

SECOND DAY

Thursday, January 21, 1988

The Senate of the Fourteenth Legislature of the State of Hawaii, Regular Session of 1988, convened at 11:40 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by the Reverend Earl Kernahan, Pastor-at-large, United Methodist Church, Hawaii, after which the Roll was called showing all Senators present.

The Chair announced that she had read and approved the Journal of the First Day.

At 11:45 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.

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

Senator Holt introduced Mr. R. Solomon, father of Senator Solomon.

Senators Solomon and Holt introduced the 1987 NCAA Championship University of Hawaii's Wahine Volleyball Team, who were present on the Senate floor: Tita Ahuna, team captain, Martina Cincerova, Jami Long, Karrie Trieschman, Leeana Meriweather (not in attendance), Jaime Paet, Diana Jessie, Tee Williams, Suzanne Eagye, Mahina Eleniki and Dave Shoji, coach.

At this time, the Chair invited Tita Ahuna to the rostrum and she addressed the members of the Senate. She also introduced the rest of the coaching staff, who were also present on the Senate floor: Dean Nowack, assistant coach; Melody Park, head trainer; Kepa Cummings, manager; Michi Yoshino, assistant coach; Cindy Madza, assistant athletic director; and Stan Sheriff, athletic director.

The honorees rose to be recognized and were presented with the Senate Certificate of recognition by Senators Solomon and Holt and leis by various Senators.

At 12:00 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.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 3 to 78) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 3, submitting for consideration and consent to the Circuit Court of the First Circuit, the nomination of Thomas K. Kaulukukui Jr. as 5th Judge, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of ten years, was referred to the Committee on Judiciary.

Gov. Msg. No. 4, transmitting a report prepared by the Department of Land and Natural Resources in response to H.C.R. No. 55 (1987), requesting a study on the feasibility of a land exchange between the state and Alexander and Baldwin, Inc. for the present twenty-four acre site of the Maui county fairgrounds in Kahului, was placed on file.

Gov. Msg. No. 5, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 102 and H.R. No. 250 (1987), requesting a permanent easement to the City and County of Honolulu for the purpose of constructing a county roadway from Kalaniana'ole Highway to "Saddle City," Waimanalo, Oahu, was placed on file.

Gov. Msg. No. 6, transmitting a report prepared by the Hawaii Housing Authority, Department of Human Services in response to H.R. No. 118 (1987), requesting an audit of the operation and maintenance programs of all public buildings, was placed on file.

Gov. Msg. No. 7, transmitting a report prepared by the Department of Land and Natural Resources in response to H.C.R. No. 135 (1987), concerning a land exchange to benefit Waimea school, was placed on file.

Gov. Msg. No. 8, transmitting a report prepared by the Department of Agriculture, pursuant to Secs. 155-14 and 219-4, HRS, as amended, Act 110, SLH 1987, relating to loans, was placed on file.

Gov. Msg. No. 9, transmitting a report prepared by the Department of Human Services and the Department of Health in response to S.R. No. 88 (1987), requesting the Department of Social Services and Housing, Department of Health, and Department of Education to review and evaluate the report on the utilization of medicaid on behalf of the developmentally disabled in Hawaii, was placed on file.

Gov. Msg. No. 10, transmitting the "Report on the Feasibility of Implementing a Computer Interface Between the Hawaii Criminal Justice Data Center and its User Agencies," prepared by the Department of the Attorney General, pursuant to Sec. 227 of Act 216, SLH 1987, was placed on file.

Gov. Msg. No. 11, transmitting a report prepared by the Natural Area Reserves System Commission in cooperation with the Department of Land and Natural Resources and private agencies in response to H.C.R. No. 221 (1987), concerning the management and funding of the natural area reserves system, was placed on file.

Gov. Msg. No. 12, transmitting a report prepared by the Department of Accounting and General Services in response to H.R. No. 279 (1987), requesting the status on the development of a program to construct and install security screens for public schools, was placed on file.

Gov. Msg. No. 13, transmitting a report prepared by the Hawaii State Coordinating Council on Deafness in response to H.R. No. 78 (1987), requesting the State Coordinating Council on Deafness to study the problem of how to best provide the telecommunications device for the deaf relay services for Hawaii's Deaf Community, was placed on file.

Gov. Msg. No. 14, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 174 (1987), requesting that the state seek ways to establish game management areas on suitable state lands and through cooperative agreements with private landholders to allow state controlled public hunting, was placed on file.

Gov. Msg. No. 15, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to Act 216, Part III, Sec. 47 (H.B. No. 2 (1987)),

relating to the expenditures, research efforts, and fundings of the clidemia and banana poka control projects, was placed on file.

Gov. Msg. No. 16, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 176 (1987), requesting that the state assess game management programs utilized by other states to maximize harvestable game populations for public hunting purposes, was placed on file.

Gov. Msg. No. 17, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to Sec. 270, Part III, Act 216, requesting a review of the state's ceded land inventory and the computerized system for maintaining this land inventory, was placed on file.

Gov. Msg. No. 18, transmitting a report prepared by the state Department of Defense in response to H.C.R. No. 50 and H.R. No. 90 (1987), requesting increasing recognition for Hawaii National Guard members, was placed on file.

Gov. Msg. No. 19, transmitting the 1987 Annual Report of the Hawaii Paroling Authority, pursuant to Chapter 93-12, HRS, was placed on file.

Gov. Msg. No. 20, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 196 (1987), requesting to explore the feasibility of state acquisition of Waipi'o valley on the island of Hawaii, was placed on file.

Gov. Msg. No. 21, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 127 and S.C.R. No. 117 (1987), requesting the Department of Land and Natural Resources to develop and submit an interim plan for Haena State Park, was placed on file.

Gov. Msg. No. 22, transmitting a report prepared by the Department of the Attorney General in response to H.R. No. 393 (1987), requesting the state attorney general to review the policies and procedures of the Medicaid fraud unit, was placed on file.

Gov. Msg. No. 23, transmitting a report prepared by the Department of Transportation in response to H.R. No. 274 (1971), requesting annual evaluation reports on driver education and training program, was placed on file.

