

ELEVENTH DAY

Wednesday, February 4, 1987

The Senate of the Fourteenth Legislature of the State of Hawaii, Regular Session of 1987, convened at 11:40 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend D. Neal MacPherson of the Hawaii Conference, United Church of Christ, 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 Tenth Day.

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

Senator Kuroda introduced Mr. Hiroshi Nagatani, managing director of Nagatani-En Co., Ltd., of Tokyo, Japan, his son Kiichiro Nagatani, and nephew Taijiro Nagatani, who were accompanied by Mr. Takeo Suemura, president of Textile Arts Inc. of Honolulu.

Senator Ikeda then introduced Lani Sikhattana and Mikael Lee-Sigouin, 8th grade students of Niu Valley Intermediate School, participating in the social studies program, "A Day at the Legislature."

INTRODUCTION OF SENATE BILLS

On motion by Senator Blair, seconded by Senator George 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, February 5, 1987:

Senate Bills

No. 351 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Senators Matsuura, Aki and Solomon.

No. 352 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senators Matsuura and Aki.

No. 353 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Matsuura, Mizuguchi and Aki.

No. 354 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Matsuura, Mizuguchi and Aki.

No. 355 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senators Matsuura and Aki.

No. 356 "A BILL FOR AN ACT RELATING TO INSTREAM USES OF WATER."

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

No. 357 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII CONSTITUTION, TO ALLOW THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ENTERPRISES ENGAGED IN RETAILING OR WHOLESALING AGRICULTURAL, AQUACULTURAL, OR FISHERY PRODUCTS."

Introduced by: Senators Matsuura and Holt.

No. 358 "A BILL FOR AN ACT RELATING TO SAFETY EQUIPMENT."

Introduced by: Senators Matsuura, Kuroda, J. Wong and Henderson.

No. 359 "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES."

Introduced by: Senators Menor, Hee, Matsuura, Kuroda, Nakasato, George, McMurdo, Holt, Henderson, Mizuguchi and A. Kobayashi.

No. 363 "A BILL FOR AN ACT RELATING TO MASSAGE."

Introduced by: Senator R. Wong, by request.

No. 364 "A BILL FOR AN ACT RELATING TO PHARMACY."

Introduced by: Senator R. Wong, by request.

No. 365 "A BILL FOR AN ACT RELATING TO PHYSICAL THERAPY."

Introduced by: Senator R. Wong, by request.

No. 366 "A BILL FOR AN ACT RELATING TO TIME SHARING."

Introduced by: Senator R. Wong, by request.

No. 367 "A BILL FOR AN ACT RELATING

TO PUBLIC UTILITIES."

Introduced by: Senator R. Wong, by request.

No. 368 "A BILL FOR AN ACT RELATING TO ADVERTISING IN CONNECTION WITH CREDIT SALES."

Introduced by: Senator R. Wong, by request.

No. 369 "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS."

Introduced by: Senator R. Wong, by request.

No. 370 "A BILL FOR AN ACT RELATING TO PRIVATE ACTIVITY BONDS."

Introduced by: Senator R. Wong, by request.

No. 371 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator B. Kobayashi.

No. 372 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator B. Kobayashi.

No. 373 "A BILL FOR AN ACT RELATING TO DISCOVERY."

Introduced by: Senator B. Kobayashi.

No. 374 "A BILL FOR AN ACT RELATING TO AUTOPSIES."

Introduced by: Senator B. Kobayashi.

No. 375 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator B. Kobayashi.

No. 376 "A BILL FOR AN ACT RELATING TO ACT 145, SESSION LAWS OF HAWAII 1984."

Introduced by: Senators Matsuura, Mizuguchi, Yamasaki and A. Kobayashi.

No. 377 "A BILL FOR AN ACT RELATING TO CORAL."

Introduced by: Senators Reed and Henderson.

No. 378 "A BILL FOR AN ACT RELATING TO BICYCLE AND MOPED TAX."

Introduced by: Senator Yamasaki, by

request.

No. 379 "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."

Introduced by: Senator Yamasaki, by request.

