

TWENTY-SEVENTH DAY

Friday, February 27, 1987

The Senate of the Fourteenth Legislature of the State of Hawaii, Regular Session of 1987, convened at 11:43 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Dr. John T. Norris, Co-Executive Coordinator of the Hawaii Council of Churches, after which the Roll was called showing all Senators present with the exception of Senators Matsuura, Nakasato and Solomon who were 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 Chang introduced a group of 60 fifth grade students from Maemae Elementary School and their teachers, Mrs. Beverly Wong and Mrs. Okuhara, and chaperones, Mrs. Yasunaga and Mr. Wong.

Senator J. Wong introduced his daughter Christy who was among the students from Maemae Elementary School.

Senator Mizuguchi introduced Mr. Puna Titcomb who was also sitting in the gallery.

Senator Hee, on behalf of Senator Ikeda, then introduced a group of students from Kaiser High School and Mr. Wilber Holec who accompanied the students.

STANDING COMMITTEE REPORTS

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 22) recommending that the Senate advise and consent to the nomination of Mario R. Ramil as Director of Labor and Industrial Relations, in accordance with Gov. Msg. No. 94.

By unanimous consent, action on Stand. Com. Rep. No. 22 and Gov. Msg. No. 94 was deferred until Friday, March 6, 1987.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 23) recommending that the Senate advise and consent to the nomination of Alfred C. Lardizabal as Director of Personnel Services, in accordance with Gov. Msg. No. 95.

By unanimous consent, action on Stand. Com. Rep. No. 23 and Gov. Msg. No. 95 was deferred until Friday, March 6, 1987.

Senator Nakasato, for the Committee on

Labor and Employment, presented a report (Stand. Com. Rep. No. 24) recommending that Senate Bill No. 1238 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 1238, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL (HCEOC) TO PURCHASE NEW TRANSPORTATION VEHICLES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 25) recommending that Senate Bill No. 289, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 289, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 26) recommending that Senate Bill No. 290, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 290, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 27) recommending that Senate Bill No. 291, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 291, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST

ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 28) recommending that Senate Bill No. 292, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 292, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 29) recommending that Senate Bill No. 293, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 293, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 30) recommending that Senate Bill No. 294, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 294, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 31) recommending that Senate Bill No. 295, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 295, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and

Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 32) recommending that Senate Bill No. 296, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 296, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 33) recommending that Senate Bill No. 297, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 297, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 34) recommending that Senate Bill No. 298, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 298, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 35) recommending that Senate Bill No. 299, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 299, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 36) recommending that Senate Bill No. 300, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 300, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 37) recommending that Senate Bill No. 369, 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 Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 369, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Labor and Employment, presented a report (Stand. Com. Rep. No. 38) recommending that Senate Bill No. 670 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator Mizuguchi and carried, the report of the Committee was adopted and S.B. No. 670, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMPLOYMENT PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Aki, for the Committee on Housing, Hawaiian Programs and Natural Resources, presented a report (Stand. Com. Rep. No. 39) recommending that Senate Bill No. 69, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Aki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.B. No. 69, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Aki, for the Committee on Housing, Hawaiian Programs and Natural

Resources, presented a report (Stand. Com. Rep. No. 40) recommending that Senate Bill No. 1085, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Aki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.B. No. 1085, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REPAIR AND MAINTENANCE OF WAIOLI DITCH SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Aki, for the Committee on Housing, Hawaiian Programs and Natural Resources, presented a report (Stand. Com. Rep. No. 41) recommending that Senate Bill No. 1092 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Aki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.B. No. 1092, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A FLOOD CONTROL DRAINAGE DITCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Aki, for the Committee on Housing, Hawaiian Programs and Natural Resources, presented a report (Stand. Com. Rep. No. 42) recommending that Senate Bill No. 1310 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Aki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.B. No. 1310, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RENOVATION OF BUILDINGS OR CONSTRUCTION OF EMERGENCY SHELTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Aki, for the Committee on Housing, Hawaiian Programs and Natural Resources, presented a report (Stand. Com. Rep. No. 43) recommending that Senate Bill No. 1315 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Aki, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.B. No. 1315, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on

Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 44) recommending that Senate Bill No. 660 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 660, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII INTERNATIONAL JAZZ FESTIVAL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 45) recommending that Senate Bill No. 662 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 662, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A VIDEO DOCUMENTARY OF SAM LI'A KALAINAINA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 46) recommending that Senate Bill No. 1037, 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 Hagino and carried, the report of the Committee was adopted and S.B. No. 1037, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESTORATION OF THE R.W. MEYER SUGAR MILL MOLOKA'I MUSEUM & CULTURAL CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 47) recommending that Senate Bill No. 1057 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1057, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO VIAGEM DA PIOANELA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on

Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 48) recommending that Senate Bill No. 1069, 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 Hagino and carried, the report of the Committee was adopted and S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING AN APPROPRIATION FOR THE HAWAII PERFORMING ARTS COMPANY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 49) recommending that Senate Bill No. 1187 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1187, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PRODUCTION OF AN EDUCATIONAL DRAMA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kuroda, for the Committee on Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 50) recommending that Senate Bill No. 1353 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator Hagino and carried, the report of the Committee was adopted and S.B. No. 1353, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMISSION TO COMMEMORATE THE 200TH ANNIVERSARY OF THE ARRIVAL OF THE CHINESE IN HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Mizuguchi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 51) recommending that Senate Bill No. 925, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Mizuguchi, seconded by Senator Fernandes Salling and carried, the report of the Committee was adopted and S.B. No. 925, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REGISTRARS IN THE INTERMEDIATE SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on

Tourism and Recreation, presented a report (Stand. Com. Rep. No. 52) recommending that Senate Bill No. 735, 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 McMurdo and carried, the report of the Committee was adopted and S.B. No. 735, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT OF THE 1990 AMERICA'S CUP IN HAWAIIAN WATERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 53) recommending that Senate Bill No. 696 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 696, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTING AND ADVERTISING OF THE ISLAND OF MOLOKAI AS A VISITOR DESTINATION AREA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 54) recommending that Senate Bill No. 1343 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator McMurdo and carried, the report of the majority of the Committee was adopted and S.B. No. 1343, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII VISITORS BUREAU TO STUDY COMPETITIVE 'DESTINATION' AREAS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 55) recommending that Senate Bill No. 900, 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 McMurdo and carried, the report of the Committee was adopted and S.B. No. 900, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOUR OPERATORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 56) recommending

that Senate Bill No. 1768 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1768, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ALOHA WEEK," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 57) recommending that Senate Bill No. 1345 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator McMurdo and carried, the report of the majority of the Committee was adopted and S.B. No. 1345, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII VISITORS BUREAU TO PROMOTE HAWAIIAN CULTURE AND HISTORY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 58) recommending that Senate Bill No. 1269, 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 McMurdo and carried, the report of the Committee was adopted and S.B. No. 1269, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE VISITOR INDUSTRY EDUCATION COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 59) recommending that Senate Bill No. 1193, 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 McMurdo and carried, the report of the Committee was adopted and S.B. No. 1193, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A LAND BANK FOR RECREATIONAL, OPEN SPACE, CONSERVATION, AND PRESERVATION PURPOSES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the majority of the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 60) recommending that Senate Bill No. 1680,

as amended S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator McMurdo and carried, the report of the majority of the Committee was adopted and S.B. No. 1680, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH-PROMOTION AND TRAVEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 61) recommending that Senate Bill No. 890, 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 McMurdo and carried, the report of the Committee was adopted and S.B. No. 890, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTIFICATION PROJECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Holt, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 62) recommending that Senate Bill No. 1712, S.D. 1, as amended in S.D. 2, be referred to the Committee on Ways and Means.

On motion by Senator Holt, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 1712, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS," and was referred to the Committee on Ways and Means.

Senators Matsuura and Aki for the Committee on Agriculture, Energy and Ocean Resources and the Committee on Housing, Hawaiian Programs and Natural Resources, presented a report (Stand. Com. Rep. No. 63) recommending that Senate Bill No. 1307, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Aki, seconded by Senator Blair and carried, the joint report of the Committees was adopted and S.B. No. 1307, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE," 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. 64) recommending that Senate Bill No. 1525, 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 Blair and carried, the report of the Committee was adopted and S.B. No. 1525, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," 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. 65) recommending that Senate Bill No. 348, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Cobb, seconded by Senator Blair and carried, the report of the Committee was adopted and S.B. No. 348, 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.

