No. 366 transmitting the 1984-85 Annual Report prepared by the School Health Services Branch, Family Health Services Division, Department of Health.

Gov. Msg. No. 367 informing the Senate that on April 30, 1986, he signed the following bills into law:

House Bill No. 1803-86 as Act 112, entitled: "RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE";

House Bill No. 1937-86 as Act 113, entitled: "RELATING TO INSURANCE COMPANIES, FREEDOM OF CHOICE OF";

House Bill No. 1944-86 as Act 114, entitled: "RELATING TO TRUST COMPANIES";

House Bill No. 1981-86 as Act 115, entitled: "RELATING TO FORFEITURE OF ANIMALS"; and

House Bill No. 2495-86 as Act 116, entitled: "RELATING TO LIFELINE TELEPHONE SERVICE."

Gov. Msg. No. 368 transmitting copies of "A Report of the Governor 1974-1985," a detailed summary of the achievements of the state government since 1974 together with an encapsulated version of the report, which will be distributed through the two local daily newspapers.

Gov. Msg. No. 369 informing the Senate that on May 6, 1986, he signed the following bills into law:

Senate Bill No. 1188 as Act 117, entitled: "RELATING TO THE DEPARTMENT OF HEALTH";

Senate Bill No. 1837-86 as Act 118, entitled: "RELATING TO MEDICAL USE OF BODIES";

Senate Bill No. 2038-86 as Act 119,

entitled: "RELATING TO FAMILY COURT"; and

Senate Bill No. 2309-86 as Act 120, entitled: "RELATING TO PASSENGER CARRIERS."

Gov. Msg. No. 370 informing the Senate that on May 8, 1986, he signed the following bills into law:

Senate Bill No. 81 as Act 121, entitled: "RELATING TO MAINTENANCE OF DRAINAGEWAYS";

Senate Bill No. 310 as Act 122, entitled: "RELATING TO RECONSTRUCTED VEHICLES";

Senate Bill No. 383 as Act 123, entitled: "RELATING TO THE SPECIAL SUMMER SCHOOL FUND";

Senate Bill No. 1678-86 as Act 124, entitled: "RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES";

House Bill No. 1905-86 as Act 125, entitled: "RELATING TO MOTOR VEHICLE INDUSTRY";

House Bill No. 1908-86 as Act 126, entitled: "RELATING TO PEST CONTROL"; and

House Bill No. 2027-86 as Act 127, entitled: "RELATING TO PUBLIC UTILITIES."

Gov. Msg. No. 371 transmitting copies of a report prepared by the Hawaii Criminal Justice Data Center entitled: "Credit Card Fraud in Hawaii."

Gov. Msg. No. 372 informing the Senate that on May 12, 1986, he signed the following bills into law:

Senate Bill No. 471 as Act 128, entitled: "RELATING TO THE COMPENSATION OF PUBLIC OFFICERS AND EMPLOYEES AND MAKING AN APPROPRIATION THEREFOR";

Senate Bill No. 1960-86 as Act 129, entitled: "RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX";

House Bill No. 692 as Act 130, entitled: "RELATING TO TERMS OF BOARDS AND COMMISSIONS";

House Bill No. 1316 as Act 131, entitled: "RELATING TO REFUNDS AND EXCHANGES";

House Bill No. 1322 as Act 132, entitled:

"RELATING TO WORKER'S COMPENSATION";

House Bill No. 1488 as Act 133, entitled: "RELATING TO RELATING TO RESTITUTION";

House Bill No. 1869-86 as Act 134, entitled: "RELATING TO ALARM BUSINESSES";

House Bill No. 1907-86 as Act 135, entitled: "RELATING TO BOXING COMMISSION";

House Bill No. 1913-86 as Act 136, entitled: "RELATING TO THE LEGISLATIVE AUDITOR";

House Bill No. 1940-86 as Act 137, entitled: "RELATING TO INTEREST AND USURY";

House Bill No. 1945-86 as Act 138, entitled: "RELATING TO BARBERING";

House Bill No. 1946-86 as Act 139, entitled: "RELATING TO BEAUTY CULTURE";

House Bill No. 2026-86 as Act 140, entitled: "RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS";

House Bill No. 2032-86 as Act 141, entitled: "RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS";

House Bill No. 2033-86 as Act 142, entitled: "RELATING TO MORTGAGE AND COLLECTION SERVICING AGENTS";

House Bill No. 2035-86 as Act 143, entitled: "RELATING TO PHARMACISTS AND PHARMACY"; and

House Bill No. 2038-86 as Act 144, entitled: "RELATING TO MEDICINE AND SURGERY."

Gov. Msg. No. 373 informing the Senate that on May 13, 1986, he signed the following bills into law:

Senate Bill No. 1762-86 as Act 145, entitled: "RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES";

Senate Bill No. 1961-86 as Act 146, entitled: "RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION";

Senate Bill No. 2359-86 as Act 147, entitled: "RELATING TO INDUSTRIAL DEVELOPMENT BONDS";

House Bill No. 1826-86 as Act 148,
entitled: "RELATING TO
INTOXICATING LIQUOR";

House Bill No. 1829-86 as Act 149,
entitled: "RELATING TO COUNTY
LICENSES";

House Bill No. 2039-86 as Act 150,
entitled: "RELATING TO THE MOTOR
VEHICLE REPAIR INDUSTRY";

House Bill No. 2051-86 as Act 151,
entitled: "RELATING TO DENTAL
HYGIENISTS";

House Bill No. 2054-86 as Act 152,
entitled: "RELATING TO THE MOTOR
VEHICLE INDUSTRY";

House Bill No. 2216-86 as Act 153,
entitled: "RELATING TO VETERINARY
MEDICINE"; and

House Bill No. 2217-86 as Act 154,
entitled: "RELATING TO THE MOTOR
VEHICLE INDUSTRY."

Gov. Msg. No. 374 returning House Bill
No. 1906-86, without his approval, together
with his statement of objections relating to
the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

May 12, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 1906-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of
the Constitution of the State of Hawaii, I
am returning herewith, without my
approval, House Bill No. 1906-86, entitled
'A Bill for an Act Relating to Motor Vehicle
Repair Industry.'

The purposes of House Bill No. 1906-86
are to extend the repeal date of chapter
437B, Hawaii Revised Statutes, pertaining
to the regulation of motor vehicle repairs,
from December 31, 1986, to December 31,
1992, to require the Motor Vehicle Repair
Industry Board to contract with the
University of Hawaii to develop and
administer a certification program for
motor vehicle mechanics, and to allow a
registered or certified motor vehicle
mechanic who has rebuilt a vehicle to
certify that the vehicle was rebuilt in
accordance with the vehicle manufacturer's
established repair procedures or
specifications.

However, House Bill No. 1906-86 is

substantially identical to Senate Bill No.
1572-86, which was also passed during the
1986 regular session. Since on April 22,
1986, I approved Senate Bill No. 1572-86,
which has been designated as Act 74 and
which has accomplished the purposes of
House Bill No. 1906-86, there is no necessity
to also approve this bill.

For the foregoing reason, I am returning
House Bill No. 1906-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III
of the Constitution of the State of Hawaii,
the governor is required to give notice, by a
proclamation, of his plan to return with his
objections any bill presented to him less
than ten days before adjournment sine die or
presented to him after adjournment sine die
of the legislature; and

WHEREAS, House Bill No. 1906-86,
entitled 'A Bill for an Act Relating to Motor
Vehicle Repair Industry,' passed by the
legislature, was presented to the governor
within the aforementioned period; and

WHEREAS, House Bill No. 1906-86 is
unacceptable to the governor of the State of
Hawaii;

NOW, THEREFORE, I, GEORGE R.
ARIYOSHI, Governor of the State of
Hawaii, do hereby issue this proclamation,
pursuant to the provisions of Section 16 of
Article III of the Constitution of the State
of Hawaii, giving notice of my plan to
return House Bill No. 1906-86 with my
objections thereon to the legislature as
provided by said Section 16 of Article III of
the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 12th day of May, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 375 transmitting copies of
the Annual Report for fiscal year 1985 of
the Hawaii Paroling Authority, Department
of Social Services and Housing, as mandated
by HRS 93-12.

Gov. Msg. No. 376 informing the Senate
that on May 14, 1986, he signed the
following bills into law:

Senate Bill No. 592 as Act 155, entitled:
"RELATING TO LIMITING COMMERCIAL

EXPLOITATION OF CRIME";

Senate Bill No. 425 as Act 156, entitled: "RELATING TO PUBLIC OFFICERS AND EMPLOYEES";

Senate Bill No. 2156-86 as Act 157, entitled: "RELATING TO A JOB EVALUATION STUDY";

Senate Bill No. 2290-86 as Act 158, entitled: "RELATING TO GUARDIANS AND TRUSTEES";

Senate Bill No. 2303-86 as Act 159, entitled: "RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM";

Senate Bill No. 2478-86 as Act 160, entitled: "RELATING TO EMERGENCY ASSISTANCE";

House Bill No. 172 as Act 161, entitled: "RELATING TO HEALTH";

House Bill No. 1672-86 as Act 162, entitled: "RELATING TO UNEMPLOYMENT";

House Bill No. 1855-86 as Act 163, entitled: "RELATING TO BRANDING";

House Bill No. 2036-86 as Act 164, entitled: "RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS"; and

House Bill No. 2119-86 as Act 165, entitled: "RELATING TO RESIDENTIAL LEASEHOLDS."

Gov. Msg. No. 377 informing the Senate that he signed the following bills into law on the dates indicated:

May 17, 1986:

Senate Bill No. 291 as Act 166, entitled: "RELATING TO ADOPTION";

Senate Bill No. 1496-86 as Act 167, entitled: "RELATING TO GEOTHERMAL DEVELOPMENT";

Senate Bill No. 1718-86 as Act 168, entitled: "RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR";

Senate Bill No. 2474-86 as Act 169, entitled: "RELATING TO THE CHILDREN'S ADVOCACY PROGRAM";

House Bill No. 122 as Act 170, entitled: "RELATING TO INVESTIGATIVE POWER OF THE ATTORNEY GENERAL";

House Bill No. 1727-86 as Act 171, entitled: "RELATING TO TRAFFIC VIOLATIONS";

House Bill No. 1959-86 as Act 172, entitled: "RELATING TO THE JUVENILE JUSTICE INTERAGENCY BOARD";

House Bill No. 1993-86 as Act 173, entitled: "RELATING TO EXCEPTIONS TO THE STATE TORT LIABILITY ACT";

House Bill No. 1995-86 as Act 174, entitled: "RELATING TO DRUG PRODUCT SELECTION";

House Bill No. 1998-86 as Act 175, entitled: "RELATING TO SPILLING LOADS ON HIGHWAYS";

House Bill No. 1999-86 as Act 176, entitled: "RELATING TO MEDICAL RECORDS";

House Bill No. 2001-86 as Act 177, entitled: "RELATING TO DOMICILIARY CARE";

House Bill No. 2002-86 as Act 178, entitled: "RELATING TO DOMICILIARY CARE";

House Bill No. 2003-86 as Act 179, entitled: "RELATING TO POISONS";

House Bill No. 2011-86 as Act 180, entitled: "RELATING TO EMPLOYMENT SECURITY";

House Bill No. 2048-86 as Act 181, entitled: "RELATING TO LICENSE DENIAL APPEALS";

House Bill No. 2111-86 as Act 182, entitled: "RELATING TO CONTRACTORS";

House Bill No. 2116-86 as Act 183, entitled: "RELATING TO PSYCHOLOGISTS";

House Bill No. 2129-86 as Act 184, entitled: "RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LAND";

House Bill No. 2166-86 as Act 185, entitled: "RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES";

House Bill No. 2168-86 as Act 186, entitled: "RELATING TO ENVIRONMENTAL IMPACT STATEMENTS";

House Bill No. 2202-86 as Act 187, entitled: "RELATING TO GEOTHERMAL RESOURCES";

House Bill No. 2444-86 as Act 188,
entitled: "RELATING TO SUN
SCREENING DEVICES"; and

House Bill No. 2596-86 as Act 189,
entitled: "RELATING TO MOPEDS."

May 19, 1986:

Senate Bill No. 1855-86 as Act 190,
entitled: "RELATING TO THE ISSUANCE
OF SPECIAL PURPOSE REVENUE
BONDS TO ASSIST INDUSTRIAL
ENTERPRISES";

Senate Bill No. 909 as Act 191, entitled:
"RELATING TO SCHOOL BUS
CONTRACTS";

House Bill No. 326 as Act 192, entitled:
"RELATING TO CRUELTY TO ANIMALS";

House Bill No. 2069-86 as Act 193,
entitled: "RELATING TO ELDERLY
ABUSE OR NEGLECT";

House Bill No. 2117-86 as Act 194,
entitled: "RELATING TO SALE OF FINE
PRINTS";

House Bill No. 2158-86 as Act 195,
entitled: "RELATING TO THE HAWAII
PENAL CODE";

House Bill No. 2170-86 as Act 196,
entitled: "RELATING TO BLOOD TEST";

House Bill No. 2284-86 as Act 197,
entitled: "RELATING TO
UNDERGROUND STORAGE TANKS";

House Bill No. 2337-86 as Act 198,
entitled: "RELATING TO DRIVING
UNDER THE INFLUENCE";

House Bill No. 2358-86 as Act 199,
entitled: "RELATING TO THE
JUDICIARY";

House Bill No. 2362-86 as Act 200,
entitled: "RELATING TO FAMILY
COURT";

House Bill No. 2363-86 as Act 201,
entitled: "RELATING TO FAMILY
COURT"; and

House Bill No. 2569-86 as Act 202,
entitled: "RELATING TO "ALOHA
SPIRIT."