Gov. Msg. No. 24, transmitting reports prepared by the Department of Transportation in response to the following:

S.C.R. No. 184 (1987) - Requesting the Department of Land and Natural Resources and the Department of Transportation to plan, design and negotiate with private developers for the development of marine and yacht berthing facilities at Heeia-kea boat harbor, Oahu; and

S.R. No. 175 (1987) - Requesting the Department of Transportation to study and report on the need for additional recreational small boat harbors and mooring facilities in Hawaii,

was placed on file.

Gov. Msg. No. 25, transmitting a report prepared by the Department of Accounting and General Services in response to H.R. No. 84 (1987), regarding systematic maintenance program for public facilities under the

responsibility of the Department of Accounting and General Services, was placed on file.

Gov. Msg. No. 26, transmitting a report prepared by the Department of Accounting and General Services in response to H.R. No. 106 (1987), requesting a portable classroom buildings cost reduction study, was placed on file.

Gov. Msg. No. 27, transmitting a report prepared by the Department of Taxation in response to H.R. No. 87 (1987), was placed on file.

Gov. Msg. No. 28, transmitting a report prepared by the Department of Taxation, pursuant to Act 344, SLH 1986, regarding liquor tax collections, was placed on file.

Gov. Msg. No. 29, transmitting a report prepared by the Department of Human Services, pursuant to Act 345, SLH 1987, regarding the establishment of a voluntary workfare program, was placed on file.

Gov. Msg. No. 30, transmitting reports prepared by the University of Hawaii in response to the following:

S.R. No. 62 (1987) - Requesting the establishment of a Pacific tourism training institute within TIM at UH-M;

S.R. No. 64 (1987) - Requesting the UH and the East-West Center to explore the possibility of a cooperative program in Pacific/Asian Studies and Research;

S.R. No. 70 (1987) - Regarding the formation of an advisory committee to investigate and report on the need to upgrade the aviation mechanic curriculum and facilities at UH Community Colleges;

S.R. No. 133 (1987) - Requesting the United States Congress to establish and support a Pacific international land-grant college as a center for agricultural instruction, research, and extension for all Pacific islands;

H.R. No. 220 (1987) - Requesting the UH School of Nursing to study methods of alleviating the shortage of nurses in the state;

H.R. No. 327 (1987) - Regarding a study on the feasibility of producing herbs, spices, deciduous fruits, avocados, and jojoba beans in the state of Hawaii;

H.R. No. 401 and H.C.R. No. 238 (1987) - Regarding a study of the feasibility of developing a Hawaii oceanbook;

H.B. No. 2, Sec. 172 (1987) - Regarding a report on the survey and study of research projects pertaining to nematodes affecting the pineapple industry and other agricultural products in Hawaii;

H.B. No. 2, Sec. 192 (1987) - Requesting the mid-level technician program, instruction, Honolulu Community College (UOH 301), to submit an expenditure and progress report;

H.B. No. 1663 (1986) - Regarding the University of Hawaii Child Care Center; and

HRS 304-8.1(b) - Regarding an annual report on the status of the research and training fund, was placed on file.

Gov. Msg. No. 31, transmitting a report prepared by the Department of Accounting and General Services in response to H.R. No. 239 (1987), requesting the development and study of alternative methods of providing parking accommodations during session for neighbor island elected officials who conduct business at the state Capitol, was placed on file.

Gov. Msg. No. 32, transmitting the 1987 Annual Report of the Hawaii Housing Authority, pursuant to Chapter 356, HRS, was placed on file.

Gov. Msg. No. 33, transmitting a report prepared by the Department of Human Services in response to H.R. No. 232 (1987), requesting a study of adult protective services, was placed on file.

Gov. Msg. No. 34, transmitting a report prepared by the Department of Human Services in response to H.R. No. 204 (1987), requesting a study of adult residential care homes, was placed on file.

Gov. Msg. No. 35, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 245 and S.C.R. No. 106 (1987), requesting a report on the status of government roads, trails and rights-of-way over private property, was placed on file.

Gov. Msg. No. 36, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 448 and S.R. No. 152 (1987), requesting the Department of Land and Natural Resources and the counties to inventory and to recommend measures to manage and protect ancient highways and trails and other public access easements, was placed on file.

Gov. Msg. No. 37, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 365 (1987), requesting an examination of tax laws which serve to inhibit reforestation activities, was placed on file.

Gov. Msg. No. 38, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 276 (1987), relating to the protection and management of endangered species, was placed on file.

Gov. Msg. No. 39, transmitting reports prepared by the Commission on Employment and Human Resources, pursuant to Chapter 202, HRS, as amended, as follows:

Developing a Human Resource System for Hawaii, Final Report of Act 260, 1986 Legislature; and

Building Education and Training into State Economic Development Strategy,

was placed on file.

Gov. Msg. No. 40, transmitting a report prepared by the Department of Land and Natural Resources, pursuant to Sec. 29, Part III, Act 216, SLH 1987, regarding progress of the expansion of extension work in Hilo, Kona, and other areas of the state to reduce burnt tuna syndrome (BTS) and for continued research on biochemical reactions of BTS, was placed on file.

Gov. Msg. No. 41, transmitting the FY 1986-1987 Annual Report of the Hawaii Fisheries Coordinating Council, was placed on file.

Gov. Msg. No. 42, transmitting reports prepared by the Department of Land and Natural Resources in response to the following:

H.R. No. 210 and H.C.R. No. 119 (1987) - Requesting the Department of Land and Natural Resources to conduct a baseline study of the Hanalei estuary and other north shore rivers of Kauai; and

H.R. No. 405 (1987) - Urging the Department of Transportation and the Department of Land and Natural Resources to implement the recommendations of the ad hoc committee for a management plan for the Hanalei/north shore area of Kauai,

was placed on file.

Gov. Msg. No. 43, transmitting a report prepared by the Department of Land and Natural Resources in response to S.R. No. 161 (1987), requesting that the Department of Land and Natural Resources' Aquatic Resources Division investigate and report on procedures for monitoring the loss of marine life caused by pollution of coastal waters, was placed on file.

Gov. Msg. No. 44, transmitting a report prepared by the Department of Land and Natural Resources in response to H.R. No. 16 (1987), requesting a study on the feasibility of establishing a discoverer's park at Ka Lae or Southpoint, Hawaii, was placed on file.