Senator Cobb, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 66) recommending that Senate Bill No. 1058 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Cobb, seconded by Senator Blair and carried, the report of the Committee was adopted and S.B. No. 1058, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII PUBLIC BROADCASTING AUTHORITY," 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. 67) recommending that Senate Bill No. 70 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Cobb, seconded by Senator Blair and carried, the report of the Committee was adopted and S.B. No. 70, 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 2, 1987.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 68) recommending that Senate Bill No. 516, 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 McMurdo and carried, the report of the Committee was adopted and S.B. No. 516, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE

AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS," 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. 69) recommending that Senate Bill No. 82 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator B. Kobayashi, seconded by Senator McMurdo and carried, the report of the Committee was adopted and S.B. No. 82, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 70) recommending that Senate Bill No. 570, 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 McMurdo and carried, the report of the Committee was adopted and S.B. No. 570, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR G.N. WILCOX MEMORIAL HOSPITAL," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

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.

Senate Bill No. 77:

Senator Cobb moved that S.B. No. 77 be recommitted to the Committee on Consumer Protection and Commerce, seconded by Senator Blair.

Senator Blair spoke on the recommittal of the bill as follows:

"Mr. President, first of all, I thank those of you who supported me on the bill.

"To complete the record on this bill, it was not my intent to do away with boxing although as has been alleged by some. However, if the present practices continue much longer, it may become my desire to do that. The Roman colosseum approach to entertainment must ultimately see an end.

"I'm moving for the recommittal because I'm not sure that this bill is the best way to approach the problem. Its genesis was in

the frustration from the fact that we as a society are not willing to be truly responsible to the young men who engage in this sport for our entertainment. We allow them to give up more than just the years of their youth to the sport.

"After consultation with our in-house expert, I now suggest a new approach. Rather than pushing this bill further, I'll be back next year with what I hope will be something that's acceptable to all of you: a percentage of the proceeds of any boxing card would be put into a fund for a long-term health insurance program so that we can mitigate the adverse consequences. I hope I will have support for that next year. Thank you very much, Mr. President."

The motion was put by the Chair and carried and S.B. No. 77, entitled: "A BILL FOR AN ACT RELATING TO BOXING CONTESTS," was recommitted to the Committee on Consumer Protection and Commerce.

RE-REFERRAL OF SENATE BILLS

The President made the following re-referral of bills that were introduced:

Senate Bill Referred to:

No. 34 Committee on
Consumer Protection and Commerce, then
to the Committee on Ways and Means

No. 1545 Committee on Higher
Education, then to the Committee on Ways
and Means

No. 1580 Committee on Labor
and Employment, then to the Committee on
Ways and Means

No. 1725 Committee on Human
Services, then to the Committee on Ways
and Means

At 11:58 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.

Senator Holt rose to speak on a point of personal privilege as follows:

"Mr. President, before I begin, I'd just like to read a letter that I received this morning. It says, 'Dear Senator Holt, Please do not allow others and Senator Dan Inouye to influence your thinking. There has to be more than location involved in Fort DeRussy when certain persons spend many thousands to promote one site. Their only interest should be a center, not location. DeRussy is the only site at which hotels are also feasible.'

"I won't go on to mention the person's name, but go on to say that the Committee on Tourism has just been through the harrowing experience of selecting a convention center site.

"As everyone knows, the selection is very unpopular with a vocal interest group which has threatened that construction of the convention center at the site as 'political suicide.' Nevertheless, the members of the Committee on Tourism, including the Senator who serves the district in which the site is located, overcame any thoughts of political disadvantage, and acted to further the public welfare by approving the site recommended by me, the chairman.

"Because of the courage of the members, I have a debt of gratitude to them and obligation to protect the committee's recommendation.

"What is troubling to me now is that I need not have put the members through the experience. The committee was not required to make any selection or take any other action concerning the convention center. For, Hawaii's senior Senator in Washington is going to choose the site for the people of the State of Hawaii.

"Just last evening on the news, the Senator questioned our decision in selecting a small portion of Ala Wai Golf Course as the site for a convention center. And it is my understanding that the Senator is in town for the purpose of meeting with the governor and the leadership of both houses to discuss site selection for the convention center.