Gov. Msg. No. 378, informing the Senate
that on May 27, 1986, he signed the
following bills into law:

House Bill No. 1388 as Act 203, entitled:
"RELATING TO MOTOR CARRIERS";

House Bill No. 1691-86 as Act 204,
entitled: "RELATING TO VICTIM-

WITNESS ASSISTANCE PROGRAM";

House Bill No. 1695-86 as Act 205,
entitled: "RELATING TO INSURANCE";

House Bill No. 1967-86 as Act 206,
entitled: "RELATING TO INSPECTION
OF MEAT AND MEAT PRODUCTS";

House Bill No. 1969-86 as Act 207,
entitled: "RELATING TO INSPECTION
OF POULTRY AND POULTRY
PRODUCTS";

House Bill No. 2010-86 as Act 208,
entitled: "RELATING TO THE
ADVISORY COMMISSION ON
EMPLOYMENT AND HUMAN
RESOURCES";

House Bill No. 2013-86 as Act 209,
entitled: "RELATING TO LAND FIRE
PROTECTION";

House Bill No. 2016-86 as Act 210,
entitled: "RELATING TO FISHING";

House Bill No. 2044-86 as Act 211,
entitled: "RELATING TO SANCTIONS";

House Bill No. 2049-86 as Act 212,
entitled: "RELATING TO
CHIROPRACTIC";

House Bill No. 2074-86 as Act 213,
entitled: "RELATING TO TRAFFIC
VIOLATIONS";

House Bill No. 2103-86 as Act 214,
entitled: "RELATING TO CONTROLLED
SUBSTANCES";

House Bill No. 2105-86 as Act 215,
entitled: "RELATING TO PUBLIC
LANDS";

House Bill No. 2108-86 as Act 216,
entitled: "RELATING TO CONTROL OF
PETROLEUM PRODUCTS";

House Bill No. 2112-86 as Act 217,
entitled: "RELATING TO DENTISTRY";

House Bill No. 2123-86 as Act 218,
entitled: "RELATING TO HOUSING";

House Bill No. 2173-86 as Act 219,
entitled: "RELATING TO EMBLEMS AND
SYMBOLS";

House Bill No. 2201-86 as Act 220,
entitled: "MAKING AN
APPROPRIATION FOR A
GROUNDWATER PROTECTION
PROGRAM";

Senate Bill No. 2266-86 as Act 221,
entitled: "RELATING TO HIGHWAY
SAFETY";

House Bill No. 2273-86 as Act 222,

entitled: "RELATING TO AGRICULTURAL PARKS";

House Bill No. 2280-86 as Act 223, entitled: "RELATING TO EMPLOYMENT PRACTICES";

House Bill No. 2374-86 as Act 224, entitled: "RELATING TO MOTOR VEHICLE LICENSING";

House Bill No. 2397-86 as Act 225, entitled: "RELATING TO LIMITATIONS OF ACTIONS";

House Bill No. 2465-86 as Act 226, entitled: "RELATING TO RESTITUTION OF VICTIMS OF CRIME";

House Bill No. 2536-86 as Act 227, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES";

House Bill No. 2574-86 as Act 228, entitled: "MAKING AN APPROPRIATION FOR PAYMENT OF JUDGMENT AGAINST THE DEPARTMENT OF EDUCATION, STATE OF HAWAII, AND IN FAVOR OF THE UNITED STATES DEPARTMENT OF EDUCATION THROUGH ITS SECRETARY";

House Bill No. 2725-86 as Act 229, entitled: "RELATING TO CHILD ABUSE AND NEGLECT"; and

House Bill No. 2730-86 as Act 230, entitled: "RELATING TO ENVIRONMENTAL QUALITY ENFORCEMENT."

Gov. Msg. No. 379, informing the Senate that on May 28, 1986, he signed the following bills into law:

House Bill No. 55 as Act 231, entitled: "RELATING TO HOUSING";

House Bill No. 420 as Act 232, entitled: "RELATING TO THE EXPIRATION OF DRIVER'S LICENSE";

House Bill No. 1663-86 as Act 233, entitled: "RELATING TO A UNIVERSITY OF HAWAII CHILD CARE CENTER PILOT PROJECT";

House Bill No. 1666-86 as Act 234, entitled: "RELATING TO A TEACHER INCENTIVE PROGRAM";

House Bill No. 1680-86 as Act 235, entitled: "RELATING TO CHILD SUPPORT";

House Bill No. 1687-86 as Act 236, entitled: "MAKING AN

APPROPRIATION FOR THE RENTAL ASSISTANCE REVOLVING FUND";

House Bill No. 1951-86 as Act 237, entitled: "RELATING TO MENTAL HEALTH";

House Bill No. 2060-86 as Act 238, entitled: "RELATING TO SEAT BELTS";

House Bill No. 2192-86 as Act 239, entitled: "RELATING TO MOTORCYCLES";

House Bill No. 2193-86 as Act 240, entitled: "RELATING TO SECURITIES";

House Bill No. 2204-86 as Act 241, entitled: "RELATING TO HAWAII CRIMINAL JUSTICE DATA CENTER: CIVIL IDENTIFICATION";

House Bill No. 2299-86 as Act 242, entitled: "RELATING TO THE HAWAII RIGHT TO FARM ACT";

House Bill No. 2446-86 as Act 243, entitled: "MAKING AN APPROPRIATION FOR THE PRELIMINARY PLANNING AND DESIGN OF A STATEWIDE COMPUTERIZED JUVENILE JUSTICE INFORMATION SYSTEM";

House Bill No. 2482-86 as Act 244, entitled: "RELATING TO ABUSE OF FAMILY AND HOUSEHOLD MEMBERS"; and

House Bill No. 2786-86 as Act 245, entitled: "RELATING TO THE UNIVERSITY OF HAWAII."

Gov. Msg. No. 380, informing the Senate that on May 29, 1986, he signed the following bills into law:

Senate Bill No. 934 as Act 246, entitled: "RELATING TO LAND COURT REGISTRATION";

House Bill No. 82 as Act 247, entitled: "RELATING TO AQUACULTURE";

Senate Bill No. 1550-86 as Act 248, entitled: "RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NONPROFIT CORPORATIONS";

House Bill No. 2102-86 as Act 249, entitled: "RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED";

House Bill No. 105 as Act 250, entitled: "RELATING TO NAMES";

House Bill No. 381 as Act 251, entitled: "RELATING TO JURORS' COMPENSATION";

House Bill No. 989 as Act 252, entitled: "RELATING TO PUBLIC LANDS";

House Bill No. 1694-86 as Act 253, entitled: "RELATING TO INSURANCE";

House Bill No. 1697-86 as Act 254, entitled: "MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT";

House Bill No. 1706-86 as Act 255, entitled: "MAKING AN APPROPRIATION FOR A HAZARDOUS WASTE PROGRAM";

House Bill No. 1708-86 as Act 256, entitled: "RELATING TO A STATEWIDE KAPU SYSTEM";

House Bill No. 1763-86 as Act 257, entitled: "RELATING TO CAPITAL LOANS";

House Bill No. 1870-86 as Act 258, entitled: "RELATING TO COASTAL ZONE MANAGEMENT";

House Bill No. 1891-86 as Act 259, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO FINANCE THE WAILUA RIVER HYDRO PROJECT";

House Bill No. 1898-86 as Act 260, entitled: "RELATING TO EMPLOYMENT OPPORTUNITIES";

House Bill No. 1927-86 as Act 261, entitled: "RELATING TO THE DEVELOPMENT OF A MASTER PLAN TO PROMOTE HAWAII AS A SPORTS CENTER";

House Bill No. 1970-86 as Act 262, entitled: "RELATING TO PENALTIES";

House Bill No. 1972-86 as Act 263, entitled: "RELATING TO PROHIBITION OF ENTRY OF ANIMALS WITHOUT INSPECTION";

House Bill No. 1974-86 as Act 264, entitled: "RELATING TO ISSUANCE OF SUMMONS AND CITATION";

House Bill No. 1976-86 as Act 265, entitled: "RELATING TO HEALTH CERTIFICATE";

House Bill No. 1979-86 as Act 266, entitled: "RELATING TO NOTIFICATION OF ARRIVAL OF ANIMALS";

House Bill No. 1983-86 as Act 267, entitled: "RELATING TO FEES";

House Bill No. 1984-86 as Act 268, entitled: "RELATING TO DESTRUCTION OF ANIMALS FERAE NATURAE";

House Bill No. 1989-86 as Act 269, entitled: "RELATING TO GLANDERS AND FARCY";

House Bill No. 1990-86 as Act 270, entitled: "RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR";

House Bill No. 1992-86 as Act 271, entitled: "RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT";

House Bill No. 2014-86 as Act 272, entitled: "RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES";

House Bill No. 2042-86 as Act 273, entitled: "RELATING TO PODIATRISTS";

House Bill No. 2045-86 as Act 274, entitled: "RELATING TO FINES";

House Bill No. 2106-86 as Act 275, entitled: "RELATING TO GENERAL PROVISIONS OF AQUATIC RESOURCES AND WILDLIFE";

House Bill No. 2109-86 as Act 276, entitled: "RELATING TO THE HAWAII STATE PLAN";

House Bill No. 2114-86 as Act 277, entitled: "RELATING TO HEARING AID DEALERS AND FITTERS";

House Bill No. 2138-86 as Act 278, entitled: "RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING";

House Bill No. 2191-86 as Act 279, entitled: "RELATING TO HORIZONTAL PROPERTY REGIMES";

House Bill No. 2199-86 as Act 280, entitled: "MAKING AN APPROPRIATION FOR THE RELOCATION AND EXPANSION OF SAINT FRANCIS HOSPITAL'S RENAL DIALYSIS FACILITY AT MAUI MEMORIAL HOSPITAL";

House Bill No. 2209-86 as Act 281, entitled: "MAKING AN APPROPRIATION TO SUPPORT MAIN STREET TASK FORCE";

House Bill No. 2282-86 as Act 282, entitled: "RELATING TO THE PESTICIDES ADVISORY COMMITTEE";

House Bill No. 2395-86 as Act 283, entitled: "RELATING TO TAXATION";

House Bill No. 2436-86 as Act 284,

entitled: "RELATING TO ENVIRONMENTAL QUALITY";

House Bill No. 2483-86 as Act 285, entitled: "RELATING TO FAMILY COURT JURISDICTION";

House Bill No. 2599-86 as Act 286, entitled: "RELATING TO MOTOR AND OTHER VEHICLES";

House Bill No. 2656-86 as Act 287, entitled: "RELATING TO NAMES";

House Bill No. 2714-86 as Act 288, entitled: "RELATING TO UNEMPLOYMENT COMPENSATION"; and

House Bill No. 2760-86 as Act 289, entitled: "RELATING TO ATTACHMENT AND EXECUTION."

Gov. Msg. No. 381, informing the Senate that on May 30, 1986, he signed the following bills into law:

Senate Bill No. 1595-86 as Act 290, entitled: "RELATING TO GEOTHERMAL RESOURCE SUBZONES";

House Bill No. 1729-86 as Act 291, entitled: "RELATING TO CIVIL REMEDIES AND DEFENSES AND SPECIAL PROCEEDINGS";

House Bill No. 1857-86 as Act 292, entitled: "RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS";

House Bill No. 1938-86 as Act 293, entitled: "RELATING TO BANK LOANS AND INVESTMENTS";

House Bill No. 2122-86 as Act 294, entitled: "RELATING TO THE HAWAII HOUSING AUTHORITY";

House Bill No. 2194-86 as Act 295, entitled: "RELATING TO CONDOMINIUMS";

House Bill No. 2214-86 as Act 296, entitled: "RELATING TO THE HAWAII PENAL CODE";

House Bill No. 2219-86 as Act 297, entitled: "RELATING TO CHILDREN'S FACILITIES";

House Bill No. 2238-86 as Act 298, entitled: "RELATING TO CHILD CARE LIABILITY INSURANCE";

House Bill No. 2348-86 as Act 299, entitled: "RELATING TO MOTOR CARRIER SAFETY";

House Bill No. 2361-86 as Act 300, entitled: "RELATING TO FAMILY

COURT";

House Bill No. 2425-86 as Act 301, entitled: "RELATING TO MOTOR VEHICLES UNDER WARRANTIES";

House Bill No. 2513-86 as Act 302, entitled: "RELATING TO ENVIRONMENTAL QUALITY";

House Bill No. 2526-86 as Act 303, entitled: "RELATING TO PRIVACY";

House Bill No. 2549-86 as Act 304, entitled: "RELATING TO WORKERS' COMPENSATION";

House Bill No. 2561-86 as Act 305, entitled: "RELATING TO ELECTIONS";

House Bill No. 2580-86 as Act 306, entitled: "RELATING TO TAXATION";

House Bill No. 2589-86 as Act 307, entitled: "RELATING TO HEALTH SERVICES";

House Bill No. 2595-86 as Act 308, entitled: "RELATING TO THE PUBLIC SERVICE COMPANY TAX";

House Bill No. 2608-86 as Act 309, entitled: "RELATING TO TUITION WAIVERS FOR VETERANS";

House Bill No. 2715-86 as Act 310, entitled: "RELATING TO MASSAGE";

House Bill No. 2752-86 as Act 311, entitled: "MAKING AN APPROPRIATION FOR THE 'DIAL LAW' PROGRAM OF THE HAWAII BAR ASSOCIATION"; and

House Bill No. 2756-86 as Act 312, entitled: "RELATING TO REAL ESTATE."

Gov. Msg. No. 382, informing the Senate that on May 30, 1986, he signed into law House Bill No. 2189 as Act 313, entitled: "RELATING TO SAVINGS AND LOAN ASSOCIATIONS," and noting that "...the section relating to debt collection ... goes beyond the scope of the bill's title and is, therefore, unconstitutional. However, because problematic provisions of this measure can be severed, I have approved the bill."