No. 380 "A BILL FOR AN ACT RELATING TO LEASES."

Introduced by: Senator Yamasaki, by request.

No. 381 "A BILL FOR AN ACT RELATING TO EXCISE TAXES."

Introduced by: Senator Yamasaki, by request.

No. 382 "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE."

Introduced by: Senator Yamasaki, by request.

No. 383 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senator Yamasaki.

No. 384 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Yamasaki.

No. 385 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL RESPONSE TIME."

Introduced by: Senators Ikeda, A. Kobayashi and Hee.

No. 386 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."

Introduced by: Senators Ikeda, A. Kobayashi, B. Kobayashi and Hee.

No. 387 "A BILL FOR AN ACT RELATING TO LEASE RENT."

Introduced by: Senators Ikeda, McMurdo, Hee and Cobb.

No. 388 "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE."

Introduced by: Senators Ikeda, Henderson and Cobb.

No. 389 "A BILL FOR AN ACT RELATING TO NATUROPATHY."

Introduced by: Senators Cobb, Ikeda, Nakasato, Blair, A. Kobayashi, Chang and Kuroda.

No. 390 "A BILL FOR AN ACT RELATING TO MASSAGE."

Introduced by: Senators Cobb, Ikeda, Nakasato, Blair and A. Kobayashi.

No. 327 Committee on Government Operations, then to the Committee on Ways and Means

No. 391 "A BILL FOR AN ACT RELATING TO DISPENSING OPTICIANS."

No. 328 Committee on Government Operations

Introduced by: Senators Cobb, Ikeda, Nakasato, Blair, Matsuura, A. Kobayashi, Kuroda and Chang.

No. 329 Committee on Ways and Means

No. 392 "A BILL FOR AN ACT RELATING TO CEMETERIES."

No. 330 Committee on Judiciary

Introduced by: Senators Cobb, Ikeda, Nakasato, Blair, Matsuura, A. Kobayashi, Kuroda and Chang.

No. 331 Committee on Housing, Hawaiian Programs and Natural Resources

No. 332 Committee on Labor and Employment

No. 393 "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE."

No. 333 Committee on Consumer Protection and Commerce

Introduced by: Senators Cobb, Ikeda, Nakasato, Blair, Matsuura, A. Kobayashi, Kuroda and Chang.

No. 334 Committee on Consumer Protection and Commerce

On motion by Senator Blair, seconded by Senator George and carried, the following bills were referred to print and were placed on the calendar for further consideration on Thursday, February 5, 1987:

No. 335 Committee on Housing, Hawaiian Programs and Natural Resources

No. 336 Committee on Consumer Protection and Commerce

Senate Bills

No. 337 Committee on Consumer Protection and Commerce

No. 360 "A BILL FOR AN ACT RELATING TO THE TAXATION OF AIRLINES."

No. 338 Committee on Consumer Protection and Commerce

Introduced by: Senator R. Wong, by request.

No. 339 Committee on Consumer Protection and Commerce

No. 361 "A BILL FOR AN ACT RELATING TO INSURANCE."

No. 340 Committee on Consumer Protection and Commerce

Introduced by: Senator R. Wong, by request.

No. 341 Committee on Consumer Protection and Commerce

No. 362 "A BILL FOR AN ACT RELATING TO CORPORATIONS."

No. 342 Committee on Labor and Employment, then to the Committee on Ways and Means

Introduced by: Senator R. Wong, by request.

No. 343 Committee on Government Operations

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Tuesday, February 3, 1987:

No. 344 Committee on Labor and Employment, then to the Committee on Ways and Means

No. 345 Committee on Transportation

Senate Bills Referred to:

No. 324 Committee on Planning and Environment

No. 346 Committee on Human Services

No. 325 Committee on Agriculture, Energy and Ocean Resources

No. 347 Committee on Labor and Employment, then to the Committee on Ways and Means

No. 326 Committee on Military and Civil Defense, then to the Committee on Ways and Means

No. 348 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 349 Committee on Health

No. 350 Committee on Health

Senator Solomon then rose on a point of personal privilege and stated as follows:

"Mr. President, your Committee on Higher Education has been conducting its hearings and I'm sure it's public knowledge that the governor has been more than generous in his supplemental budget in his efforts to fulfill his plans for a Pacific destiny.