"I have been very busy during the interim with my personal life and, also, the fish have been really biting in Kaneohe Bay. So, I am ignorant of the amendment to the U.S. Constitution which reserves to the U.S. Senate the right and power to select and plan and zone for convention center sites. I apologize to the members of the Committee on Tourism for this oversight.

"I am confident that the senior Senator will choose a site compatible with the generally recognized desire and need for a convention center to be 'in or near Waikiki.'

"The Committee on Tourism has selected a site, based on two studies which ranked Ala Wai Golf Course as No. 1, which meets these conditions and which, furthermore, will cost nothing to acquire and will not, I repeat, will not displace existing users, contrary to what is being said in the media.

"There is only one feasible alternative to the site selected by the committee and that is Ft. DeRussy. While the Ft. DeRussy site is better suited for marketing purposes, its acquisition will require the state in all

likelihood to pay a huge purchase price. In my opinion, a convention center at that alternative site is feasible only if state acquisition is guaranteed immediately and free of charge.

"I believe the Senate's position on the convention center site as expressed in Senate Bill No. 1192, S.D. 1, has been made with the best interest of the state foremost in mind, without consideration of the negative political consequences and with great fortitude and high principle.

"In recommending the site, I conferred with many different people that are very interested in a convention center and all, apparently, had concurred with different degrees of enthusiasm. I repeat, all those consulted concurred to my face. I will be disappointed, at the least, if I have been misled.

"Finally, I reiterate the committee's position on the convention center matter. Enough studies have been done to select a site. Every year in which the operation of the convention center is delayed results in a loss of \$130- to \$140 million to the state's economy. Delegation of the duty of selecting the site to another body is irresponsible, unjustified, unethical, and lacking in principle and fortitude. I believe that all members of the Senate will support the position that the convention center site should be done now.

"My personal position is that the Senate should not approve any legislation mandating further study, selection of a site by a commission or authority, or earmarking of some of the transient accommodations tax to a convention center fund, unless the legislation also includes the designation of a specific site. Thank you very much."

Senator McMurdo also rose on a point of personal privilege and said:

"Mr. President, may I respond to the remarks of the Senator from the Tourism Committee. I have to be brief, as you can see.

"As you all know, the Ala Wai Golf Course is not one of my favorite spots for a convention center, but at this point I realize and I'm disappointed that we are not going to look further at Fort Armstrong. However, I do realize, also, in talking to my colleagues that it is the disposition of the Senate to choose the Ala Wai Golf Course. Also, on further talking in the committee hearing the other night with committee members, and with other Senators, I've been assured that my grave concerns about traffic for the people of Moiliili and the surrounding areas will be carefully addressed; that the concerns of the golfers are also addressed. I note that two of the

people who signed the committee report are two of the most avid golfers, not only in the Senate but in the state. If they feel that the golf course can be properly handled I'm not going to argue with that.

"On the matter of Ft. DeRussy, I called Washington this morning and I talked to the House Armed Services Committee. I have been assured that they have not changed their stance of hanging on to Ft. DeRussy for the military. The statute in Congress which says that if it were to be sold it will be sold at fair market value still stands. So, I don't know why DeRussy could possibly be still under consideration. Thank you very much."

Senator Cobb also rose on a point of personal privilege and said:

"Mr. President, I rise to speak in very strong support of your chairman on the Tourism Committee and the members who made the decision embodied in Standing Committee Report No. 21, in reference to Senate Bill 1192, S.D. 1.

"I'm in agreement with virtually everything in that committee report and I support the principles and the decisions that your Tourism Committee and its chairman made, 1,000 percent. I want to make it clear of my strong support for this position because I think the committee report and the embodying legislation accompanying it is sensitive, logical, comprehensive, and addresses the concerns of golfers as well as other elements in our community.

"The only point of reservation I would have was that there is not nearly enough of a dissertation on the subject of Ft. DeRussy. It's not only a matter that if Ft. DeRussy were chosen we would be facing a purchase cost at fair market value of anywhere from \$392- to \$500 million. Ft. DeRussy is also the home of the only Army corps dedicated solely to the defense of the entire Pacific area where, I would remind the members, each of our last three wars have started.