Gov. Msg. No. 383, informing the Senate that on June 6, 1986, he signed the following bills into law:

House Bill No. 100 as Act 314, entitled: "RELATING TO THE PENAL CODE";

House Bill No. 526 as Act 315, entitled: "RELATING TO EMPLOYEE STOCK OWNERSHIP";

House Bill No. 2221-86 as Act 316,
entitled: "RELATING TO CHILD
PROTECTIVE ACT";

House Bill No. 2424-86 as Act 317,
entitled: "RELATING TO NO-FAULT
INSURANCE";

House Bill No. 2586-86 as Act 318,
entitled: "RELATING TO INSURANCE";

House Bill No. 2722-86 as Act 319,
entitled: "RELATING TO
CONTRACTORS";

Senate Bill No. 1780-86 as Act 320,
entitled: "RELATING TO THE
ALLOTMENT SYSTEM AND THE
EXECUTIVE BUDGET";

Senate Bill No. 2127-86 as Act 321,
entitled: "RELATING TO EDUCATION";
and

House Bill No. 1665-86 as Act 322,
entitled: "RELATING TO THE
UNIVERSITY OF HAWAII RESEARCH
AND TRAINING REVOLVING FUND."

Gov. Msg. No. 384, informing the Senate
that on June 9, 1986, he signed the following
bills into law:

Senate Bill No. 303 as Act 323, entitled:
"RELATING TO POLITICAL PARTIES";

House Bill No. 1764-86 as Act 324,
entitled: "RELATING TO THE GENERAL
EXCISE TAX";

House Bill No. 2373-86 as Act 325,
entitled: "RELATING TO THE DEFENSE
OF INTOXICATION";

House Bill No. 2427-86 as Act 326,
entitled: "RELATING TO THE
DEPARTMENT OF TRANSPORTATION";

House Bill No. 2479-86 as Act 327,
entitled: "RELATING TO NOTARIES
PUBLIC";

House Bill No. 2506-86 as Act 328,
entitled: "RELATING TO
DEVELOPMENTALLY DISABLED";

House Bill No. 2605-86 as Act 329,
entitled: "RELATING TO BOATING
SAFETY";

House Bill No. 2695-86 as Act 330,
entitled: "RELATING TO CERTAIN
FOREIGN GOODS SOLD IN HAWAII";

House Bill No. 2844-86 as Act 331,
entitled: "RELATING TO ESCROW
DEPOSITORIES"; and

Senate Bill No. 1843-86 as Act 332,
entitled: "RELATING TO CHILD

SUPPORT."

Gov. Msg. No. 385 returning Senate Bill
No. 2190-86, without his approval, together
with his statement of objections relating to
the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
SENATE BILL NO. 2190-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of
the Constitution of the State of Hawaii, I
am returning herewith, without my
approval, Senate Bill No. 2190-86, entitled
'A Bill for an Act Relating to Hawaii
Housing Authority.'

Senate Bill No. 2190-86 will add a new
part to Chapter 356, Hawaii Revised
Statutes, to authorize the Hawaii Housing
Authority to issue taxable mortgage
securities. The bill will also authorize the
issuance of these securities in the aggregate
principal amount not to exceed \$200,000,000.

Section 356-404(d) of the new part to be
added by this bill will permit the Hawaii
Housing Authority to guarantee loans in
conjunction with the issuance of the
securities. Under Section 13(8) of Article
VII of the State Constitution, the option
given to the Hawaii Housing Authority to
guarantee loans is a contingent liability
which impacts the State's debt limit when
such guarantees are issued. Such a
contingent liability which impacts the
State's debt limit must be considered in the
findings required by Section 13 of Article
VII of the Constitution, which states:

Effective July 1, 1980, the legislature
shall include a declaration of findings in
every general law authorizing the
issuance of general obligation bonds that
the total amount of principal and interest,
estimated for such bonds and for all bonds
authorized and unissued and calculated
for all bonds issued and outstanding, will
not cause the debt limit to be exceeded at
the time of issuance.

House Bill No. 1856-86, entitled 'A Bill
for an Act Relating to State Bonds,'
contains a declaration of findings as
required by Section 13 of Article VII.
However, the declaration of findings in
House Bill No. 1856-86 did not include
consideration of the contingent liability that
could be created by the guarantees of loans
under the housing loan program to be funded

by the \$200,000,000 of securities authorized by Senate Bill No. 2190-86, which guarantees of loans will become 'bonds,' as defined by Section 12(1) of Article VII of the State Constitution, that are authorized but unissued if Senate Bill No. 2190-86 were to become law. Consequently, enactment of Senate Bill No. 2190-86 will invalidate the declaration of findings in House Bill No. 1856-86 and will place into question the validity of all of the general obligation bonds authorized.

For the foregoing reasons, I am returning Senate Bill No. 2190-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him less than ten days after adjournment sine die of the legislature; and

WHEREAS, Senate Bill No. 2190-86, entitled 'A Bill for an Act Relating to Hawaii Housing Authority,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2190-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2190-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 386 returning House Bill No. 1741-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 1741-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1741-86, entitled 'A Bill for an Act Making Appropriations for the Fiscal Biennium July 1, 1985 to June 30, 1987.'

The purpose of this bill is to amend Act 300, Session Laws of Hawaii 1985, the General Appropriations Act of 1985, which appropriated funds for the fiscal biennium July 1, 1985, to June 30, 1987, for the operating expenditures of the various agencies in the executive branch of the State, other government programs, and capital improvement projects, and authorized the issuance of general obligation bonds to fund capital improvement projects.

While the bill as a whole has a merit, I object to the \$5,000,000 'special' appropriation in section 5 of the bill (on page 110) to be paid into the Hawaii Workers' Compensation State Fund which was established by section 11 of Act 296, Session Laws of Hawaii 1985. Many legislators have complained to me that they did not have the opportunity to take a position on this matter. They could not vote against the whole supplemental appropriations bill because of an objection to one of many provisions in such a comprehensive bill. That is precisely why, when the workers compensation bill which became Act 296, Session Laws of Hawaii 1985, was being put together, it was intended that the funding would be considered in a bill separate and apart from a general or supplemental appropriations bill. As one who helped put that 1985 session package together, that was very clear to me. I had subsequently, in explaining the package, spoken many times on the procedure that was intended for the funding. I cannot in good conscience deviate from what was clearly intended and I am unable to approve the \$5,000,000 appropriation in this bill.

For the foregoing reasons, I am returning House Bill No. 1741-86 with the \$5,000,000 'special' appropriation stricken from section 5 of the bill (on page 110).

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 1741-86, entitled 'A Bill for an Act Making Appropriations for the Fiscal Biennium July 1, 1985 to June 30, 1987,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, under Section 16 of Article III, the governor may veto or reduce any specific item or items in any bill which appropriates money for specific purposes;

WHEREAS, House Bill No. 1741-86 appropriates money for specific purposes; and

WHEREAS, a certain appropriation item in House Bill No. 1741-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1741-86 to the legislature, with my objections to a certain appropriation item listed therein, as provided in said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 387 returning House Bill No. 1740-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 1740-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I

am returning herewith, without my approval, House Bill No. 1740-86, entitled 'A Bill for an Act Relating to Conveyances.'

The purposes of House Bill No. 1740-86 are to increase efficiency in the search of land titles, to reduce the cost of title searches through increased efficiency, and to provide for a uniform statewide method of record search based on a parcel identifier system.

Although the purposes of this bill are commendable, this bill attempts to achieve its stated purposes by adding to Chapter 502, Hawaii Revised Statutes, a new section that will require all deeds and other instruments recorded in the Bureau of Conveyances to identify the real property by its appropriate tax map key number, including the horizontal property regime unit number if the property is a condominium unit. However, the tax map keys are required only 'to the extent that such information is available at the time of recordation.' Moreover, although the bill provides for the inclusion of tax map key numbers after January 1, 1987, the effective date of the measure, the bill contains no provision for including those documents which have been filed since 1843 when the Bureau began recording documents. The implementation of a tax map key index facilitate record searches will require substantial adjustments to the present data entry system. Although estimates of the project's costs range between \$30,000 to \$60,000, no funds have been appropriated under this bill.

Additionally, since tax key map numbers are constantly changing as a result of subdivisions and consolidations, the tax map key numbers will have to be correspondingly updated or corrected by the Bureau of Conveyances. The proper maintenance of a tax map key index would require all county real property tax offices to forward, in a timely manner, all necessary documentation relating to land transactions and would increase substantially the workload for the counties and the Bureau of Conveyances.

Consequently, this bill may substantially increase the workload and costs of government agencies without providing an accurate, complete, and uniform statewide method of real property title search. I believe that the possible use of tax map key numbers or other parcel identifier must be studied in further detail to determine the long-term ramifications and costs.

For the foregoing reasons, I am returning House Bill No. 1740-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 1740-86, entitled 'A Bill for an Act Relating to Conveyances,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 1740-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1740-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 388 returning House Bill No. 1878-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 1878-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1878-86, entitled 'A Bill for an Act Relating to the State Fire Council.'

The purpose of House Bill No. 1878-86 is to provide an administrator and staff support for the State Fire Council. The bill also will change the composition of the Council and will appropriate \$52,000 for operating expenses.

The bill requires that the position of State Fire Council Administrator be filled by a member of the Honolulu Fire Department. However, the administrator's position, in effect, creates a state administrative level. This may result in conflicts and inefficiencies such as those experienced prior to July 1979, when the functions and duties of the State Fire Council were administered by the State Fire Marshall of the then Department of Regulatory Agencies. Furthermore, since Section 132-16, Hawaii Revised Statutes, already provides for an advisory committee to assist the State Fire Council in carrying out its functions, I believe that the functions of the Council do not require the level of staff services proposed in the measure.

Moreover, there are concerns regarding the need for additional funding and the proposed state general fund reimbursement to the City and County of Honolulu for actual operating costs incurred by the Council. Section 2 of the bill provides that the City and County of Honolulu shall be reimbursed for operating costs incurred by the State Fire Council through an annual appropriation of state general funds. I am concerned that the reimbursement process would allow minimum control or review over the amount or nature of expenditures. In addition, because the bill obligates the State to reimburse the City for all costs, there is a possible concern about meeting the constitutional requirements that no appropriation in excess of the general fund expenditure ceiling be authorized.

For the foregoing reasons, I am returning House Bill No. 1878-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 1878-86, entitled 'A Bill for an Act Relating to the State Fire Council,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 1878-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R.

ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1878-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 389 returning House Bill No. 1971-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 1971-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1971-86, entitled 'A Bill for an Act Relating to Rights of Entry.'

The purposes of House Bill No. 1971-86 are to authorize Department of Agriculture employees to conduct inspections and investigations, with probable cause, of any vessel, vehicle, aircraft, or premises in order to enforce Chapter 142, Hawaii Revised Statutes, and to make it a misdemeanor for anyone to refuse to permit an inspection or to produce any book or record or to interfere with the inspector's or agent's performance of duties.

While the addition of 'probable cause' may be appropriate for 'investigations' when a violation of Chapter 142 is suspected, such a requirement is unnecessary for 'inspections' of premises which have been quarantined. In the latter case, a search warrant and probable cause are not required by the Fourth Amendment of the United States Constitution and will unnecessarily hamper routine administrative inspections, such as those of quarantined animals.

Moreover, although a refusal to permit a routine administrative inspection of a quarantined animal properly may be subject to criminal penalty, if the refusal is made to

a warrantless investigation of a suspected violation of law, a criminal penalty does not appear to be proper. An individual cannot constitutionally be forced to make a choice between exercising Fourth Amendment rights and risking criminal penalties for refusing warrantless access to private property.

For the foregoing reasons, I am returning House Bill No. 1971-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 1971-86, entitled 'A Bill for an Act Relating to Right of Entry,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 1971-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1971-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 390 returning House Bill No. 2062-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 2062-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2062-86, entitled 'A Bill for an Act Relating to Insurance.'

The purpose of House Bill No. 2062-86 is to amend Chapters 431 and 433, Hawaii Revised Statutes, to require health insurers that provide pregnancy-related benefits to provide a one-time benefit for outpatient expenses resulting from in vitro fertilization procedures.

Although this bill will require all new health insurance policies that provide pregnancy-related benefits to include, in addition to any other benefits for treating infertility, the one-time benefit for in vitro fertilization procedures, that one-time benefit will be applicable to a relatively small segment of the population. The bill requires that the one-time benefit be available only to married couples who have been unable to successfully conceive a child through other applicable infertility treatments.

Infertility treatments for which coverage is currently available are intended to correct a bodily malfunction. Unlike these covered treatments, in vitro fertilization procedures are not necessary to restore a person's health. Although the Senate Committee on Consumer Protection and Commerce stated in its committee report that the committee did not intend to have this bill 'cited as precedent for other legislative measures mandating coverage of procedures that are not necessary to restore a person's health,' I believe that this bill clearly would set such a precedent. I further believe that such a precedent should not be set at this time for a relatively high-cost procedure that may benefit only a small segment of the population and may increase medical insurance premiums for the majority.

For the foregoing reasons, I am returning House Bill No. 2062-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or

presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 2062-86, entitled 'A Bill for an Act Relating to Insurance,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2062-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2062-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 391 returning House Bill No. 2246-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 2246-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2246-86, entitled 'A Bill for an Act Relating to Medicaid.'

The purpose of House Bill No. 2246-86 is to define and clarify the duties and responsibilities of the Department of Social Services and Housing and the Medicaid Fraud Control Unit of the Department of the Attorney General in the investigation of medical assistance provider fraud and abuse. The bill further seeks to clarify the rights of providers in this area.

While the intent of House Bill No. 2246-86 is commendable, I have a number of reservations with the amendments proposed under this bill. For example, the bill requires that notice be given to a provider

suspected of Medicaid fraud twenty working days notice prior to filing an indictment or information. This provision was included apparently in an effort to encourage non-judicial settlement of disputed claims. However, no indictment or information can stand in the absence of probable cause to believe that the defendant has committed a criminal offense. Non-judicial resolution of criminal offenses is not appropriate. The prior notice requirement prevents the prosecuting authority, whether the Department of the Attorney General or other prosecuting attorney's office, from assessing the risk of flight presented by a particular provider against whom an indictment may be sought.