Gov. Msg. No. 45, transmitting a report prepared by the Department of the Attorney General, Hawaii Criminal Justice Data Center, "Crime Trends in Hawaii, Nine Month Review 1987," was placed on file.

Gov. Msg. No. 46, transmitting the Annual Report on Student Achievement: Low Achievers, prepared by the Department of Education, pursuant to Sec. 296-11, HRS, was placed on file.

Gov. Msg. No. 47, transmitting reports prepared by the Department of Transportation in response to the following:

H.B. No. 2 (1987), Sec. 42 - Appropriation to develop long-range plans for Kauai, Maui, and Hawaii highway systems;

H.R. No. 100 (1987) - Requesting the Department of Transportation to develop an interim pedestrian safety plan for Kalaniana'ole Highway in east Honolulu;

H.R. No. 118 (1987) - Requesting an audit of the operation and maintenance programs for the Department of Transportation's buildings and facilities;

H.R. No. 309 (1987) - Requesting a feasibility study of the construction of an interchange on the H-1 freeway at Kaonohi Street;

H.C.R. No. 181 and H.R. No. 303 (1987) - Relating to safety improvements at the south intersection of Kunia Drive and Kunia Road;

H.R. No. 322 and H.C.R. No. 195 (1987) - Traffic plans and priorities for upcountry Maui;

H.R. No. 431 (1987) - Requesting a study to improve the transportation access system to Leeward Community College and West Oahu College;

S.R. No. 46 (1987) - Requesting a study on the feasibility of mandating motor vehicle insurance premium discounts for safe driving courses;

S.R. No. 125 (1987) - Requesting the erection of a new roadway directional sign for the benefit of lei sellers at the Honolulu International Airport;

S.R. No. 144 (1987) - Requesting a comprehensive study for the implementation of a recreation and conservation pilot project for Kaneohe Bay;

S.R. No. 156 (1987) - Revised bike plan;

S.R. No. 165 (1987) - Requesting a report on the Keehi Lagoon recreation area;

S.R. No. 173 (1987) - Requesting the Department of Transportation to develop a plan to provide for the mooring of light-draft vessels at Kawaihae Harbor on the island of Hawaii;

S.R. No. 27 (1987) - Requesting a state standard road around Kaena Point, Oahu;

H.R. No. 336 (1987) - Requesting a study on anti-commuting telework centers;

S.R. No. 187 (1987) - Requesting a study relating to traffic and traffic futures; and

H.R. No. 138 (1987) - Requesting a study to determine the feasibility of improving air freight facilities and expanding reefer facilities at General Lyman Field in Hilo, Hawaii,

was placed on file.

Gov. Msg. No. 48, transmitting a report prepared by the Department of Accounting and General Services in response to H.R. No. 118 (1987), regarding assessment of the operation and maintenance program of public facilities under the responsibility of the Department of Accounting and General Services, was placed on file.

Gov. Msg. No. 49, transmitting reports prepared by the Department of Education in response to the following:

General Appropriations Bill, Sec. 1122 - Learning Centers;

General Appropriations Bill, Sec. 113 - Distance Learning-Technology Plan;

General Appropriations Bill, Sec. 115 - Asian, European and Pacific Languages (AEPL) Program;

General Appropriations Bill, Sec. 116 - Year-Round School;

General Appropriations Bill, Sec. 120 - Homework Hotline;

General Appropriations Bill, Sec. 122 - Writing to Read;

General Appropriations Bill, Sec. 126 - AIDS Interim Student Awareness Development Program;

General Appropriations Bill, Sec. 139 - Teacher In-Service Training Program;

General Appropriations Bill, Sec. 145 - "2 for 1" Match;

General Appropriations Bill, Sec. 154 - Educational Superfund;

General Appropriations Bill, Sec. 159 - Parent-Community Networking Centers;

S.R. No. 49 (1987) - Requesting the Department of Education to re-evaluate its system of delivery of services to schoolchildren with hearing disorders;

S.R. No. 87 (1987) - Requesting the Department of Education to report on the mastery in learning project at Ahuimanu Elementary School;

S.R. No. 141 (1987) - Requesting a study of the school bus system;

S.R. No. 158 (1987) - concerning Hawaiian language medium schools;

S.R. No. 159 (1987) - Requesting the Department of Education to investigate and report on the costs and feasibility of making water safety and swimming programs available to all public school students;

H.R. No. 15 (1987) - Requesting a study focusing on longer school hours and a longer school year for Hawaii's public schools;

H.R. No. 94 (1987) - Requesting a study of the feasibility of hiring security attendants to patrol school campuses at night;

H.R. No. 95 (1987) - House resolution increasing incentives for adult lunch room supervisors in our schools;

H.R. No. 126 and H.C.R. 68 (1987) - Requesting the Department of Education to establish a new high school in West Hawaii;

H.R. No. 179 (1987) - Requesting information relating to the educational needs created by the Ewa development plans;

H.R. No. 222 and H.C.R. No. 128 (1987) - Relating to the construction of a permanent sixteen classroom building at Kaimiloa Elementary School;

H.R. No. 237 (1987) - Requesting reports on computer usage in education;

H.R. No. 249 (1987) - Requesting the Department of Education to redraw school boundaries according to neighborhoods in Mililani;

H.R. No. 282 (1987) - Requesting the Department of Education to study the benefits of providing permanent student activities coordinators for all public schools;

H.R. No. 295 (1987) - Requesting the Department of Education to establish Hawaiian medium classes in elementary schools;

H.R. No. 414 (1987) - Requesting the Board of Education to conduct an evaluation of the present program of reading and writing instruction in the public schools;

H.R. No. 441 (1987) - Requesting a study of in-service training and other resources available to teachers to improve public education in Hawaii; and

H.R. No. 444 (1987) - Urging the Department of Education to involve evaluators early in the development of any new program,

was placed on file.

Gov. Msg. No. 50, transmitting a report prepared by the High Technology Development Corporation in response to H.C.R. No. 256 and H.R. No. 420 (1987), regarding a plan to promote the growth of telecommunications in Hawaii, was placed on file.