"Mr. President, I find that I have to report to my fellow Senators and my fellow colleagues that upon being approached by the media as to our position here in the Senate on how we plan to fulfill our governor's Pacific destiny, I would like to remind them that the obligation of the University of Hawaii - Manoa, the community colleges, and University of Hawaii - Hilo is to serve the needs of local students first. We are a land grant university and we have an obligation to be sure that our needs are met here in the State of Hawaii first before looking at other proposed plans.

"I was very distressed in regards to basic education, i.e., undergraduate courses, where 50 percent or more of our student body is involved at the university. The majority of those courses now are being taught by part-time lecturers because proper money and dollars are not put towards improvement of our basic education.

"As chairman of the Higher Education Committee, I find it impossible to look at these grandiose plans if the foundation of the university is not met first which is undergraduate courses.

"There was an article printed in the paper today as to my suggestion to look at Hilo College as a possibility for Pacific and Asian studies. I don't think that this is a 'way out' request. In the article there was a rebuttal by President Simone who reported to the committee that he feels that the use of the East-West Center is critical in the development of our Pacific and Asian studies. What the newspaper failed to report is that I asked President Simone, 'What is our existing relationship with the East-West Center?' He said the East-West Center is a separate entity from the University of Hawaii; we have to pay to use the facilities at the East-West Center. A negotiation that was done more than ten years ago.

"I asked the president, 'Well, president, are we going to be renegotiating our relationship with the East-West Center?' He couldn't answer my question.

"I think before the president starts making these remarks in the newspaper of how we can dovetail these programs I think the president should have a clear understanding of how we are going to make that possible.

"Another thing, Mr. President, which I was quite astonished about is when I asked the president how many agriculture students do we now have enrolled in the College of Tropical Agriculture and he said we have a mere 80 students. I would like to clarify that for the record because this was a public hearing and for the public, we have approximately 800 agriculture students -- 600 undergraduates, 200 graduates.

"Mr. President, I think that our president of the university should start attesting to matters at home before coming to the Legislature and asking for millions and millions of dollars to look at expanding our programs involving abroad when he cannot even answer these kinds of questions. I'm just educating my fellow colleagues, I think this is very, very important as we all sit here, to just remember that the mission of the university system is to take care of our local concerns first.

"Another issue that was brought up which I thought was, well, quite astonishing. He proposed that the Chinese studies facilities be next to the Korean studies. I asked him where Hawaiian studies was going and he said, 'Oh, we're planning to build that facility next to the park.'

"I would like to remind all of our colleagues here that Hawaiian studies is one of the basic foundations to our history and our culture here in the State of Hawaii. I think that it would behoove all of us, in our inquiries of the president while he is making his lobbying visits to your offices, that he be reminded that we have an obligation ... if we are not going to perpetuate our own Hawaiian culture here in the State of Hawaii, how can we expect to be the leaders and become the repository for the rest of Polynesia.

"Thank you very much, Mr. President."

At 11:53 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 Cobb also rose to speak on a point of personal privilege and said:

"Mr. President, this being a day for statements of personal privilege I would like to add my own for the record.

"I noted in Sunday's paper a decrease in the charge card rate on one of our local

charge cards by one financial institution followed within 48 hours by a similar announcement from another.

"Just for the record, I'd like to note that such an announcement of reduced interest rates on charge cards is for the first time in over six years, despite a more than 60 percent drop in the prime rate over the same period of time. That announcement came only after my House counterpart chairman and I were quoted publicly as indicating a willingness to move in this area ... to reduce charge card rates legislatively

or by encouraging competition such as the importation of foreign banks. It does beg the question then, Mr. President, which came first, the chicken or the egg. Thank you."

ADJOURNMENT

At 11:56 o'clock a.m., on motion by Senator Blair, seconded by Senator George and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 5, 1987.