This bill places restrictions on the ability of the Department of Social Services and Housing and the Department of the Attorney General to gain access to records of Medicaid recipients. These restrictions impair not only the ability of the State to detect and identify incidents of fraud or abuse, but they adversely affect the ability of the State to monitor the quality and the necessity of treatments provided to those who receive medical assistance from the State. It is axiomatic that the State should not be compelled to pay for services which are inadequate or deficient. Neither should the State have to reimburse providers for services and treatments which are not medically indicated. Access to patient medical records is important not only to combat fraud and abuse, but to protect the welfare of Medicaid recipients and to ensure that the State is paying for only those services which are necessary.

This bill erects numerous procedural and substantive impediments in the way of effective and efficient investigation and enforcement of the state and federal laws prohibiting medical assistance fraud. The bill will further impose additional duties upon the Department of Social Services and Housing without providing that department with the additional personnel and financial resources to effectively carry out its revised mandate. Finally, the bill would adversely effect the ability of the department to monitor the quality and necessity of medical care being rendered to the medically needy of this state.

For the foregoing reasons, I am returning House Bill No. 2246-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii,

the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 2246-86, entitled 'A Bill for an Act Relating to Medicaid,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2246-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2246-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 392 returning House Bill No. 2262-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 2262-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2262-86, entitled 'A Bill for an Act Relating to Workers' Compensation.'

The purpose of this bill is to amend section 386-1, Hawaii Revised Statutes, by including psychologists within the definition of 'physician.'

A 'physician' under the workers' compensation statute carries a large responsibility for the overall treatment of an injured worker, which includes the determination of the need for concurrent

treatment, consultations, surgery, and referrals to other health care providers. Concern has been expressed that a psychologist may not have the medical training to act in the capacity of an attending physician.

Also, on April 2, 1986, I vetoed Senate Bill No. 2173-86, entitled 'A Bill for an Act Relating to Psychology,' which proposed to include psychologists among providers of medical care eligible to receive Medicaid reimbursement and proposed to repeal the requirement for referral by a health care practitioner to a psychologist for Medicaid reimbursement purposes. In my Statement of Objections to Senate Bill No. 2173-86, I indicated that enactment of that bill was premature, because a pilot program to test the cost-effectiveness of the use of services of psychologists was not yet completed. I believe that similar concerns regarding increased costs are applicable to this bill.

For the foregoing reasons, I am returning House Bill No. 2262-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 2262-86, entitled 'A Bill for an Act Relating to Workers' Compensation,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2262-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2262-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 393 returning House Bill No. 2428-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2428-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2428-86, entitled 'A Bill for an Act Making an Appropriation to Conduct a Study to Investigate the Creation of a Transportation Improvement District.'

The purpose of House Bill No. 2428-86 is to appropriate \$120,000 out of the general obligation bond funds, with debt service costs to be paid out of the state highway fund, for a statewide study on the creation of a transportation improvement district.

Although this bill does not expressly authorize the issuance of general obligation bonds, it does expressly appropriate moneys 'out of the general obligation bond funds of the State of Hawaii.' Consequently, it may be reasonably inferred that the legislature did not intend that general obligation bonds be issued in an amount sufficient to fund the study authorized by this bill.

However, Section 13 of Article VII of the State Constitution states in part as follows:

Effective July 1, 1980, the legislature shall include a declaration of findings in every general law authorizing the issuance of general obligation bonds that the total amount of principal and interest, estimated for such bonds and for all bonds authorized and unissued and calculated for all bonds issued and outstanding, will not cause the debt limit to be exceeded at the time of issuance.

House Bill No. 1856-86, titled 'A Bill for an Act Relating to State Bonds,' is the bill passed by the legislature during the 1986 regular session that is to be the 'general law authorizing the issuance of general obligation bonds.' Although House Bill No. 1856-86 does contain the declaration of findings required by Section 13 of Article VIII, that declaration of findings did not include consideration of the amount

appropriated by this bill. Consequently, enactment of this bill will invalidate the declaration of findings in House Bill No. 1856-86 and will place into question the validity of the authorization for all of the general obligation bonds authorized to be issued in that bill.

For the foregoing reasons, I am returning House Bill No. 2428-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 2428-86, entitled 'A Bill for an Act Making an Appropriation to Conduct a Study to Investigate the Creation of a Transportation Improvement District,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2428-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2428-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the State Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June,
1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 394 returning House Bill No. 2429-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2429-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2429-86, entitled 'A Bill for an Act Making an Appropriation to Conduct a Study to Investigate the Creation of Ridesharing Authority.'

The purpose of House Bill No. 2429-86 is to appropriate \$30,000 out of the general obligation bond funds, with debt service costs to be paid out of the state highway fund, to conduct a study to investigate the creation of a ridesharing authority.

Although this bill does not expressly authorize the issuance of general obligation bonds, it does expressly appropriate moneys 'out of the general obligation bond funds of the State of Hawaii.' Consequently, it may be reasonably inferred that the legislature did intend that general obligation bonds be issued in an amount sufficient to fund the study authorized by this bill.

However, Section 13 of Article VII of the State Constitution states in part as follows:

Effective July 1, 1980, the legislature shall include a declaration of findings in every general law authorizing the issuance of general obligation bonds that the total amount of principal and interest, estimated for such bonds and for all bonds authorized and unissued and calculated for all bonds issued and outstanding, will not cause the debt limit to be exceeded at the time of issuance.

House Bill No. 1856-86, titled 'A Bill for an Act Relating to State Bonds,' is the bill passed by the legislature during the 1986 regular session that is to be the 'general law authorizing the issuance of general obligation bonds.' Although House Bill No. 1856-86 does contain the declaration of findings required by Section 13 of Article VIII, that declaration of findings did not include consideration of the amount appropriated by this bill. Consequently, enactment of this bill will invalidate the declaration of findings in House Bill No. 1856-86 and will place into question the validity of the authorization for all of the general obligation bonds authorized to be issued in that bill.

For the foregoing reasons, I am returning House Bill No. 2429-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
 GEORGE R. ARIYOSHI
 Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 2429-86, entitled 'A Bill for an Act Making an Appropriation to Conduct a Study to Investigate the Creation of a Ridesharing Authority,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2429-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2429-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
 Honolulu, State of Hawaii,
 this 13th day of June, 1986.

/s/ George R. Ariyoshi
 GEORGE R. ARIYOSHI
 Governor of Hawaii."

Gov. Msg. No. 395 returning House Bill No. 2430-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
 HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
 HOUSE BILL NO. 2430-86

Honorable Members
 Thirteenth Legislature
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2430-86, entitled 'A Bill for an Act Making an Appropriation to Conduct a Study on the Feasibility of Creating High Occupancy Vehicle (HOV)

Lanes in Central and Leeward Oahu.'

The purpose of House Bill No. 2430-86 is to appropriate \$100,000 out of the general obligation bond funds, with debt service costs to be paid out of the state highway fund, to conduct a study on the feasibility of creating high occupancy vehicle (HOV) lanes in Central and Leeward Oahu.

Although this bill does not expressly authorize the issuance of general obligation bonds, it does expressly appropriate moneys 'out of the general obligation bond funds of the State of Hawaii.' Consequently, it may be reasonably inferred that the legislature did intend that general obligation bonds be issued in an amount sufficient to fund the study authorized by this bill.

However, Section 13 of Article VII of the State Constitution states in part as follows:

Effective July 1, 1980, the legislature shall include a declaration of findings in every general law authorizing the issuance of general obligation bonds that the total amount of principal and interest, estimated for such bonds and for all bonds authorized and unissued and calculated for all bonds issued and outstanding, will not cause the debt limit to be exceeded at the time of issuance.

House Bill No. 1856-86, titled 'A Bill for an Act Relating to State Bonds,' is the bill passed by the legislature during the 1986 regular session that is to be the 'general law authorizing the issuance of general obligation bonds.' Although House Bill No. 1856-86 does contain the declaration of findings required by Section 13 of Article VIII, that declaration of findings did not include consideration of the amount appropriated by this bill. Consequently, enactment of this bill will invalidate the declaration of findings in House Bill No. 1856-86 and will place into question the validity of the authorization for all of the general obligation bonds authorized to be issued in that bill.

For the foregoing reasons, I am returning House Bill No. 2430-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
 GEORGE R. ARIYOSHI
 Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die

of the legislature; and

WHEREAS, House Bill No. 2430-86, entitled 'A Bill for an Act Making an Appropriation to Conduct a Study on the Feasibility of Creating High Occupancy Vehicle (HOV) Lanes in Central and Leeward Oahu,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2430-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation giving notice of my plan to return House Bill No. 2430-86 with my objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution of the State of Hawaii.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 396 returning House Bill No. 2468-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 2468-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2468-86, entitled 'A Bill for an Act Relating to Right to Sue by Native Hawaiian Individuals and Organizations.'

The purpose of House Bill No. 2468-86 are (1) to provide native Hawaiian individuals and organizations the right to bring suit in state courts to resolve any controversy relating to the administration of the native Hawaiian public trust under the Hawaiian Homes Commission Act, 1920, as amended, and (2) to provide native Hawaiian and Hawaiian individuals and organizations the right to sue in state courts to resolve any controversy relating to the native Hawaiian and Hawaiian public trust under Sections 4, 5, and 6 of Article XII of the State

Constitution.

The Department of Hawaiian Home Lands, during legislative hearings held on this bill, expressed its concern that a likely outcome of this bill, if enacted, will be increased costs in defending against a variety of actions, including frivolous suits. To deter frivolous suits, the Department of Hawaiian Home Lands recommended that the bill require a party to exhaust all administrative remedies available before filing suit; authorize a court to assess against the plaintiff all costs and expenses, including reasonable attorneys' fees, incurred by a defendant who prevails in a suit; and require the plaintiff to post a bond or surety, if a plaintiff appeals a judgment, to assure recovery of the defendant's costs if the defendant prevails on appeal.

Although the bill as passed does include a requirement that the party filing suit must have exhausted all administrative remedies available, the bill also includes the exception 'unless the exhaustion of administrative remedies would be futile.' Moreover, the bill as passed does not include that authorization to assess attorneys' fees and costs against a losing plaintiff and the requirement for a bond or surety if an appeal is filed by the plaintiff.

For the foregoing reasons, I am returning House Bill No. 2468-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 2468-86, entitled 'A Bill for an Act Relating to Right to Sue by Native Hawaiian Individuals and Organizations,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2468-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation giving notice of my plan to return House Bill No. 2468-86 with my objections thereon to the legislature as provided by said Section

16 of Article III of the Constitution of the State of Hawaii.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 397 returning House Bill No. 2142-86, without his approval, together with his statement of objections relating to the measure which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU, HAWAII

June 13, 1986

STATEMENT OF OBJECTIONS TO
HOUSE BILL NO. 2142-86

Honorable Members
Thirteenth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2142-86, entitled 'A Bill for an Act Relating to Labeling.'

House Bill No. 2142-86 would add a new section to Chapter 486, Hawaii Revised Statutes, ostensibly as a consumer protection measure. Subsection (a) defines 'Kona coffee' as coffee grown in north or south Kona on the island of Hawaii, and a package would 'misbranded' if it (1) is labeled 'Kona coffee' and does not contain one hundred percent pure Kona coffee; (2) is labeled 'Kona coffee blend' and does not contain at least ten percent Kona coffee by weight; or (3) has the word 'Kona' on its labeling and does not contain a minimum of ten percent Kona coffee by weight. Subsection (b) requires the State Director of Measurement Standards to adopt rules requiring that any person involved with the roasting, handling, processing, selling, blending, or packaging and labeling of any Kona coffee or Kona coffee blend to keep and make available records to substantiate the quantities of various types of coffee received as compared to the quantities distributed or disposed of; and rules establishing a method to reconcile the total volume of Kona coffee and Kona coffee blends received with the total volume of finished products labeled as Kona coffee, Kona coffee blend, or containing Kona coffee.

It is my understanding that, presently, there is no technical way to distinguish between types of coffee in a package. Consequently, this bill provides for the imposition of extensive record-keeping

requirements and for the development of a method to determine the percentage of Kona coffee actually used.

However, the lack of reconciling records would require the addition of accountants or auditors to the staff of the Division of Measurement Standards of the State Department of Agriculture, but the bill makes no provision for the necessary staffing and funding. Furthermore, even if required records were kept, the appropriate method established, and the necessary staff and funds were obtained, the applicability of the bill would be limited to Hawaii. Since fifty percent of the coffee grown in Hawaii is processed and blended on the mainland, the bill would not entirely solve the problem of 'misbranding.' Moreover, the record-keeping requirements may deter local processing of Kona coffee and lead to increased out-of-state processing.

I am also concerned that the bill is not supported by the entire Kona coffee industry. This bill was introduced at the request of the Kona Coffee Council, the organization for the processors and growers of Kona coffee. However, a survey taken during the legislative session indicated that roughly fifty percent of the industry opposed the amended version of the bill.

For the foregoing reasons, I am returning House Bill No. 2142-86 without my approval.

Respectfully,

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

"PROCLAMATION

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, House Bill No. 2142-86, entitled 'A Bill for an Act Relating to Labeling,' passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 2142-86 is unacceptable to the governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, do hereby issue this proclamation pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2142-86 with my

objections thereon to the legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 13th day of June, 1986.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii."

Gov. Msg. No. 398 transmitting the "Annual Report FY 1985," prepared by the Department of Hawaiian Home Lands, pursuant to Section 222 of the Hawaiian Homes Commission Act, 1920, as amended.

Gov. Msg. No. 399, informing the Senate that on June 12, 1986, he signed the following bills into law:

House Bill No. 1815-86 as Act 333, entitled: "RELATING TO HARBORS"; and

House Bill No. 2254-86 as Act 334, entitled: "RELATING TO HEALTH."