Gov. Msg. No. 51, transmitting a report prepared by the Department of Transportation in response to S.R. No. 126 (1987), supporting continual efforts for the expeditious transfer to the state of county highways designated for inclusion in the state highway system, but not yet transferred, and the state funding of necessary repair and maintenance costs, was placed on file.

Gov. Msg. No. 52, transmitting the "Report to the State of Hawaii on the Aloha State Bond Program," prepared by Furutani, Komatsubara and Char for the Department of Budget and Finance, pursuant to Sec. 246, Act 216, SLH 1987, was placed on file.

Gov. Msg. No. 53, transmitting a report, "Tax Credits Claimed by Hawaii Residents, 1985," prepared by the Department of Taxation, was placed on file.

Gov. Msg. No. 54, transmitting the Report to the 1988 Legislature pursuant to Chapter 489, Discrimination in Public Accommodation, prepared by the Department of Labor and Industrial Relations, was placed on file.

Gov. Msg. No. 55, transmitting a draft of a resolution requesting review of a land exchange to be entered into by the Housing Finance and Development Corporation and Inga Lam Ho, et al, pursuant to Secs. 201E-20 and 201E-31, HRS, was placed on file.

Gov. Msg. No. 56, transmitting the following documents:

The Executive Supplemental Budget (Budget Period 1987-1989), Volumes I and II, pursuant to Sec. 37-69, HRS; and

The Variance Report for Fiscal Years 1987 and 1988, Volumes I and II, pursuant to Sec. 37-75, HRS,

was placed on file.

Gov. Msg. No. 57, transmitting the 1987 Annual Report of the Department of Social Services and Housing, pursuant to Chapter 351, HRS, as amended, was placed on file.

Gov. Msg. No. 58, transmitting the 1987 Annual Report to the Legislature, prepared by the Pacific International Center for High Technology Research, was placed on file.

Gov. Msg. No. 59, transmitting the Fifth Annual Report on the Community Long Term Care Branch/Nursing Home Without Walls Program, prepared by the Department of Human Services, pursuant to Act 134, SLH 1987, was placed on file.

Gov. Msg. No. 60, transmitting a report prepared by the Department of Health in response to H.R. No. 205 (1987), regarding spent lead-acid battery recycling and disposal in Hawaii, was placed on file.

Gov. Msg. No. 61, transmitting reports prepared by the Department of Health in response to the following:

H.R. No. 451 (1987) - Requesting review and recommendations from the Director of Health on the use of Organotin (TBT) in Hawaii;

H.R. No. 193 (1987) - Requesting the Department of Health to assess their capability of staff and facilities to monitor the unintentional and deliberate release of genetically modified organisms into the environment;

H.R. No. 389 (1987) - Requesting the Department of Health to investigate the problems, liability and hazards to public health and safety associated with American pit bull terrier breeding and ownership in Hawaii; and

Sec. 88, Act 216, SLH 1987 - Requesting the Department of Health to prepare a report on personnel changes,

was placed on file.

Gov. Msg. No. 62, transmitting a report, "Adult Day Care, Adult Day Health, and Day Hospital Services," prepared by Kuakini Geriatric Care, Inc. for the Department of Human Services, pursuant to Act 345, SLH 1986, was placed on file.

Gov. Msg. No. 63, transmitting a report prepared by Arthur Young and Company for the Department of Human Services in response to H.C.R. No. 185 (1987), requesting a study of the effects of reorganizing the administrative structure of the Department of Social Services and Housing which serves the Big Island of Hawaii, was placed on file.

Gov. Msg. No. 64, letter from the Governor to the President of the Senate dated January 7, 1988, regarding a report from the Department of Human Services (in accordance with Sec. 346-59, HRS), on the appropriation of money to pay individual providers of health care services, was placed on file.

Gov. Msg. No. 65, transmitting a report prepared by the Insurance Division and the Hawaii Insurance Rating Bureau, Inc. for the Department of Commerce and Consumer Affairs in response to H.R. No. 319 (1987), regarding a review of workers' compensation rates for logging industry workers, was placed on file.

Gov. Msg. No. 66, transmitting the "Report of the Insurance Commissioner of Hawaii, 1987, Summary of Insurance Business for the Year 1986," prepared by the Department of Commerce and Consumer Affairs, pursuant to Sec. 431-45, HRS, was placed on file.

Gov. Msg. No. 67, transmitting a report, "1986 Closed Claim Study," prepared by the Insurance Commissioner, pursuant to Act 2, First Special Session, SLH 1986, was placed on file.

Gov. Msg. No. 68, transmitting a report, "The Availability of Pet Care Insurance," prepared by the Insurance Division for the Department of Commerce and Consumer Affairs, pursuant to Act 196, SLH 1987, was placed on file.

Gov. Msg. No. 69, 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 placed on file.

Gov. Msg. No. 70, transmitting the Final Compensation Plan, pursuant to Secs. 77-4 and 77-5, HRS, as amended, was placed on file.

Gov. Msg. No. 71, transmitting the Fifth Annual Report of the Regulated Industries Complaints Office, prepared by the Department of Commerce and Consumer Affairs, pursuant to Act 60, SLH 1982, was placed on file.

Gov. Msg. No. 72, transmitting a report from the Housing Finance and Development Corporation in response to H.R. No. 380 (1987), Leasehold Conversion of Condominiums and Cooperative Housing Projects, Phase I, and Phase II, was placed on file.

Gov. Msg. No. 73, transmitting the Annual Report of the Hawaii Public Broadcasting Authority for Fiscal Year 1986-1987, pursuant to Sec. 314-12, HRS, was placed on file.

Gov. Msg. No. 74, transmitting the 1987 Annual Report of the Department of Commerce and Consumer Affairs, was placed on file.

Gov. Msg. No. 75, transmitting the 1987 Annual Report prepared by the State Foundation on Culture and the Arts (SFCA), pursuant to Chapter 9, HRS, was placed on file.

Gov. Msg. No. 76, transmitting the 1987 Annual Report of the Design Professional Conciliation Panel and the Medical Claims Conciliation Panel, prepared by the Department of Commerce and Consumer Affairs, pursuant to Secs. 672-12 and 671-20, HRS, was placed on file.

