

## THIRD DAY

Friday, January 20, 1989

The Senate of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1989, convened at 11:37 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Chaplain Samuel F. Morgan, 14th Coast Guard District, after which the Roll was called showing all Senators present with the exception of Senators McMurdo and Mizuguchi who were excused.

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

Senator Crozier then introduced to the members of the Senate Mr. Myles Furubayashi who is the librarian at Ewa Elementary School.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 61 and 62) were read by the Clerk and were placed on file:

Gov. Msg. No. 61, transmitting a report, "A Preliminary Study of the Need for Regulation of Unregulated Companies Which Take Custody of the Transfer of Funds of Others," prepared by the Department of Commerce and Consumer Affairs in response to S.C.R. No. 147 (1988).

Gov. Msg. No. 62, transmitting the "1988 Annual Report of the Medical Claims Conciliation Panel and the Design Professional Conciliation Panel," Department of Commerce and Consumer Affairs, in response to Sec. 671-20 and 672-12, HRS.

## DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 16 and 17) were read by the Clerk and were placed on file:

Dept. Com. No. 16 from the Office of the Auditor, transmitting the following:

Sunset Evaluation Update Contractors (Report No. 89-3), Chapter 444, HRS; and.

Sunset Evaluation Update Electricians and Plumbers (Report No. 89-4), Chapter 448E, HRS.

Dept. Com. No. 17 from the Department of Budget and Finance, transmitting corrections to the Multi-Year Program and Financial Plan and Executive Budget, 1989-1995, and the State of Hawaii Program Structure.

## INTRODUCTION OF SENATE BILLS

On motion by Senator Blair, seconded by Senator Reed and carried, the following bills passed First Reading by title, and were placed on the calendar for further consideration on Monday, January 23, 1989:

## Senate Bills

No. 118 "A BILL FOR AN ACT RELATING TO THE CALIFORNIA-HAWAII PUBLIC HEALTH CARE DELIVERY SYSTEM COMPACT."

Introduced by: Senators Kobayashi, A., Chang, Holt, Levin, McCartney, Menor, Nakasato, Reed.

No. 119 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR THE RECALL OF PUBLIC OFFICERS."

Introduced by: Senators McMurdo, Blair, Kobayashi, B., McCartney, Reed.

No. 120 "A BILL FOR AN ACT RELATING TO CHILD ABUSE."

Introduced by: Senators McMurdo, Aki, McCartney, Nakasato, Solomon.

No. 121 "A BILL FOR AN ACT RELATING TO LICENSE PLATES."

Introduced by: Senators McMurdo, Aki, Blair, Kobayashi, A., Kobayashi, B., Menor, Nakasato, Reed.

No. 122 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators McMurdo, Aki, Blair, Kobayashi, A., Kobayashi, B., Koki, Menor, Nakasato.

No. 123 "A BILL FOR AN ACT RELATING TO BITING DOGS."

Introduced by: Senator Cobb.

No. 124 "A BILL FOR AN ACT RELATING TO TRANSIENT VACATION RENTALS."

Introduced by: Senator Cobb.

No. 125 "A BILL FOR AN ACT RELATING TO TRUSTEES."

Introduced by: Senators Cobb, Chang, Ikeda.

No. 126 "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE PRACTICES."

Introduced by: Senators Cobb, Chang, Holt, Ikeda, Kobayashi, A., Menor, Nakasato.

No. 127 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Cobb, Chang, Holt, Ikeda, Kobayashi, A., Nakasato.

No. 128 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Cobb, Chang.

No. 129 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Cobb.

No. 130 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Cobb.

No. 131 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Cobb, Koki.

No. 132 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Cobb, Koki, Levin.

No. 133 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Cobb, Chang, Levin.

No. 134 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Cobb, Aki, Chang, Ikeda, Kobayashi, A., Nakasato, Yamasaki.

No. 135 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Cobb.

No. 136 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Cobb, Chang, Ikeda, Nakasato.

No. 137 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Cobb, Chang, Ikeda.

No. 138 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Cobb, Ikeda.

No. 139 "A BILL FOR AN ACT RELATING TO THE HAWAII WATER SAFETY AUTHORITY."