Gov. Msg. No. 400, informing the Senate that on June 13, 1986, he signed the following bills into law:

Senate Bill No. 1831-86 as Act 335, entitled: "RELATING TO MENTAL HEALTH";

Senate Bill No. 1933-86 as Act 336, entitled: "RELATING TO AWARDS OF ATTORNEY'S FEES";

House Bill No. 317 as Act 337, entitled: "RELATING TO THE LIMITATIONS PERIOD FOR FEDERAL ACTIONS BROUGHT IN STATE COURT";

House Bill No. 1688-86 as Act 338, entitled: "RELATING TO MEDICAL

TREATMENT DECISIONS";

House Bill No. 2178-86 as Act 339, entitled: "RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES FOR THE PURPOSE OF CORRECTING ERRORS, CLARIFYING LANGUAGE, CORRECTING REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS";

House Bill No. 2805-86 as Act 340, entitled: "RELATING TO TAXATION";

House Bill No. 2845-86 as Act 341, entitled: "RELATING TO THE UNIFORM COMMERCIAL CODE";

House Bill No. 26 as Act 342, entitled: "RELATING TO LIQUOR";

House Bill No. 2007-86 as Act 343, entitled: "RELATING TO DEVELOPMENTAL DISABILITIES AND MENTAL RETARDATION RECORDS";

Senate Bill No. 2308-86 as Act 344, entitled: "RELATING TO LIQUOR";

House Bill No. 1741-86 as Act 345, entitled: "MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1985 TO JUNE 30, 1987";

House Bill No. 1856-86 as Act 346, entitled: "RELATING TO STATE BONDS";

Senate Bill No. 2048-86 as Act 347, entitled: "RELATING TO CAPITAL IMPROVEMENT PROJECTS"; and

House Bill No. 1961-86 as Act 348, entitled: "RELATING TO THE JUDICIARY."

HOUSE COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE

House Com. No. 746:

Informing the Senate that the following House bills with conference drafts passed Final Reading in the House of Representatives on April 23, 1986:

H.B. No. 2221-86, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 381, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1990-86, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 2549-86, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1741-86, H.D. 1, S.D. 1, C.D. 1;
H.B. No. 1961-86, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1697-86, H.D. 2, S.D. 2, C.D. 1;
H.B. No. 1856-86, S.D. 1, C.D. 1; and
H.B. No. 2805-86, H.D. 1, S.D. 1, C.D. 1.

House Com. No. 747:

Informing the Senate that the following Senate bills with conference drafts passed Final Reading in the House of Representatives on April 23, 1986:

S.B. No. 2048-86, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 2308-86, S.D. 1, H.D. 1, C.D. 1;
S.B. No. 1933-86, S.D. 1, H.D. 2, C.D. 2;
S.B. No. 1496-86, S.D. 2, H.D. 1, C.D. 1;
S.B. No. 1843-86, S.D. 2, H.D. 2, C.D. 1;
and
S.B. No. 471, S.D. 2, H.D. 1, C.D. 2.

House Com. No. 748:

Returning Senate Bill No. 1855-86, S.D. 2, which passed Third Reading in the House of Representatives on April 23, 1986, by not less than two-thirds vote of all the members to which the House is entitled.

House Com. No. 749:

Transmitting H.C.R. No. 156, H.D. 1, which was adopted by the House of Representatives on April 23, 1986.

House Com. No. 750:

Informing the Senate that the Speaker on April 11, 1986, discharged Representative Tom as co-chairman and appointed Representative Metcalf as co-chairman on the part of the House at the conference on House Bill No. 2725-86, H.D. 1, S.D. 2.

House Com. No. 751:

Informing the Senate that the Speaker on April 11, 1986, discharged Representative Tom as co-chairman and appointed Representative Metcalf as co-chairman on the part of the House at the conference on House Bill No. 1680-86, H.D. 1, S.D. 1.

House Com. No. 752:

Informing the Senate that the Speaker on April 11, 1986, discharged Representative Andrews as a manager on the part of the House on House Bill No. 2170-86, S.D. 2.

House Com. No. 753:

Informing the Senate that the Speaker on April 11, 1986, discharged Representative Medeiros as a manager and appointed Representative Hemmings as a manager on the part of the House at the conference on House Bill No. 1998-86, H.D. 1, S.D. 1.

RULES OF THE SENATE

TABLE OF CONTENTS

Part	Rule No.	Part	Rule No.
I	ORGANIZATION; OFFICERS AND EMPLOYEES	IV	ORDER OF BUSINESS
	1 Organization	35	Order of Business: General
	2 Officers and Employees	36	Order of Business: Special
	3 The President	37	Order of Business: Committee Reports and Gubernatorial Messages
	4 The Vice-President	38	Order of Business: Order of the Day
	5 President Pro Tempore	39	Order of Business: Unfinished Business
	6 The Clerk	40	Order of Business: Questions on Priority
	7 Assistant Clerk		
	8 Chaplain		
	9 Sergeant-at-Arms		
	10 Responsibility of Officers and Employees		
	11 Pay of Members, Officers and Employees		
II	COMMITTEES	V	BILLS; RESOLUTIONS
	12 Committees: Types and Composition	41	Bills: Introduction
	13 Committee Chairman and Vice-Chairman	42	Bills: Referral to Committee
	14 Committees: Control and Excuse from Membership	43	Bills: Required Readings
	15 Standing Committees	44	Bills: First Reading
	16 Standing Committees: General Responsibility	45	Bills: Second Reading
	17 Committee on Ways and Means: Special Responsibility	46	Bills: Third Reading
	18 Committee on Legislative Management: Special Responsibility	47	Bills: Property of Senate
	19 Meetings of Committees	48	Bills: Recall from Committee
	20 Committee Reports	49	Matters Tabled
	21 Committees: Factfinding and Content of Reports	50	Bills: Amendments
	22 Committee of the Whole	51	Bills: Certification
		52	Bills: Received from House of Representatives
		53	Bills: Transmittal to House of Representatives
		54	Bills: Correction to Errors
		55	Bills: Order of Consideration
		56	Bills: Special Order of Consideration
III	SESSIONS; ATTENDANCE; NOMINATIONS	VI	RESOLUTIONS; MOTIONS
	23 Meetings	57	Resolutions and Motions: Form
	24 Attendance	58	Motions: Second Required
	25 Extension of Session	59	Motions: Disposition
	26 Recessed Session	60	Motions Applicable to Pending Matters
	27 Special Sessions	61	Matters Postponed Indefinitely
	28 Adjournments	62	Motion for Previous Question
	29 Motion to Adjourn	63	Motion for Reconsideration
	30 Quorum		
	31 Executive Session		
	32 Clearing of the Senate		
	33 Nominations; Appointments		
	34 Meeting at Place Other than Capitol		

Part	Rule No.		Part	Rule No.	
VII		PETITIONS AND COMMUNICATIONS	73		Decorum: Presence in Senate
	64	Petitions, Memorials, and Miscellaneous Communications	74		Decorum: Conduct in Session
			75		Decorum: Disorderly Conduct in Session
			76		Decorum: Recording of Debate Called to Order
VIII		ORDER; DEBATE; VOTING	77		Decorum: Smoking
	65	Questions of Order	78		Decorum: Solicitation Prohibited
	66	Debate: General Limitation	79		Disclosures
	67	Voting: Methods	80		Violating Confidence
	68	Voting: Rights of Members	X		QUESTIONS TO STATE OFFICERS
			81		Questions to State Officers
IX		DECORUM; DISCLOSURES; PUNISHMENT	XI		AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES
	69	Punishment of Members			
	70	Decorum: Transgression of Rules	82		Amendments; Suspension
	71	Decorum: Address	83		Parliamentary Procedure
	72	Decorum: Person Called to Order While Speaking			

RULES OF THE SENATE
of the
THIRTEENTH LEGISLATURE OF THE STATE OF HAWAII

The following Rules shall be the Rules of the Senate of the Thirteenth Legislature of the State of Hawaii.

PART I. ORGANIZATION, OFFICERS AND EMPLOYEES

Rule 1. Organization

When the Senate convenes, the President or the Vice-President, in the absence of the President, shall call the Senate to order and appoint a Committee of three whose duty it shall be to immediately examine the credentials of the members-elect of the Senate. If from the Committee report, it shall appear that a majority of the credentials are in order, the Senate shall proceed to organize and shall appoint a Committee of three to wait upon a justice of the Supreme Court, an Intermediate Appellate Court judge or a Circuit Court judge to administer the oath of office required by the Constitution. Such proceedings need not be on the day of convening in the Senate. In the absence of the President or Vice-President the Senate may elect a temporary Presiding Officer by a majority vote of the members of the Senate.

Rule 2. Officers and Employees

(1) The officers of the Senate shall consist of a: President, Vice-President, Clerk, Assistant Clerk and Sergeant-at-Arms, each of whom shall be elected by a majority vote of the members of the Senate.

(2) The President and Vice-President shall hold their respective offices in accordance with Title 3, Hawaii Revised Statutes. Other officers and employees shall hold their respective offices and positions at the pleasure of the Senate, but a majority vote of the members of the Senate shall be required to terminate the office held by any officer of the Senate.

(3) The Senate, by a majority vote, may authorize positions from time to time as may be deemed necessary.

Rule 3. The President

It shall be the duty of the President:

(1) To open the meetings of the Senate by taking the Chair and calling upon the Chaplain to give the invocation.

(2) When a quorum is present, to call for the reading of the Journal of the preceding day.

(3) To maintain order in the Senate Chamber and to require proper decorum on the part of the members.

(4) To announce the business before the Senate in the order prescribed by the Rules.

(5) To receive and submit all matters properly brought before the Senate by the members, to call for votes upon the same and announce the results.

(6) To receive all communications and present them to the Senate.

(7) To appoint all committees unless otherwise determined by the Senate.

(8) To authenticate by signature, all acts and doings of the Senate which require authentication.

(9) To make known rules of order when so requested and, subject to an appeal to the Senate, to decide all questions of order.

(10) To issue warrants, when so directed by the Senate, to carry into effect its orders in the arrest of offenders, the summoning of witnesses, or other orders of the Senate.

(11) To decide and announce the result of any vote taken.

(12) To do and perform such other duties as are required by law or by these rules or such as may properly pertain to such office.

(13) To clear the Senate Chamber of all persons, except its members and designated persons if there is a disturbance or disorderly conduct, or on motion duly adopted.

(14) To control and have direction of the rooms, desks, passages, stairways, corridors, balconies, in and about the building set apart for the use of the Senate and all public property of the Senate. The President shall see that all officers of the Senate perform their respective duties, and may assign places to visitors and reporters. The President may admit stenographers or other reporters, wishing to take down the debates, and assign them such places to effect their object as shall not interfere with the convenience of the Senate.

(15) To establish final dates for action on legislation, including, though not limited to the final date for introducing bills after the nineteenth legislative day and prior to the mandatory recess pursuant to Article III, Section 12, of the Constitution, the final date for third reading of Senate Bills, the final date for third reading of House Bills, the final date for approving Conference Committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The President shall coordinate the date for introducing bills and may coordinate with the Speaker of the House to establish the other final dates.

(16) To promulgate an administrative and financial manual of guides, the purpose of which is to establish uniformity in administrative practices and to ensure compliance with Senate Policies.

(17) To promulgate mediation and appeal procedures to resolve differences between two or more standing committees on the same bill.

Rule 4. The Vice-President

In the absence of the President, the Vice-President shall exercise all the duties and powers of the President.

Rule 5. President Pro Tempore

(1) In case the President and Vice-President shall be absent at the hour to which the Senate had adjourned, the eldest member present shall preside until a President pro tempore be chosen.

(2) The President pro tempore shall be invested with all of the powers and shall perform all the duties of the President. Whenever the President pro tempore is required to sign a bill or other instrument, the Clerk shall attach to such bill or other instrument a certificate stating that such President pro tempore was duly elected and is authorized to so sign.

Rule 6. The Clerk

It shall be the duty of the Clerk:

(1) To have charge of all records of the Senate and be responsible for the same. At no time shall the Clerk permit original documents to be withdrawn from the Clerk's keeping unless ordered by the Senate.

(2) To make a concise and complete memorandum of all petitions, motions, resolutions, amendments and other matters brought before the Senate. Such memoranda shall state the nature of the matter and the name of the introducer, and the date and day of the session on which the Senate considered the matter. The memoranda, together with other matters ordered to be placed therein, shall constitute the Journal, a copy of which shall be placed on the desk of each member on the following session day. The Journal of each day shall be read the following day, immediately after the Chaplain retires. When such Journal is approved by vote of the Senate, it shall be entered by the Clerk in a book entitled "Journal of the Senate. Session

of . " (Giving the Year).

(3) Unless otherwise directed by the Senate, to read all bills, resolutions and other matters (if so required) to the Senate.

(4) To forward at once all letters, messages, communications and other matters to the proper parties.

(5) To immediately deliver to the Chairman of the appropriate committee all petitions, resolutions, bills or other matters duly referred to such committee.

(6) To see that all bills and resolutions are properly engrossed and are correct and true as finally acted upon by the Senate.

(7) To draw such drafts on the state general fund for expenses of the session as shall be authorized by the Senate and approved by the Committee on Legislative Management.

(8) To pay all bills and accounts as shall be approved by the Committee on Legislative Management, or ordered by the Senate, and no others.

(9) To be responsible for the acquisition and distribution of all of the property of the Senate.

(10) To note all questions of order with the decision thereon and collect the same and append them to the Senate Journal at the close of the session.

(11) To perform all other clerical duties and functions pertaining to the Office of the Clerk and as the Senate from time to time shall direct. The Clerk shall post the order of business in writing in a conspicuous place each day.

Rule 7. Assistant Clerk

The Assistant Clerk shall assist the Clerk in the performance of all duties and attend to such other duties as may be required when so directed by the President. In the absence of the Clerk, the Assistant Clerk shall perform all duties of the Clerk.

Rule 8. Chaplain

A Chaplain shall attend each day's sitting of the Senate and open the same with an invocation.