Gov. Msg. No. 77, letter from the Governor to the President of the Senate dated January 21, 1988, regarding the immediate passage of H.B. No. 321, appropriating funds to implement the 1987-1989 collective bargaining agreement with the HSTA, exclusive representative for Bargaining Unit 5, was placed on file.

Gov. Msg. No. 78, letter from the Governor to the President of the Senate dated January 21, 1988, transmitting for introduction, an administration bill providing for salary adjustments and other cost items for employees excluded from Collective Bargaining Unit 5, teachers, was placed on file.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 18) were read by the Clerk and were placed on file:

Dept. Com. No. 1 from the Office of the Legislative Auditor, transmitting five (5) sunset evaluation reports: 1) Dentistry (Chapter 448, HRS); 2) Practice of Acupuncture (Chapter 436E, HRS); 3) Chiropractic (Chapter 442, HRS); 4) Psychologists (Chapter 465, HRS); 5) Speech Pathologist and Audiologists (Chapter 468E, HRS).

Dept. Com. No. 2 from the Supreme Court of Hawaii, transmitting copies of the Judiciary's Supplemental Budget (1987-1989) and Variance Report (1986-1988), pursuant to Sec. 601-2, HRS.

Dept. Com. No. 3 from the Department of Personnel Services, transmitting a report, "Regarding a Review (of closely related classes) by the Conference of Personnel Directors," in response to Act 225, SLH 1987.

Dept. Com. No. 4 from the Department of Personnel Services, transmitting a report, "Regarding the Pricing of Adult Correctional Officer Series," in response to S.R. No. 185 (1987).

Dept. Com. No. 5 from the Supreme Court of Hawaii, transmitting a report of the Ad Hoc Committee to Study Possible Formation of a Second Public Defender, in response to 1987 S.R. No. 5, S.C.R. No. 2 and H.R. No. 21.

Dept. Com. No. 6 from the Office of the Administrative Director of the Courts, transmitting a report in response to S.C.R. No. 165 (1987), "Encouraging and Supporting the Establishment of a Center for International Commercial Dispute Resolution."

Dept. Com. No. 7 from the Office of the Auditor, transmitting Report No. 88-1, "Study of Proposed Mandatory Health Insurance for Well-Baby Services," (S.B. No. 518 - 1987), pursuant to Act 331 (1987), and Report No. 87-18, "Sunrise Analysis of a Proposal to Regulate the Practice of Locksmithing," (S.B. No. 18 - 1987).

Dept. Com. No. 8 from the Department of Budget and Finance, transmitting a certified Statement of Total Outstanding Indebtedness of the State of Hawaii as of July 1, 1987, pursuant to Sections 39-92(e) and 39-93(d), Part IV, Chapter 39, HRS.

Dept. Com. No. 9 from the Hawaii Criminal Justice Commission, transmitting a report, "The Effectiveness of the Ignition Interlock Device in Reducing Recidivism Among Driving Under the Influence Cases," in response to H.R. No. 97 (1987).

Dept. Com. No. 10 from the Department of Budget and Finance, transmitting "Part I, Report of the Conference on the Hawaii Workers' Compensation State Insurance Fund," and "Part II, Implementation Plan for the Hawaii Workers' Compensation State Fund."

Dept. Com. No. 11 from the Adult Probation Division, First Circuit Court, transmitting a report in response to H.C.R. No. 94 (1987), requesting a study on the feasibility of an intensive surveillance program in Hawaii as an alternative to incarceration.

Dept. Com. No. 12 from the Office of the Legislative Auditor, transmitting Report No. 88-2, "A Study of Electricity Costs and Consumption at the University of Hawaii: Preliminary Report," pursuant to Sec. 181, General Appropriation Act of 1987, and Report No. 88-3, "Sunset Evaluation Report: Regulation of Commercial Employment Agencies, Chapter 373, HRS."

Dept. Com. No. 13 from the Office of the Legislative Auditor, transmitting Report 88-4, "A Study on the Feasibility of Establishing a Kaneohe Bay Authority," in response to S.C.R. No. 135 (1987).

Dept. Com. No. 14 from the Department of Defense, transmitting a pamphlet, "Economic Contributions of the Hawaii Army and Air National Guard, Fiscal Year 1987."

Dept. Com. No. 15 from the Office of the Legislative Auditor, transmitting Report No. 88-6, "Study of Proposed Mandatory Health Insurance for Alcohol and Drug Dependence and Mental Illness Services," and Report No. 88-5, "An Updated Review of the Administrative Reorganization of the University of Hawaii authorized by the Board of Regents on November 15, 1985."

Dept. Com. No. 16 from the Office of Collective Bargaining, transmitting various collective bargaining agreements covering the biennium 1987-89 -- Units 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12 and 13.

Dept. Com. No. 17 from the Office of the Administrative Director of the Courts, transmitting a report in response to H.C.R. No. 101 (1987), requesting the traffic violations bureau to evaluate their handling of jurors' and witnesses' parking tickets.

Dept. Com. No. 18 from the Office of the Administrative Director of the Courts, transmitting the "Report on the Need for a New Court Facility in the Kawaihau Division (Kapaa, Kauai), District Court of the Fifth Circuit."

HOUSE COMMUNICATION

Hse. Com. No. 1, transmitting House Concurrent Resolution No. 1, which was adopted by the House of Representatives on January 20, 1988, was read by the Clerk and was placed on file.

On motion by Senator Blair, seconded by Senator A. Kobayashi and carried, H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was adopted.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 1) was read by the Clerk and was referred to committee:

Senate
Concurrent
Resolution

No. 1 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF PROPOSED MANDATED HEALTH COVERAGE."

Offered by: Senator Kobayashi, B.

Referred to: Committee on Health.

INTRODUCTION OF SENATE BILLS

On motion by Senator Blair, seconded by Senator A. Kobayashi and carried, the following bills passed First Reading by title, and were referred to committee:

Senate Bills:

No. 2001 "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF ADULT CORRECTION OFFICERS."

Introduced by: Senators Cobb, Nakasato, Aki, Tungpalan and Solomon.

Referred to: Jointly to the Committee on Corrections and the Committee on Labor and Employment, then to the Committee on Ways and Means.