Introduced by: Senators Kobayashi, A., Holt.

No. 140 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

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

No. 141 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS, MANAGEMENT AND DISPOSITION OF."

Introduced by: Senator Hagino.

No. 142 "A BILL FOR AN ACT RELATING TO EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Hagino.

No. 143 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTIONS 2 AND 3, OF THE HAWAII CONSTITUTION, TO HAVE THE SUPERINTENDENT OF EDUCATION BE APPOINTED BY THE GOVERNOR, AND TO LIMIT THE POWER OF THE BOARD OF EDUCATION."

Introduced by: Senator Hagino.

No. 144 "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF ENVIRONMENTAL PROTECTION."

Introduced by: Senator Hagino.

#### REFERRAL OF SENATE BILLS

The Chair made the following committee assignments of bills introduced on Thursday, January 19, 1989:

| Senate Bills | Referred to:  |
|--------------|---|
| No. 1        | Committee on Ways and Means   |
| No. 2        | Committee on Consumer Protection and Commerce                               |
| No. 3        | Committee on Government Operations  |
| No. 4        | Committee on Government Operations, then to the Committee on Ways and Means |
| No. 5        | Committee on Government Operations  |
| No. 6        | Committee on Government Operations, then to the Committee on Judiciary      |
| No. 7        | Committee on Government Operations, then to the Committee on Ways and Means |
| No. 8        | Committee on Government Operations  |
| No. 9        | Committee on Government Operations  |
| No. 10       | Committee on Government Operations  |
| No. 11       | Committee on Transportation   |
| No. 12       | Committee on Agriculture  |
| No. 13       | Committee on Government Operations  |
| No. 14       | Committee on Government Operations, then to the Committee on Ways and Means |
| No. 15       | Committee on Government Operations  |
| No. 16       | Committee on Government Operations, then to the Committee on Transportation |
| No. 17       | Committee on Transportation   |
| No. 18       | Committee on Transportation   |
| No. 19       | Committee on Government Operations  |
| No. 20       | Committee on Government Operations  |
| No. 21       | Committee on Government Operations, then to the Committee on Ways and Means |
| No. 22       | Committee on Transportation, then to the Committee on Ways and Means        |
| No. 23       | Committee on Transportation, then to the Committee on Ways and Means        |
| No. 24       | Committee on Transportation   |
| No. 25       | Committee on Government Operations  |
| No. 26       | Committee on Government Operations  |
| No. 27       | Committee on Judiciary  |
| No. 28       | Committee on Tourism, Recreation and Planning                               |
| No. 29       | Committee on Government Operations  |