Rule 9. Sergeant-at-Arms

It shall be the duty of the Sergeant-at-Arms to attend the Senate on every day of meeting; to maintain order among those present as spectators; to give notice to the Presiding Officer of the attendance of any person with communications or otherwise; to supervise the distribution of incidentals which require distribution among the members; to supervise, subject to the control of the President, the Senate Messengers; to attend upon committees if so requested; to serve all orders to process directed by the President or Senate; to make all required arrests of members or other persons, and to retain the same in custody; to have the charge and responsibility for the postal requirements of the Senate; and generally to execute all of the requirements of the President of the Senate.

Rule 10. Responsibility of Officers and Employees

The employees shall perform such duties as may be assigned by the President or prescribed by the Senate.

All officers and employees of the Senate shall be directly answerable to the President, and shall obey and perform all the President's orders and directions, subject to revision by the Senate. If required by the President, any officer or employee shall give a bond for the faithful performance of duties.

An oath of office shall be administered to each officer.

Rule 11. Pay of Members, Officers and Employees

(1) Each member of the Senate, upon being elected or appointed to office, shall receive

as compensation such salary as prescribed pursuant to Article III, Section 9, of the State Constitution.

(2) The officers, except the President and Vice-President, and the employees shall receive compensation as the Senate shall fix.

PART II. COMMITTEES

Rule 12. Committees: Types and Composition

(1) **Standing Committees:** The membership of each Standing Committee and the respective Chairman and Vice-Chairman thereof shall be appointed by the President, subject to action by the Senate. The majority and minority parties shall be represented on all Standing Committees on such basis as prescribed by the Senate; provided that such basis be at least that of proportional representation. The nomination of the minority party members to all Standing Committees shall be made by the minority party.

(2) **Special Committees** shall consist of not less than three members each, unless otherwise ordered by the Senate, and shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the specific matter referred. The Senate may establish investigative committees pursuant to chapter 21, Hawaii Revised Statutes; such committees shall have such powers and be bound by such conditions as may be provided by law or by these Rules.

(3) **Conference Committees** shall consist of not less than three members each, unless otherwise ordered by the Senate, and shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the matter referred.

(4) The Committee of the Whole Senate.

Rule 13. Committee Chairman and Vice-Chairman

The first person named on the Committee shall be Chairman; the second member named shall be Vice-Chairman. The Chairman shall call meetings and preside.

Rule 14. Committees: Control and Excuse from Membership

Committees shall be under the control of and subject to the orders of the Senate, and shall faithfully carry out such orders. Any member may be excused from serving on any committee at the time of appointment, if such member is a member of four other committees.

Rule 15. Standing Committees

Standing Committees shall be appointed for each major subject matter area at the opening of the session, or as soon thereafter as possible, to serve during the Thirteenth Legislature. The major subject matter areas and the Standing Committees therefor shall be as follows:

EDUCATION AND CULTURE

This major subject matter area covers those programs which are intended to promote intellectual development and cultural enrichment of the community. The Standing Committees for this major subject matter area shall be:

- (1) Committee on Education, whose scope shall be those programs relating to lower education, continuing education, public libraries and culture and arts.
- (2) Committee on Higher Education, whose scope shall be those programs relating to the University of Hawaii and the community colleges.

HEALTH

This major subject matter area covers those programs which are intended to improve the physical and mental health of the people. The Standing Committee for this major subject matter area shall be:

- (3) Committee on Health, whose scope shall be those programs relating to general health, environmental health, maternal and child care, communicable diseases, dental health, medical and hospital services, mental health, mental retardation and hospitals.

HUMAN AND ECONOMIC DEVELOPMENT

This major subject matter area covers those programs which are intended to ensure adequate income, housing and employment for individuals and families, to encourage the development and growth of industry, to promote improved employment conditions for government employees and to promote, enhance and conserve energy and energy-related natural resources. The Standing Committees for this major subject matter area shall be:

- (4) Committee on Human Resources, whose scope shall be those programs relating to employment opportunities, financial assistance, the promotion and general well-being of Hawaii's youth and elderly population, vocational rehabilitation, labor-management relations, social welfare services; and, to those programs relating to public employment concerning employee pay and benefits, employee recruitment, classification and training, career development, employee performance, employment conditions, standards of conduct for public employees and collective bargaining.
- (5) Committee on Economic Development, whose scope shall be those programs relating to land resources, the physical environment, nonagricultural use water resources, the promotion, enhancement, and conservation of nonagricultural energy-related natural resources, marine resource development, industrial and product promotion, new industry development, financial and technical assistance to business and the regulation of public utilities.
- (6) Committee on Agriculture, whose scope shall be those programs relating to agriculture, water resources for agricultural use, aquaculture, and the promotion, enhancement and conservation of energy-related agricultural resources.
- (7) Committee on Tourism, whose scope shall be those programs relating to tourism, outdoor recreation, state parks and historic sites development and protection.
- (8) Committee on Housing and Urban Development, whose scope shall be those programs relating to housing, urban development, Hawaiian Homes and the Office of Hawaiian Affairs.

HUMAN RIGHTS AND JUSTICE

This major subject matter area covers those programs which are intended to safeguard individual and property rights, protect consumers from fraudulent and deceptive practices, promote public safety and improve the conduct of business affairs. The Standing Committees for this major subject matter area shall be:

- (9) Committee on Judiciary, whose scope shall be those programs relating to courts, crime prevention and control, criminal code revisions, correction and rehabilitation, the rules of the Senate, judicial and legal questions, constitutional matters, programs of the Attorney General and of the Judiciary, individual rights and civil liberties, public defense and other pertinent matters referred to it by the Senate. In the event of a contest, it shall investigate and report upon the certificates of election of members. The committee shall consider all petitions and other matters relating to elections and returns referred to it by the Senate and report thereon.
- (10) Committee on Consumer Protection and Commerce, whose scope shall be those programs relating to the protection of the consuming public, business and trade regulation, regulation of financial institutions, insurance regulation and professional and occupational regulation.

GOVERNMENT OPERATIONS AND INTERGOVERNMENTAL RELATIONS

This major subject matter area covers those programs which are intended to promote government efficiency and effective cooperation and coordination among the various levels of government. The Standing Committee for this major subject matter area shall be:

- (11) Committee on Government Operations and County Relations, whose scope shall be those programs relating to government personal property management, archives, government communications, military and civil defense, relations among the federal, state and county governments, matters of primary concern to particular counties and the promotion of efficiency and economy in government.

TRANSPORTATION

This major subject matter area covers those programs which are intended to facilitate the physical movement of people and goods into and from the State and from place to place within the State. The Standing Committee for this major subject matter area shall be:

- (12) Committee on Transportation, whose scope shall be those programs relating to air, water and surface transportation.

FINANCIAL PLANNING AND MANAGEMENT

This major subject matter area covers those programs which are intended to produce the efficient, effective, economical and equitable acquisition and utilization of financial resources. The Standing Committee for this major subject matter area shall be:

- (13) Committee on Ways and Means, whose scope shall be those programs relating to overall state financing policies, including taxation and other revenues and cash and debt management and statewide implementation of planning, programming, budgeting and evaluation.

LEGISLATIVE SUPPORT

This major subject matter area covers those programs which are intended to provide to the legislature effective support for the accomplishment of legislative objectives and to promote understanding of the legislative process. The Standing Committee for this major subject matter area shall be:

- (14) Committee on Legislative Management, whose scope shall be those programs relating to the establishment and operations of legislative support agencies, such as the Office of the Legislative Auditor, the Ombudsman and the Legislative Reference Bureau.

Rule 16. Standing Committees: General Responsibility

It shall be the duty of each Standing Committee to conduct systematic review of those portions of the state budget, program and financial plans, and variance reports dealing with, and to consider all laws, bills, resolutions, petitions, reports and other matters relating to, those programs over which the committee has responsibility.

It shall examine such portions of the Executive Budget, the General Appropriations Bill and the Supplemental Appropriations Bill relating to the programs over which it has responsibility, and it shall recommend the programs and the levels of program expenditure to be included in the General Appropriations Bill or Supplemental Appropriations Bill. The level of expenditure, in the aggregate, for any program area shall be consistent with the expenditure allocation established for that program area by the Standing Committee on Ways and Means, which shall make the final recommendation to the Senate.

On other bills referred to it by the President, the committee shall determine objectives, make program recommendations and, where appropriate, make expenditure recommendations. On bills that have been referred by the President to more than one committee, subsequent referral committees shall make no substantive change without prior written notice of such change to the first referral committee and consultation and coordination with that committee, via its chairman, prior to the transmittal of the amended bill and committee report to the Clerk of the Senate for floor action. For those bills which require appropriations, the committee shall make expenditure recommendations consistent with the expenditure allocations established for

the bills by the Standing Committee on Ways and Means, which shall make the final recommendation to the Senate, after consultation and coordination with the chairman of the subject matter committee.

It shall also be the duty of each Standing Committee to review the implementation of those programs over which the committee has responsibility. In its review, it shall determine the extent to which program objectives are being accomplished and legislative policies executed, recommend the study of program issues and the conduct of program analysis. It shall recommend amendments to appropriation acts and such policies as may be appropriate to improve the planning, programming, budgeting, implementation and evaluation of programs to the Standing Committee on Ways and Means, which shall make the final recommendation to the Senate.

Rule 17. Committee on Ways and Means: Special Responsibility

It shall be the duty of the Committee on Ways and Means, in considering the General Appropriations Bill or the Supplemental Appropriations Bill, to determine for each fiscal year of the biennium the appropriate level of total expenditures and the level of expenditures for program areas. The committee shall inform each Standing Committee of the allocations made to each program area over which the Standing Committee is responsible for budget and program review. The Committee on Ways and Means shall receive the program expenditure recommendations of the Standing Committee and shall review the recommendations to determine that, in the aggregate, the expenditure recommendations are consistent with the allocations made to the program area. In determining the allocation to be made to a program area and in reviewing the recommendations of the Standing Committee, the Committee on Ways and Means shall invite the participation of the chairman of the Standing Committee responsible for the program area. After review of the recommendations of the Standing Committees, the Committee on Ways and Means shall be responsible for preparing the General Appropriations Bill or the Supplemental Appropriations Bill in a form appropriate for consideration by the Senate.

To the extent practicable, the Committee on Ways and Means shall arrange to make available to members of the Senate information regarding the contents of the General Appropriations Bill or the Supplemental Appropriations Bill during the 48-hour period prior to the passage of such bills on third and final reading.

In all other bills requiring appropriations, it shall be the duty of the Committee on Ways and Means to inform the Standing Committee responsible for the program area to which the appropriation relates of the amount and type of financial resources available, and it shall review the expenditure recommendation of the Standing Committee to determine that the recommendation is consistent with the resources available. In determining the amount and type of resources available for a bill requiring an appropriation and in reviewing the expenditure recommendation of the Standing Committee, the Committee on Ways and Means shall invite the participation of the chairman of the Standing Committee responsible for the program area to which the appropriation relates.

Rule 18. Committee on Legislative Management: Special Responsibility

The Committee on Legislative Management shall:

- (1) Make recommendations to the President on the procedures and manner in which the administrative and personnel operations of the Senate should be conducted.
- (2) Make recommendations on the expenses to be included in the appropriations bills providing for the expenses of the Legislature and procedures to ensure that the expenses of the Senate are in accordance with the appropriation acts providing therefor.

For administrative purposes, the committee may authorize the chairman to perform such duties on its behalf as it may deem appropriate.

Rule 19. Meetings of Committees

Meetings, including decision-making sessions, of Standing Committees shall be public provided that meetings in executive session may be allowed in such exceptional circumstances when committee discussion could unfairly damage the reputation of individuals or where there is a legal question concerning a bill. Notice of such meetings and decision-making sessions shall be publicly posted at least 48 hours prior to such meetings provided that the notice may be

waived with the approval of the President upon good cause shown.

No committee shall sit during the time when the Senate is actually in session without first securing the approval of the President, except Conference Committees which may sit at any time.

As practicable, committees shall schedule their meetings at times and at places as are convenient for attendance by the general public, and in coordination with other committees of the House or Senate, shall endeavor to hold joint meetings and public hearings on matters of mutual interest.

The meetings of the Conference Committee shall be conducted as agreed upon by the members of the Conference Committee. Conference Committee meetings and decision-making sessions shall be public. Public notice of Conference Committee meetings shall be given to the extent practicable.

Rule 20. Committee Reports

(1) The Standing Committees shall report from time to time upon all matters referred to them.

(2) Special Committees shall report upon matters referred to them within the time permitted in the appointment of the Special Committee unless further time is given by vote of the Senate.

(3) A Conference Committee shall not report upon the matter referred unless a majority of the members appointed by the President have concurred in the report.

Rule 21. Committees: Factfinding and Content of Reports

(1) Whenever any matter shall be referred to a committee it shall be the duty of the committee to make diligent inquiry into all of the facts and circumstances connected with the matter. If necessary, witnesses shall be summoned or subpoenaed and examined under oath; documents and records shall be searched or subpoenaed, and everything shall be done to bring all facts pertaining to the matter before the Senate. The President may exercise such powers authorized under Chapter 21 of the Hawaii Revised Statutes, relating to the issuance of subpoenas, and the President, committee chairmen and other duly delegated members of the Senate may exercise such powers authorized under Chapter 21 aforesaid, relating to the administering of oaths, and the compelling of witnesses who have been subpoenaed to testify. All committee meetings held on matters referred to it by the Senate shall be open to the public unless otherwise ordered by the Senate or otherwise provided by these Rules.

(2) The report of the committee shall state findings of fact and conclusions based thereon, together with a distinct recommendation as to the disposal of that matter.

(3) A report upon a bill shall state clearly the amendments, if any, proposed. If a substitute bill for one or more referred to the committee shall be reported, such substitute bill shall agree with the subject of the bill or bills returned to the Senate.