No. 2002 "A BILL FOR AN ACT RELATING TO SALES."

Introduced by: Senators Cobb, Blair, McMurdo, Hagino, Aki, Tungpalan, Ikeda, Holt, Solomon and Nakasato.

Referred to: Committee on Consumer Protection and Commerce.

No. 2003 "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES."

Introduced by: Senators Cobb, Blair, McMurdo, Hagino, Aki, Tungpalan, Ikeda, Holt, Chang, Solomon and Nakasato.

Referred to: Committee on Consumer Protection and Commerce.

No. 2004 "A BILL FOR AN ACT RELATING TO INTERSTATE BANKING."

Introduced by: Senators Cobb, Blair, Tungpalan, Aki, Ikeda, Holt, Chang, Solomon and Nakasato.

Referred to: Committee on Consumer Protection and Commerce.

No. 2005 "A BILL FOR AN ACT RELATING TO MASS TRANSIT."

Introduced by: Senators Cobb, Blair, McMurdo, Aki, Holt, Solomon and Nakasato.

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

No. 2006 "A BILL FOR AN ACT RELATING TO CREDIT LIFE INSURANCE."

Introduced by: Senators Cobb, Blair, McMurdo, Hagino, Aki, Tungpalan, Holt, Chang, Ikeda, Solomon and Nakasato.

Referred to: Committee on Consumer Protection and Commerce.

No. 2007 "A BILL FOR AN ACT RELATING TO OHANA ZONING."

Introduced by: Senators Cobb, Blair, McMurdo, Hagino, Aki, Tungpalan, Ikeda, Holt, Chang and Nakasato.

Referred to: Committee on Housing, Hawaiian Programs and Natural Resources.

No. 2008 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senators Cobb, Aki, Ikeda, Solomon and Nakasato.

Referred to: Committee on Judiciary.

No. 2009 "A BILL FOR AN ACT RELATING TO SCHOOLS."

Introduced by: Senators Cobb, McMurdo, Aki, Nakasato, Tungpalan, Ikeda and Holt.

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

No. 2010 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II OF THE HAWAII CONSTITUTION TO ELIMINATE THE REQUIREMENT THAT HOLDERS OF PUBLIC OFFICE RESIGN FROM OFFICE IN ORDER TO BECOME CANDIDATES FOR ANOTHER OFFICE."

Introduced by: Senators Cobb, Blair, McMurdo, Aki, Ikeda, Holt, Chang and Nakasato.

Referred to: Committee on Judiciary.

No. 2011 "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED CARE FOR THE ELDERLY."

Introduced by: Senators McMurdo, Blair, George, Ikeda, Holt, Tungpalan, Aki and Solomon.

Referred to: Committee on Human Services, then to the Committee on Ways and Means

No. 2012 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senators McMurdo, Yamasaki, Blair, George, Ikeda, Holt, Tungpalan, Aki and Solomon.

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

No. 2013 "A BILL FOR AN ACT RELATING TO TUITION."

Introduced by: Senators Cobb, Blair, McMurdo, Hagino, Aki, Tungpalan, Nakasato, Ikeda, Holt, Wong, J. and Solomon.

Referred to: Committee on Military and Civil Defense, then to the Committee on Ways and Means.

No. 2014 "A BILL FOR AN ACT RELATING TO COLLISION DAMAGE WAIVERS."

Introduced by: Senators Cobb, McMurdo, Wong, J., Aki, Menor, Ikeda, Hagino, Chang, Kobayashi, A., George, Matsuura and Solomon.

Referred to: Committee on Consumer Protection and Commerce.

No. 2015 "A BILL FOR AN ACT RELATING TO PETS."

Introduced by: Senators Cobb, McMurdo, Wong, J., Menor, Matsuura, Ikeda, Kobayashi, A. and Solomon.

Referred to: Committee on Housing, Hawaiian Programs and Natural Resources.

No. 2016 "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES IN HOUSING."

Introduced by: Senators Cobb, McMurdo, Wong, J., Aki, Menor, Ikeda, Kobayashi, A., Matsuura and Solomon.

Referred to: Committee on Housing, Hawaiian Programs and Natural Resources.

No. 2017 "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD."

Introduced by: Senators Cobb, Ikeda, Wong, J., Kobayashi, A., Matsuura, Chang, George and Solomon.

Referred to: Committee on Military and Civil Defense, then to the Committee on Ways and Means.

No. 2018 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator George.

Referred to: Committee on Housing, Hawaiian Programs and Natural Resources.

No. 2019 "A BILL FOR AN ACT RELATING TO MATERIAL AND LABOR USED ON PUBLIC WORKS."

Introduced by: Senators Tungpalan and Blair.

Referred to: Committee on Consumer Protection and Commerce.

No. 2020 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES."

Introduced by: Senator Kobayashi, B.

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

No. 2021 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XI OF THE HAWAII CONSTITUTION TO ADD A NEW SECTION RELATING TO HAWAII'S SOVEREIGN RIGHTS."

Introduced by: Senators Matsuura and Kobayashi, A.

Referred to: Committee on Agriculture, Energy and Ocean Resources, then to the Committee on Judiciary.

No. 2022 "A BILL FOR AN ACT RELATING TO STATE ADMINISTRATION."

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

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

No. 2023 "A BILL FOR AN ACT RELATING TO ENERGY."

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

Referred to: Committee on Agriculture, Energy and Ocean Resources, then to the Committee on Ways and Means.

No. 2024 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

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

Referred to: Committee on Agriculture, Energy and Ocean Resources, then to the Committee on Ways and Means.

No. 2025 "A BILL FOR AN ACT RELATING TO JUDGES."

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

Referred to: Committee on Judiciary.

No. 2026 "A BILL FOR AN ACT RELATING TO INCOME TAXES."

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

Referred to: Committee on Agriculture, Energy and Ocean Resources, then to the Committee on Ways and Means.

No. 2027 "A BILL FOR AN ACT RELATING TO ATTORNEY FEES."

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

Referred to: Committee on Judiciary.

No. 2028 "A BILL FOR AN ACT RELATING TO LUXURY TAXES."