"To choose Ft. DeRussy in the face of a growing Soviet buildup in the Pacific would be nothing less than to put private profit ahead of military preparedness, and I'm not prepared to do that. There are a variety of other unresolved planning issues on Ft. DeRussy, including the horrendous traffic that is already at a state of grid lock all around that post.

"There are also the considerations involving the cost. The Senate Tourism chairman is absolutely correct when he points out that the cost of Ft. DeRussy would be horrendous. It is estimated to be at least \$500- to \$600 million, which if done would make it the largest capital

improvement project in the state's history.

"Mr. President, I've been a long-time supporter of Senator Inouye, and I'm not going to criticize him on the floor, but I would like to make this observation. The Senator has said he would leave the decision of a convention center to the Legislature and once that decision is made he'd support it, and it's been my understanding, all of these years, that is the principal reason why the funding at the federal level has been withheld on Ft. DeRussy in the meantime, pending a decision by the Legislature.

"I think the Senate is prepared to make that decision and I hope the other house is willing to concur. Once the decision is made, I would simply ask the good Senator to please stand by his word and acknowledge the decision made by the local Legislature.

"Finally, Mr. President, I'd like to thank Senator Holt for his courage, his compassion, and the brilliance shown in this committee report. I think this is a document that every member can support and I'll be willing to stand by him day or night against anyone to support the decisions and the prerogative to make a decision that's embodied in this report.

"I agree we don't need any additional studies. We have two studies already completed and more than sufficient information to make a decision. The time for studying is over; the time to act is now. Thank you."

At this time, the Chair introduced the Honorable Samuel Nunes, president of the Louisiana State Senate, and Mrs. Nunes.

STANDING COMMITTEE REPORTS

On motion by Senator Blair, seconded by Senator George 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 12:12 o'clock p.m., the Senate took the following actions on the following bills and standing committee reports:

Stand. Com. Rep. No. 71 (GOV) was adopted and Senate Bill No. 1088, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANS, RENOVATIONS, AND CONSTRUCTION OF THE LIHUE NEIGHBORHOOD CENTER," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 72 (CPS) was adopted and Senate Bill No. 469, as amended in S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE PRACTICES," passed

Second Reading and was placed on the calendar for Third Reading on Monday, March 2, 1987;

Stand. Com. Rep. No. 73 (AEO) was adopted and Senate Bill No. 682, as amended in S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROGRAMS TO PROMOTE ANTHURIUMS PRODUCED IN THE STATE OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 74 (AEO) was adopted and Senate Bill No. 686, as amended in S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DETECTION OF CIGUATOXIN IN FISH," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 75 (AEO) was adopted and Senate Bill No. 701, as amended in S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN AND CONSTRUCTION OF A NEW REEFER ROOM AT THE KAMUELA VACUUM COOLING PLANT," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 76 (AEO) was adopted and Senate Bill No. 690, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PUNA RESEARCH CENTER," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 77 (AEO) was adopted and Senate Bill No. 966, as amended in S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SMALL BUSINESS, GEOTHERMAL RELATED, INCUBATOR FACILITY AT THE PUNA GEOTHERMAL FACILITY," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 78 (AEO) was adopted and Senate Bill No. 1081, as amended in S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A LIVESTOCK STAGING AREA OF HOLDING PENS AT NAWILIWILI HARBOR," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 79 (AEO) was adopted and Senate Bill No. 1110, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SMALL BUSINESS OCEAN AND MARINE UTILIZATION INCUBATOR FACILITY AT THE NATURAL ENERGY LABORATORY OF HAWAII IN KONA," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 80 (EDS) was adopted and Senate Bill No. 918, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MAUI HUI MALAMA," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 81 (CAP) was adopted and Senate Bill No. 819, as amended in S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATATORIUM," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 82 (CAP) was adopted and Senate Bill No. 642, as amended in S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN EDUCATIONAL COORDINATOR POSITION AT WAIPAHAU CULTURAL GARDEN PARK," passed Second Reading and was referred to the Committee on Ways and Means;

Stand. Com. Rep. No. 83 (CPS) was adopted and Senate Bill No. 1526, as amended in S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading and was recommitted to the Committee on Consumer Protection and Commerce; and

Stand. Com. Rep. No. 84 (AEO/HOU) was adopted and Senate Bill No. 398, as amended in S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION SYSTEMS," 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, March 2, 1987.