(4) Whenever a committee fails to agree, the majority shall report and it shall be the report of the committee. The minority may report or simply write upon the report of the majority the words "I (or we) do not concur," signing the same. The final vote of each member of a committee upon any matter referred to it shall be recorded in the records of the committee.

(5) Whenever a draft report is circulated among the committee members for signature and fails to receive majority concurrence, such draft report shall be retained in the records of the committee and shall be open to the public.

Rule 22. Committee of the Whole

(1) The Senate from time to time may resolve itself into a Committee of the Whole. Whenever any matter shall be referred to such committee upon the adoption of a motion to that effect, the President shall call some member to take the Chair (unless the Senate shall nominate a chairman), which being done, the Senate then shall be in committee.

(2) The Clerk of the Senate shall act as Clerk of the Committee of the Whole without

extra compensation, and shall make a careful record of the proceedings, which shall be filed as one of the records of the Senate.

(3) The committee, on motion, may rise and ask leave to sit at any future time.

(4) When a bill shall be referred to the Committee of the Whole, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be the last but all amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper, as the same shall be agreed to by the committee, and so reported. When a bill is ordered into Committee of the Whole, such order may dispense with the reading of the whole bill before considering it section by section.

(5) In Committee of the Whole, the rules of procedure in the Senate shall be observed except that any member may speak more than once on the same subject, but no person shall speak a second or further time until others desiring to speak shall have had an opportunity, nor shall the motion for the previous question be allowed. A time limit for debate may be fixed by vote.

PART III. SESSIONS; ATTENDANCE; NOMINATIONS

Rule 23. Meetings

(1) The Senate shall meet for the transaction of public business every day, except Saturdays, Sundays, legal holidays and such other days as the Senate shall designate by motion or resolution duly adopted and entered in the Journal.

(2) The regular hour of meetings of the Senate is established at ten o'clock a.m. but the hour of meeting, recess and adjournment for any day may be such as the Senate, by motion, shall decide from time to time.

Rule 24. Attendance

No member shall be absent from the sessions of the Senate unless given leave by the President or unless the member is sick and unable to attend.

Rule 25. Extension of Session

Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to extend any session of the Legislature. The petition shall read:

"To the President of the Senate and the
Speaker of the House of Representatives

Your petitioners, members of the Senate and of the House of Representatives of the _____ Legislature of the State of Hawaii, respectfully request an extension of _____ days of the _____ session of _____ of the _____ Legislature of the State of Hawaii."

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President and the Speaker of the House of Representatives shall jointly issue a proclamation extending the session for the number of days sought in the petition.

Rule 26. Recessed Session

Any session of the Legislature may be recessed by concurrent resolution adopted by a majority of the members to which each house is entitled. Each regular session shall be recessed pursuant to Article III, Section 10, of the Constitution for not less than five days at some period between the twentieth and fortieth days of the regular session.

Rule 27. Special Sessions

(1) Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to call a special session of the Legislature. The petition shall read:

"To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the House of Representatives of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the _____ Legislature of the State of Hawaii be convened at _____."

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President of the Senate and the Speaker of the House of Representatives shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

(2) Two-thirds of the members to which the Senate is entitled may petition the President of the Senate to call a special session of the Senate for the purpose of carrying out the Senate's responsibilities established by Article VI, Section 3, of the Constitution. The petition shall read:

"To the President of the Senate

Your petitioners, members of the Senate of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the Senate of the State of Hawaii be convened at _____."

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which the Senate is entitled, the President of the Senate shall issue a proclamation convening the Senate in special session at the time and place sought in the petition.

Rule 28. Adjournments

Meetings may be adjourned at any time. Unless otherwise specified in the motion, every adjournment shall be considered as being to the established hour of meeting on the following business day; but no adjournment shall be for more than three days, or sine die, without the consent of the House of Representatives.

Rule 29. Motion to Adjourn

A motion to adjourn is always in order, and shall be decided without debate. One motion to adjourn shall not follow another without intervening business.

A motion to adjourn without naming any time shall always be held as an adjournment to the regular hour of meeting of the next business day.

Rule 30. Quorum

For the transaction of business, a majority of the number of members to which the Senate is entitled shall constitute a quorum, of which quorum a majority vote shall suffice, but the final passage of a bill shall require the vote of the majority of the members of the Senate. A smaller number than a quorum may adjourn from day to day and compel the attendance of absent members. For the purpose of compelling the attendance of absent members, a majority of the members present, by resolution, may direct the Sergeant-at-Arms to place the members who are absent under arrest and to return them to the Senate. Any warrant pursuant to such a resolution shall be issued in the name of the Senate and shall be signed by the member then

presiding. For the purpose of ascertaining whether there is a quorum present, the President shall count the members present.

Rule 31. Executive Session

(1) If the Senate considers it necessary to act confidentially upon any communication from the Governor or upon any nomination or other matter, it may go into executive session.

(2) When any member desires to make known any matter to the Senate which the member deems should be confidential and private, the member shall communicate that desire to the President who shall decide whether the Senate shall go into executive session. The Senate may decide whether the matter communicated shall be kept secret.

Rule 32. Clearing of the Senate

(1) When acting upon confidential business in executive session, the Senate Chambers shall be cleared of all persons except the members of the Senate and such other persons as the presiding officer with the consent of the Senate shall deem necessary.

(2) The members, officers and employees shall keep the secrets of the Senate and any other person whose presence is permitted in executive session shall be sworn to secrecy.

(3) All confidential communications made to the Senate, and remarks, votes and proceedings thereon, shall be kept strictly secret by the members, officers and employees, as well as by such other persons as have been detained or permitted to attend upon the consideration of such matters, until the Senate, by resolution, takes off such seal of secrecy, or unless such matter be later considered in open session.

Rule 33. Nominations; Appointments

(1) When nominations, except those of justices and judges, shall be made by the Governor to the Senate, unless otherwise ordered, they shall be referred to appropriate Standing Committees, within 5 legislative days of receipt of such nominations from the Governor. The final question on every nomination shall be "Will the Senate advise and consent to this nomination?" which question shall not be put sooner than twenty-four hours from the time when the nomination is received, nor on the day in which it may be reported by a committee, unless by unanimous consent. Public hearings shall be held for all nominees prior to confirmation.

(2) The fact of a nomination, or its rejection or confirmation, need not be kept secret, but when the Senate or any committee thereof shall deem it necessary for good cause, all remarks, proceedings and votes thereon shall be kept secret.

(3) Consent to the appointment of justices and judges shall be pursuant to Article VI, Section 3, of the State Constitution.

Rule 34. Meeting at Place Other than Capitol

Whenever, for any reason, the Governor shall convene the Senate at any place other than the Capitol, it shall attend together with all of its officers at the time and place ordered.

PART IV. ORDER OF BUSINESS

Rule 35. Order of Business: General

After invocation, roll call and the reading of the Journal, the President shall call for business in the following order:

(1) Messages from the Governor.

(2) Reports and communications from the state officers.

(3) Communications, bills, resolutions and other matters from the House of Representatives.

(4) Concurrent and senate resolutions and introduction of bills.

- (5) Reports of Conference and Joint Committees.
- (6) Reports of Committee on Legislative Management.
- (7) Reports of other Standing Committees.
- (8) Unfinished business, upon which the Senate was engaged at the time of its last adjournment.
- (9) The Order of the Day.
- (10) Petitions, memorials and miscellaneous communications.
- (11) Any miscellaneous business on the President's table.

Rule 36. Order of Business: Special

The Senate, by previous motion, may direct that any matter named shall be made a special order of business and that such special order shall take precedence of all business after the fourth order, or that it shall take any other position lower down on the calendar.

Rule 37. Order of Business: Committee Reports and Gubernatorial Messages

Reports from Conference or Joint Committees, and from the Committee on Legislative Management, shall be in order at all times after the second order of business, and, upon motion, messages from the Governor or from the House of Representatives may be received at any time. Without unanimous consent, however, such messages or reports shall not be in order for discussion when received, but shall be placed on the calendar as unfinished business.

Rule 38. Order of Business: Order of the Day

After the first seven orders of business (set forth in Rule 35), it shall be in order, pending consideration thereof, to move that the Senate proceed to dispose of the unfinished business or to the Order of the Day. If such motion be decided in the affirmative, such consideration shall immediately be taken up.

Rule 39. Order of Business: Unfinished Business

The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the Order of the Day. Until the former is disposed of, no motion for any other business shall be received without special leave of the Senate.

Rule 40. Order of Business: Questions on Priority

All questions relating to the priority of business to be acted upon shall be decided without debate.

PART V. BILLS; RESOLUTIONS

Rule 41. Bills: Introduction

Any bill may be introduced on the report of a committee or by any member, except appropriation bills subject to the next paragraph and except short form bills which may only be introduced by the President of the Senate or the minority party leader after appropriate consultation with committee chairmen and other members of the Senate.

The Executive Budget, Judiciary Budget, Legislative Budget, General Appropriations Bill, Supplemental Appropriations Bill, Office of Hawaiian Affairs Budget, and bills for criminal injuries compensation, for claims against the State and for the funding of collective bargaining agreements may be introduced only by the President of the Senate or the minority party leader after appropriate consultation with committee chairmen and other members of the Senate. Each member may introduce only one bill appropriating money for capital improvement projects

in the member's district. Individual members shall not introduce any other bill which is intended only to appropriate money or to authorize the issuance of any state bonds.

All bills shall be introduced under the order of resolutions.

Bills which shall carry over from a regular session in an odd-numbered year to the next regular session shall retain the numbers assigned to them. The Clerk shall keep a record of the status of all bills in possession of the Senate at the end of the odd-numbered year session and shall publish the record of the status of all such bills prior to the convening of the next regular session.

Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and any new matter added to the section or subsection shall be underscored. However, a Supplemental Appropriations Bill need not conform to this rule or an amending bill where the intent and effect of an amending bill can be clearly identified and understood without repeating the entire section or subsection, in which case only the paragraphs, subparagraphs, clauses or items to be amended need be set forth as the President may allow. The President may allow additional exceptions to this rule.

No floor amendment to a bill shall be voted upon unless a copy of such amendment shall have been presented to the Clerk who shall prepare and distribute copies of the amendment to each member of the Senate present.

Rule 42. Bills: Referral to Committee

(1) Upon introduction all bills shall be numbered by the Clerk in numerical sequence, shall bear an identification as a Senate Bill, unless they are short form bills, shall pass first reading and shall be referred to the Committee on Legislative Management.

(2) Upon receiving the report of the Committee on Legislative Management that a bill has been printed, each such bill shall be referred by the President to one or more appropriate Standing Committees for consideration.

(3) Each Standing Committee shall consider the bills referred to it as expeditiously as may be possible.

(4) Bills introduced in short form.

(a) If a majority of the committee to which a short form bill has been referred determines that such bill should receive the further consideration of the same committee or another committee in the same or in an amended form, it shall report that fact to the Senate, together with its recommendation that either: (1) the bill pass first reading by title and be referred again to the same or another committee for further consideration, or (2) the bill in an amended form pass first reading by title, be printed and be referred again to the same or another committee for further consideration.

(b) The form of the committee report, upon reporting such a bill to the Senate recommending its passage on first reading without amendment and for referral again to a committee for further consideration shall be substantially as follows:

Your Committee on _____, to which was referred S.B. No. ____ entitled _____ begs leave to report that your Committee has considered such Bill and recommends that it pass First Reading by title and be referred to the Committee on _____ for further consideration.

(c) The form of the committee report, upon reporting such a bill to the Senate recommending passage on first reading in an amended form and for referral again to a committee for further consideration shall be substantially as follows:

Your Committee on _____, to which was referred S.B. No. ____ entitled _____ begs leave to report that your Committee has considered such Bill and recommends that it pass First Reading by title, in the amended form attached hereto, be printed and be referred to the Committee on _____ for further consideration.

Rule 43. Bills: Required Readings

No bill shall pass the Senate unless it shall have passed three readings in the Senate on separate days. The President shall give notice in each instance whether it be the first, second or third reading.

Rule 44. Bills: First Reading

(1) The first reading of a bill shall be for information. If opposition be made to it, the question shall be: "Shall this bill be rejected?" which question may be debated. But no one shall speak more than once upon such question, except the introducer of the bill, who may close the debate.

(2) If the question to reject be negative, the bill shall go to its second reading without question.

Rule 45. Bills: Second Reading

A bill upon its second reading, may be read by its title only. It then shall be subject to a motion to commit. If it is not referred to a Standing Committee, or to a Special Committee, but is ordered to be considered in Committee of the Whole, a day for such consideration shall be determined by the chairman of such committee. When the bill shall be reported from committee it shall take its place in the order of business for future consideration.

Rule 46. Bills: Third Reading

(1) No bill shall pass third or final reading in the Senate unless printed copies of the bill in the form to be passed have been made available to the members of the Senate for at least 48 hours. Form to be passed means the form in which a bill is to be (a) passed on third reading in the Senate, (b) concurred to by the Senate after amendments have been made by the House, or (c) passed by the Senate after a Conference Committee has agreed upon it.

(2) A Bill on its third or final reading may be read by its title only, and the President then shall ask the Senate: "Shall this bill pass its third reading?" or "Shall this bill pass its final reading?" as the case may be. Upon the final passage of any bill, the Ayes and Noes shall be called. Such passage shall require the affirmative vote of a majority of all the members of the Senate and the Ayes and Noes shall be entered on the Journal.

Rule 47. Bills: Property of Senate

All bills introduced in the Senate shall be deemed the property of the Senate and under its control unless they shall become law, however subject to the right of the House of Representatives to amend or to refuse to agree with the bills.

Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the Senate in an odd-numbered session, it shall pass at least one reading in the Senate in the next regular session upon its return to the Senate from the House.

Rule 48. Bills: Recall from Committee

Twenty days after a bill has been referred to a committee, the same may be recalled from such committee by the affirmative vote of one-third of the members of the Senate.

Rule 49. Matters Tabled

When a bill or resolution or other matter has been laid upon the table, it shall not thereafter be taken from the table and be considered or restored to a place upon the calendar of the Senate without the consent of a majority.