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

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

No. 2029 "A BILL FOR AN ACT RELATING TO SURETY BONDS."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2030 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2031 "A BILL FOR AN ACT RELATING TO FLAGS."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2032 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2033 "A BILL FOR AN ACT RELATING TO DOGS."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2034 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ORDER."

Introduced by: Senator Blair.

Referred to: Committee on Judiciary.

No. 2035 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senator Blair.

Referred to: Committee on Housing, Hawaiian Programs and Natural Resources.

No. 2036 "A BILL FOR AN ACT RELATING TO PARKS."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2037 "A BILL FOR AN ACT RELATING TO COMMISSIONER OF DEEDS."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2038 "A BILL FOR AN ACT RELATING TO LIQUOR."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2039 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Blair.

Referred to: Committee on Consumer Protection and Commerce.

No. 2040 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2041 "A BILL FOR AN ACT RELATING TO MATTRESSES."

Introduced by: Senator Blair.

Referred to: Committee on Consumer Protection and Commerce.

No. 2042 "A BILL FOR AN ACT RELATING TO GLASS."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2043 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON THE YEAR 2000."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2044 "A BILL FOR AN ACT RELATING TO CALABASH COUSINS OF HAWAII."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2045 "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION."

Introduced by: Senator Blair.

Referred to: Committee on Agriculture, Energy and Ocean Resources, then to the Committee on Government Operations.

No. 2046 "A BILL FOR AN ACT RELATING TO POLLUTION CONTROL FACILITIES."

Introduced by: Senator Blair.

Referred to: Committee on Planning and Environment.

No. 2047 "A BILL FOR AN ACT RELATING TO LIQUOR TAXATION."

Introduced by: Senator Blair.

Referred to: Committee on Ways and Means.

No. 2048 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

Introduced by: Senator Blair.

Referred to: Committee on Military and Civil Defense.

No. 2049 "A BILL FOR AN ACT RELATING TO THE NAVAL MILITIA."

Introduced by: Senator Blair.

Referred to: Committee on Military and Civil Defense.

No. 2050 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Blair.

Referred to: Committee on Health.

No. 2051 "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN EXEMPTION."

Introduced by: Senator Blair.

Referred to: Committee on Ways and Means.

No. 2052 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Blair.

Referred to: Committee on Health.

No. 2053 "A BILL FOR AN ACT RELATING TO NUISANCES."

Introduced by: Senator Blair.

Referred to: Committee on Health.

No. 2054 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senator Blair.

Referred to: Committee on Judiciary.

No. 2055 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Blair.

Referred to: Committee on Corrections.

No. 2056 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Blair.

Referred to: Committee on Health.

No. 2057 "A BILL FOR AN ACT RELATING TO OAHU LAND DEVELOPMENT."

Introduced by: Senator Blair.

Referred to: Committee on Housing, Hawaiian Programs and Natural Resources.

No. 2058 "A BILL FOR AN ACT PROPOSING AN AMENDMENT OF ARTICLE IV OF THE HAWAII CONSTITUTION TO REPEAL APPORTIONMENT AMONG AND MINIMUM REPRESENTATION FOR BASIC ISLAND UNITS REQUIREMENTS WHILE RETAINING REDISTRICTING CRITERIA."

Introduced by: Senator Blair.

Referred to: Committee on Judiciary.

No. 2059 "A BILL FOR AN ACT RELATING TO THE OFFICE OF STATE GEOGRAPHER."

Introduced by: Senator Blair.

Referred to: Committee on Housing, Hawaiian Programs and Natural Resources, then to the Committee on Ways and Means.

No. 2060 "A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL."

Introduced by: Senator Blair.

Referred to: Committee on Judiciary.

No. 2061 "A BILL FOR AN ACT RELATING TO THE STATE INFORMATION SERVICE."

Introduced by: Senator Blair.

Referred to: Committee on Government Operations.

No. 2062 "A BILL FOR AN ACT RELATING TO RETIREMENT."

Introduced by: Senator Blair.

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

No. 2063 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Blair.

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

No. 2064 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senator Blair.

Referred to: Committee on Consumer Protection and Commerce.

No. 2065 "A BILL FOR AN ACT RELATING TO REGULATION."

Introduced by: Senator Blair.

Referred to: Committee on Consumer Protection and Commerce.

No. 2066 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Blair.

Referred to: Committee on Education.

No. 2067 "A BILL FOR AN ACT RELATING TO SETTLEMENT OF STATE CLAIMS."

Introduced by: Senator Blair.

Referred to: Committee on Judiciary.

No. 2068 "A BILL FOR AN ACT RELATING TO LICENSE PLATES."

Introduced by: Senators Cobb, Blair, Holt, Wong, J., Tungpalan, Ikeda, Hagino, Menor, Mizuguchi, Aki and Matsuura.

Referred to: Committee on Military and Civil Defense, then to the Committee on Transportation.

No. 2069 "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES."

Introduced by: Senators Cobb, Holt, Wong, J., Tungpalan, Ikeda, Hagino, Menor, Aki, Matsuura and Mizuguchi.

Referred to: Committee on Consumer Protection and Commerce.

No. 2070 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Senators Cobb, Holt, Wong, J., Tungpalan, Hagino, Menor and Aki.

Referred to: Committee on Government Operations.

No. 2071 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Senator Wong, R., by request.

Referred to: Committee on Ways and Means.

No. 2072 "A BILL FOR AN ACT RELATING TO EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING UNIT 5 AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS."

Introduced by: Senator Wong, R., by request.

Referred to: Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator A. Kobayashi and carried, the following bills passed First Reading by title, and were placed on the calendar for further consideration on Friday, January 22, 1988:

Senate Bills:

No. 2073 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES."

Introduced by: Senators Herkes, Kobayashi, A., Ikeda, George and Reed.

No. 2074 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators George, Reed, Ikeda, Kobayashi, A. and Herkes.

No. 2075 "A BILL FOR AN ACT RELATING TO DISLOCATED WORKERS."

Introduced by: Senators Kobayashi, A., Ikeda, Herkes, George and Reed.

No. 2076 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Ikeda, George, Reed, Kobayashi, A. and Herkes.

No. 2077 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."

Introduced by: Senators Reed, Ikeda, Kobayashi, A., George and Herkes.