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| No. 30 | Committee on Labor and Employment, then to the Committee on Ways and Means          | No. 59 | Committee on Consumer Protection and Commerce  |
| No. 31 | Committee on Legislative Management   | No. 60 | Committee on Consumer Protection and Commerce  |
| No. 32 | Committee on Legislative Management, then to the Committee on Judiciary             | No. 61 | Committee on Judiciary   |
| No. 33 | Committee on Judiciary  | No. 62 | Committee on Judiciary   |
| No. 34 | Committee on Judiciary  | No. 63 | Committee on Human Services, then to the Committee on Judiciary                        |
| No. 35 | Committee on Judiciary, then to the Committee on Ways and Means                     | No. 64 | Committee on Judiciary   |
| No. 36 | Committee on Judiciary  | No. 65 | Committee on Judiciary   |
| No. 37 | Committee on Judiciary  | No. 66 | Committee on Government Operations, then to the Committee on Judiciary                 |
| No. 38 | Committee on Judiciary  | No. 67 | Committee on Judiciary   |
| No. 39 | Committee on Energy and Natural Resources   | No. 68 | Committee on Judiciary   |
| No. 40 | Committee on Legislative Management, then to the Committee on Judiciary             | No. 69 | Committee on Judiciary   |
| No. 41 | Committee on Judiciary  | No. 70 | Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means |
| No. 42 | Committee on Ways and Means   | No. 71 | Committee on Judiciary   |
| No. 43 | Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means | No. 72 | Committee on Judiciary   |
| No. 44 | Committee on Health, then to the Committee on Ways and Means                        | No. 73 | Committee on Judiciary   |
| No. 45 | Committee on Transportation, then to the Committee on Judiciary                     | No. 74 | Committee on Judiciary   |
| No. 46 | Committee on Transportation   | No. 75 | Committee on Judiciary   |
| No. 47 | Committee on Transportation, then to the Committee on Judiciary                     | No. 76 | Committee on Judiciary   |
| No. 48 | Committee on Transportation   | No. 77 | Committee on Judiciary   |
| No. 49 | Committee on Education  | No. 78 | Committee on Judiciary   |
| No. 50 | Committee on Health, then to the Committee on Energy and Natural Resources          | No. 79 | Committee on Judiciary, then to the Committee on Ways and Means                        |
| No. 51 | Committee on Labor and Employment   | No. 80 | Committee on Judiciary   |
| No. 52 | Committee on Consumer Protection and Commerce                                       | No. 81 | Committee on Judiciary   |
| No. 53 | Committee on Consumer Protection and Commerce                                       | No. 82 | Committee on Consumer Protection and Commerce  |
| No. 54 | Committee on Consumer Protection and Commerce                                       | No. 83 | Committee on Health  |
| No. 55 | Committee on Consumer Protection and Commerce                                       | No. 84 | Committee on Energy and Natural Resources, then to the Committee on Ways and Means     |
| No. 56 | Committee on Consumer Protection and Commerce                                       | No. 85 | Committee on Judiciary   |
| No. 57 | Committee on Consumer Protection and Commerce                                       | No. 86 | Committee on Judiciary   |
| No. 58 | Committee on Consumer Protection and Commerce                                       | No. 87 | Committee on Education, then to the Committee on Ways and Means                        |
|        |   | No. 88 | Committee on Judiciary   |
|        |   | No. 89 | Committee on Judiciary   |
|        |   | No. 90 | Committee on Energy and Natural Resources  |

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| No. 91<br>Resources     | Committee on Energy and Natural   | adjourned until 9:30 o'clock a.m., Monday, January 23,<br>1989. |
| No. 92<br>Programs      | Committee on Housing and Hawaiian   |   |
| No. 93                  | Committee on Agriculture, then to the<br>Committee on Ways and Means                  |   |
| No. 94                  | Committee on Government Operations  |   |
| No. 95                  | Committee on Judiciary  |   |
| No. 96                  | Committee on Energy and Natural<br>Resources, then to the Committee on Ways and Means |   |
| No. 97                  | Committee on Transportation, then to<br>the Committee on Ways and Means               |   |
| No. 98                  | Committee on Transportation   |   |
| No. 99                  | Committee on Corrections  |   |
| No. 100                 | Committee on Judiciary  |   |
| No. 101<br>and Commerce | Committee on Consumer Protection  |   |
| No. 102                 | Committee on Judiciary  |   |
| No. 103                 | Committee on Judiciary  |   |
| No. 104                 | Committee on Judiciary  |   |
| No. 105                 | Committee on Judiciary  |   |
| No. 106                 | Committee on Judiciary  |   |
| No. 107                 | Committee on Government Operations  |   |
| No. 108                 | Committee on Judiciary  |   |
| No. 109                 | Committee on Judiciary  |   |
| No. 110                 | Committee on Judiciary  |   |
| No. 111<br>and Planning | Committee on Tourism, Recreation  |   |
| No. 112                 | Committee on Judiciary  |   |
| No. 113                 | Committee on Health, then to the<br>Committee on Judiciary                            |   |
| No. 114                 | Committee on Consumer Protection<br>and Commerce, then to the Committee on Judiciary  |   |
| No. 115                 | Committee on Health, then to the<br>Committee on Ways and Means                       |   |
| No. 116                 | Committee on Consumer Protection<br>and Commerce                                      |   |
| No. 117                 | Committee on Government Operations  |   |

At this time, Senator Chang introduced the following officers of the Chang Society of America who were sitting in the gallery: Mr. Edwin Chang, chairman of the board, Mr. Albert Chang, president, and Mr. Wilson Chang, vice president, all of whom reside in San Francisco.

#### ADJOURNMENT

At 11:47 o'clock a.m., on motion by Senator Blair, seconded by Senator Reed and carried, the Senate