Rule 50. Bills: Amendments

All amendments proposed to any bill shall be in writing, unless otherwise ordered by the

Senate, and shall be sent to the Clerk's desk to be filed with the bill.

Rule 51. Bills: Certification

When a bill is passed it shall be certified by the Clerk who shall note the day of its passage at the bottom of the last page of the bill.

Rule 52. Bills: Received from House of Representatives

Whenever a bill which has finally passed the House of Representatives shall be certified to the Senate for its action, such bill shall be read three times before final passage, in accordance with the provision of the rules for the passage of bills introduced in the Senate.

Rule 53. Bills: Transmittal to House of Representatives

When a bill originating in the Senate shall have passed its third reading, or when a bill originating in the House which has been received from the House shall have been amended, or when a carry-over bill from an odd-numbered year originating in the House passes its third reading in the Senate in an even-numbered year session, such bill or such amended bill shall immediately be certified by the President and Clerk and sent to the House of Representatives for its consideration.

Rule 54. Bills: Correction to Errors

When a bill has passed both the Senate and the House of Representatives and an error in it is discovered prior to its having received the approval of the Governor, the bill may be returned by Concurrent Resolution to the House last considering the bill for proper correction.

Rule 55. Bills: Order of Consideration

(1) The Clerk shall send bills that have passed first reading to be printed immediately. When they have been printed and circulated to the members of the Senate, the President shall refer them to the various committees. When the committees have considered them and reported on them, the committees shall return them to the Clerk, and the Clerk shall place them in the Second Reading File. The Senate shall consider them in the order in which they appear in the Second Reading File.

(2) The Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their reference to committee or the date of the committee report on them. The Clerk shall place them on the Third Reading File in the order in which they passed second reading and the Senate shall consider them on third reading in that same order. However, if the third reading of a bill is set for some particular date, that bill shall be removed from the Third Reading File.

Rule 56. Bills: Special Order of Consideration

All bills and other matters set for consideration on particular dates, shall be arranged in the order of the several votes making such assignments. A list shall be made of such special orders, and when the time for consideration arrives, such bills and other matters shall be considered in the order of assignment. If an adjournment shall be had before all of such special orders are disposed of, the remainder shall go over and come under the head of unfinished business on the following day, unless otherwise ordered.

PART VI. RESOLUTIONS; MOTIONS

Rule 57. Resolutions and Motions: Form

All resolutions shall be written in ink or typewritten, dated and signed by the introducer, otherwise they shall not be considered. The Senate shall not introduce any congratulatory or memorial resolution but shall express the sentiment contained in such resolutions by means of a suitable certificate signed by not less than one-half of its members. Motions and amendments may be verbal but shall be reduced to writing if requested by the President, and shall be read

from the desk if so desired.

Rule 58. Motions: Second Required

No motion shall be received and considered by the Senate until the motion shall be seconded.

Rule 59. Motions: Disposition

After a motion is stated or read by the President, it shall be deemed to be in the possession of the Senate, and shall be disposed of by vote of the Senate; however, it may be withdrawn by the movant at any time before an amendment has been adopted or before the decision on the motion if not amended.

Rule 60. Motions Applicable to Pending Matters

Whenever any bill or resolution or other matter shall be under discussion, the only motions relative thereto shall be:

- (1) To lay upon the table,
- (2) To postpone to a certain time,
- (3) To postpone indefinitely,
- (4) To commit, and
- (5) To amend,

which motions shall have precedence in the order named.

The first two motions shall be decided without debate and shall be put as soon as made.

When any of the motions shall be decided in the negative, they shall not be revived the same day relative to the main question under discussion. If all are negative as aforesaid, the only remaining question shall be as to the adoption of the bill, resolution or other main question.

Rule 61. Matters Postponed Indefinitely

When a question is postponed indefinitely, the question shall not be acted upon again during the session in which it was introduced.

Rule 62. Motion for Previous Question

The object of the motion for the previous question is to cut off debate. It shall always be in order. It shall require a three-fifths vote to carry it.

Whenever the motion shall be carried, the author of the resolution or introducer of the bill under discussion shall be permitted to close the debate, after which the main question, subject to Rule 60, shall be put. The author or introducer may delegate to another such right to close.

Rule 63. Motion for Reconsideration

(1) When a motion has been once made and carried in the affirmative or negative, it shall not be in order for any member who voted in the minority to move for a reconsideration thereof; but any member who voted with the majority may move to reconsider it on the same or the succeeding day of session, or, with the consent of the Senate, on any subsequent day and such motion shall take precedence of all other questions, except a motion to adjourn.

(2) When a motion for reconsideration has been decided by vote, that vote shall not be reconsidered.

(3) When a bill or resolution or other matter upon which a vote has been taken shall have gone out of the possession of the Senate, and shall have been transmitted to the House of Representatives, a motion to reconsider shall be deemed to include a request to the House to return the same. If not complied with by the House, then the vote on the motion to reconsider shall be set aside. If such motion shall pass, the Clerk shall promptly communicate to the House the request for return of the matter to be reconsidered.

PART VII. PETITIONS AND COMMUNICATIONS

Rule 64. Petitions, Memorials, and Miscellaneous Communications

(1) Any person may petition the Senate. Petitions and other memorials, except as provided in Rule 57, shall be in writing, signed by the petitioners.

(2) All petitions, memorials and other papers addressed to the Senate or to the President and members shall be presented to the Senate by the Clerk.

(3) A brief statement of the contents of such petitions, memorials or other papers shall be made orally by the Clerk.

(4) Every such petition, memorial or other paper shall be ordered filed or referred to a committee, as of course, by the President, unless such action is objected to by a member at the time such petition, memorial or other paper is presented.

(5) No such petition, memorial or other paper shall be debated on the day it is presented, except with the consent of the Senate.

PART VIII. ORDER; DEBATE; VOTING

Rule 65. Questions of Order

(1) A question of order may be raised at any stage of the proceedings, except during the calling of the roll when the Ayes and Noes are called for. Unless submitted to the Senate, such questions shall be decided without debate by the presiding officer, subject to an appeal to the Senate. Laying such appeal on the table shall be held as sustaining the ruling of the presiding officer.

(2) Any question of order may be submitted to the Senate for its decision.

Rule 66. Debate: General Limitation

No member shall speak more than twice, unless such member be the movant of the matter pending, in which case such member shall not be permitted to speak in reply until every member choosing to speak shall have spoken.

Rule 67. Voting: Methods

There shall be five methods of ascertaining the decision of the Senate upon any matter.

(1) First, by voice or raising of hands; Second, by rising; Third, by ballot; Fourth, by call of the roll of the members and a record of the Clerk of the vote of each; and Fifth, by unanimous consent.

(2) Whenever the Senate is ready to vote on any question, the President shall rise, and after stating the question, shall request all those in favor of the affirmative of the question to vote "Aye." The President then shall call upon all voting in the negative of the question to vote "No." The President then shall announce the result to the Senate.

(3) If any member shall doubt the result, as announced, the President again shall state the question and call upon the members to vote by rising in their places, and they shall remain standing until counted, and the result again shall be announced.

(4) The method of voting by ballot shall be as customary. The President shall appoint one or more tellers, or direct the Messengers to collect the ballots, which shall be counted by the Clerk, and the results announced by the President. Unless otherwise prescribed by these rules, on motion, the Senate may vote upon any question by ballot.

(5) Whenever one-fifth of the members present shall request, the Clerk shall call the roll of the members of the Senate. Each member, when called, shall vote in a clear loud voice, "Aye," if voting in the affirmative, or "No" if voting in the negative. The Clerk shall record each vote and such record shall become a part of the Journal of the Senate. The President shall

announce the results as above set forth.

(6) With the unanimous consent of the Senate, the President may direct the Clerk to record an "Aye" vote for each member of the Senate. If there is no objection, the Clerk shall so record the vote. If there is objection, the President shall ask for the names of the members voting "No" and order the Clerk to record no votes for them.

Rule 68. Voting: Rights of Members

(1) No member, on any account, shall refrain from voting unless excused by the President. A member may vote "Kanalua" the first time the member's name is called by the Clerk on any vote, but if the member votes "Kanalua" on the next call of the member's name, the member's vote shall be recorded as "Aye."

(2) The President may excuse a member who has a monetary interest in the question, or whose right to a seat in the Senate will be affected by the question, or whose official conduct is involved in the question. If a member thinks there may be a personal interest in the question, the member shall rise and disclose the interest to the President. The President then shall rule whether the member has a conflict of interest. If so, the member shall be excused from voting.

(3) Whenever the Ayes and Noes are called, no one, without unanimous consent, shall be permitted to explain a vote.

(4) After the announcement by the President of the result, no one shall be allowed to vote or to change a vote.

PART IX. DECORUM; DISCLOSURES; PUNISHMENT

Rule 69. Punishment of Members

The Senate may punish a member for misconduct, disorderly behavior or neglect of duty by censure, or upon a two-thirds vote of all the members of the Senate, by suspension or expulsion of such member.

The President may appoint a Special Committee to investigate, hear and report upon the conduct of any member charged by the Senate for misconduct, disorderly behavior or neglect of duty. Any member so charged by the Senate shall be informed in writing of the specific charge or charges made against the member and have opportunity to present evidence and be heard in the member's own defense. Following its investigation and hearing the Special Committee shall file its report with the President setting forth its findings and recommendations.

In the event the committee recommends censure, suspension or expulsion, the President shall present the report of the committee to the Senate for its consideration and decision. The Senate, by a majority vote, may censure a member or, upon a two-thirds vote of all the members of the Senate, suspend or expel a member.

Rule 70. Decorum: Transgression of Rules

If any member transgresses the rules of the Senate, the President, or any member, may call such member to order, and, when so called to order, immediately shall sit down. The President then shall decide the question of order without debate, subject to an appeal to the Senate.

The President may call for the sense of the Senate on any question of order.

Rule 71. Decorum: Address

When any member is about to speak, such member shall rise from the member's seat and address all remarks to the President. While speaking, the member shall confine all remarks to the question under debate, shall refer to other Senators by title only (e.g., "Senator from the _____ District"; "The Chairman of the Committee on _____"; "The Majority Leader,") and not by name and shall avoid personalities.

Rule 72. Decorum: Person Called to Order While Speaking

Whenever any person shall be called to order while speaking, such person shall be deemed to be in possession of the floor when the question of order is decided and may proceed with the matter under discussion.

Rule 73. Decorum: Presence in Senate

No person shall sit at the desk of the President or Clerk, except by permission of the President, nor shall any person, other than a member, officer or permitted employee or person, sit in the main Senate floor area during any of the sessions of the Senate.

Rule 74. Decorum: Conduct in Session

When the President is putting any question or addressing the Senate, no one shall walk out of the room or across the floor. When a member is speaking, no one shall entertain a private discourse, nor shall anyone pass between the member speaking and the Chair.

Rule 75. Decorum: Disorderly Conduct in Session

If, during any session of the Senate, any member should behave in a disorderly manner the President shall order the member to be seated and preserve the peace. If such member then shall persist in disorderly conduct, the President shall order the Sergeant-at-Arms to remove the member from the Senate and the member shall not be permitted to take a seat during the remainder of that day's session, except upon satisfactory pledge given to the Senate for future good behavior.

For the punishment of any person not a member, the provisions of Section 18, Article III, of the Constitution shall govern.

Rule 76. Decorum: Recording of Debate Called to Order

If any Senator is called to order for words spoken in debate, upon the member's demand or on that of any other Senator, the words objected to shall be taken down in writing and noted by the Clerk, and, if required, shall be read for the information of the Senate.

Rule 77. Decorum: Smoking

No member or other officer shall smoke within the Senate Chamber during any of the meetings of the Senate unless authorized by the President.

Rule 78. Decorum: Solicitation Prohibited

An officer or employee of the Senate shall not solicit subscriptions, for any purpose, from any other officer or employee thereof, nor from any Senator. Nor shall any person be permitted to solicit or receive subscriptions of contributions for any purpose on the floor or in the lobby of the Senate or in any Senate office.

Rule 79. Disclosures

Each member shall file with the Ethics Commission of the State of Hawaii a disclosure of the member's private financial interests, as prescribed by law. Each member shall file with the Ethics Commission any change in such financial interests.

If a legislative matter which affects a member's interests arises before the member has made a disclosure to the Ethics Commission, the member shall disclose orally such interest to the Senate before voting. The member then shall immediately make the written disclosure required by law and the Rules of the Senate.

Any member who has filed a disclosure as required by this Rule need not make a further oral disclosure on the Senate floor of any interest so filed.

Rule 80. Violating Confidence

If any matter covered in Rule 32 or 33 shall be disclosed by any Senator, the Senator shall be liable to censure, or, by a two-thirds vote, to suspension or expulsion from the Senate. If an officer or other person authorized to hear such matter shall disclose the matter, such officer shall be dismissed and such other person shall be liable to punishment for contempt comparable to the punishment provided for by Section 18, Article III, of the Constitution and in the manner as therein prescribed.

PART X. QUESTIONS TO STATE OFFICERS

Rule 81. Questions to State Officers

Any member of the Senate may ask any question of any state officer relating to the officer's respective department reducing such questions to writing, over the member's signature, reading the same before the Senate, and furnishing the officer with a copy of such written question. Any officer questioned shall reply to such question upon the following day, unless the Senate shall grant a definite extension of time for replying.

PART IX. AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES

Rule 82. Amendments; Suspension

(1) No rule of the Senate shall be amended or rescinded nor shall any new rule be adopted, without one day's notice of such change. Any such action shall require a majority vote of the members of the Senate.

(2) Any rule may be suspended for a particular purpose with the unanimous consent of the Senate.

Rule 83. Parliamentary Procedure

The Rules of Parliamentary Procedure as laid down by Cushing, and as interpreted and practiced in the Senate of the United States, where not inconsistent with these Rules shall govern the Senate.