No. 2078 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senators Kobayashi, A., Ikeda, Herkes, George and Reed.

No. 2079 "A BILL FOR AN ACT RELATING TO JOINT AND SEVERAL LIABILITY."

Introduced by: Senators Reed, George, Herkes, Kobayashi, A. and Ikeda.

No. 2080 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT SECURITY."

Introduced by: Senators Kobayashi, A., Ikeda, Herkes, George and Reed.

No. 2081 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Ikeda, George, Reed, Kobayashi, A. and Herkes.

No. 2082 "A BILL FOR AN ACT RELATING TO INTERNATIONAL TRADE."

Introduced by: Senators Ikeda, Kobayashi, A., Herkes, George and Reed.

No. 2083 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Reed, George, Herkes and Ikeda.

No. 2084 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Reed, George, Herkes, Kobayashi, A. and Ikeda.

No. 2085 "A BILL FOR AN ACT RELATING TO LAND."

Introduced by: Senators George, Reed, Ikeda, Kobayashi, A. and Herkes.

No. 2086 "A BILL FOR AN ACT RELATING TO THE HAWAII CAPITAL COMPANIES TAX CREDIT PROGRAM."

Introduced by: Senators Herkes, George, Reed, Kobayashi, A. and Ikeda.

No. 2087 "A BILL FOR AN ACT RELATING TO DRUG AND ALCOHOL TESTING."

Introduced by: Senators Reed, George, Herkes and Kobayashi, A.

No. 2088 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Ikeda, George, Herkes and Reed.

No. 2089 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senators Ikeda, Herkes, George and Reed.

No. 2090 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Reed, George, Herkes and Ikeda.

No. 2091 "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: Senators Herkes, George, Kobayashi, A. and Ikeda.

No. 2092 "A BILL FOR AN ACT RELATING TO FUNDS."

Introduced by: Senators Kobayashi, A., Chang, Hee, Matsuura, Holt, Tungpalan, Wong, J., Blair, Menor, Yamasaki, Mizuguchi, McMurdo and Young.

No. 2093 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY."

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

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 1, from the Department of Water, County of Kauai, submitting "Proposed State CIP Projects, Request for State Aid 1988 Session," and "Resolution No. 2," pursuant to Sec. 248-4, HRS, as amended, was placed on file.

Senator Holt then rose on a point of personal privilege, and stated:

"Madam Vice President, your Committee on Tourism has had some difficulty during the interim in getting information from the Department of Business and Economic Development (DBED).

"I think we are all aware of the trouble we had with Expo and the \$2 million oversight on the construction of their pavilion.

"In a related matter involving tourism, the House chairman requested from the DBED copies of the contract on the convention center. This letter from Representative Cachola was dated November 30, and the response is that the consultants with DBED of the convention center studies are Belt Collins and Associates, Wilson Okamoto and Associates, and R. M. Towill Corp. A copy of the contract will be sent to you as requested, upon its availability. That was dated November 30, 1987.

"Subsequent to that, the Senate -- myself -- sent a letter in early January and got a letter back from the director, dated January 11: 'In response to your inquiry regarding

the consultants to DBED on the convention center studies, a copy of the contract will be sent to you as requested, upon its availability. The contract is in the process of being finalized.' But my understanding is that the consultants are working or have been working for several months.

"As a result of not getting information we asked for, we sent another letter, not asking for the contracts, understanding that they're still in the process of finalizing, but asking for information. On January 14, I sent another letter to the director and I'll read it to you:

'According to your testimony presented to this committee, last legislative session, funds were requested to undertake studies to assist with the convention center site selection process. Your letter to me dated January 11, indicates funds have been allocated to DBED for these studies.

'Please provide this committee with the following information:

(1) total funds committed for the studies, (2) scope of services for each site to be studied, including market orientation, social impact, marketability, and evaluation criteria, (3) completion date of studies on site selection criteria.'

"I got a letter back from the director saying, 'I received your letter requesting the information on the convention center. As related by our deputy, we are in the process of gathering information. We will not be able to respond by your deadlines. We'll be sending the information as soon as we are able to.'

"I met with the House Chairman on Tourism this morning because he was having the same trouble getting information, and we have decided that we will be having a joint hearing next Thursday at 1:30, conference room 5, or another room if possible, to have a briefing on the convention center studies. I'm just making an announcement of the hearing now -- next Thursday. Thank you."

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

"Madam Vice President, last session we had a number of very important studies that were commissioned by the Legislature, in most cases by resolution, and in all cases that I can recall, a deadline of 20 days prior to the convening of the 1988 Legislative Session.

"I note, in passing, that some of the major issues that were addressed by such studies, such as tort reform, were late in getting back to this Legislature. In fact, we only received the tort reform study on Monday of this week, which is a lot less than 20 days prior to the session.

"It seems to be only fair that if we are going to be asked to address such major issues on a timely basis, we also receive the reports back on a timely basis.

"One in particular which is very upsetting to this senator is the study that was contained within the provisions of Senate Bill 808-87, concerning a mandated study, not requested but mandated in a bill with a \$100,000 appropriation, for a comprehensive report back on the idea whether or not to sell insurance at the gas pump.

"That bill was not a request. It was a direct order of the Legislature. The resolution is a request -- sometimes

with molasses on top of it. A bill is an order. And we passed a bill mandating this.

"To this date, Madam Vice President, that report has not been received by this Legislature, far beyond the 20-day deadline that was mandated in the bill. I, therefore, say for the record, I'm tired of excuses, tired of the runaround. I either want the report or I want a new auditor. Thank you."

The Chair then made the following announcement:

"Members of the Senate, all carryover bills from last year are hereby referred back to the committees they were in at the conclusion of the 1987 session. A list of all carryover bills will be distributed by the Clerk to each Senator's office this afternoon."

Senator Cobb inquired: "Madam Vice President, does that include matters in conference committee?"

At 12:17 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.

The Chair then responded: "Senator Cobb, for your information, conferees have not been discharged. Those bills are still in conference."

ADJOURNMENT

At 12:19 o'clock p.m., on motion by Senator Blair, seconded by Senator A. Kobayashi and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 22, 1988.