

FIFTH DAY

Tuesday, January 24, 1989

The Senate of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1989, convened at 11:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Rabbi Bernard Frankel, Assistant Fleet Chaplain, CINCPAC Fleet Aloha Chapel, Pearl Harbor, after which the Roll was called showing all Senators present with the exception of Senators Aki, Levin and Menor who were excused.

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

DEPARTMENTAL COMMUNICATION

Dept. Com. No. 18 from the Office of the Auditor, transmitting: (1) A Study on Implementation of the Civil Rights Commission for the State of Hawaii (Report No. 89-8), in response to Act 219, SLH 1988; (2) Budget Review and Analysis of the Special Education Program (Report No. 89-6), in response to Sec. 119, Act 390, SLH 1988; and (3) Sunset Evaluation Update Professional Engineers, Architects, Surveyors, and Landscape Architects (Report No. 89-7), in response to Chapter 464, HRS, was read by the Clerk and placed on file.

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 Wednesday, January 25, 1989:

Senate Bills

No. 150 "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE."

Introduced by: Senators Cobb, Blair, Koki.

No. 151 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Cobb, Chang, Ikeda, Kobayashi, A., Koki, Tungpalan.

No. 152 "A BILL FOR AN ACT RELATING TO REAL ESTATE TRANSACTIONS."

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

No. 153 "A BILL FOR AN ACT RELATING TO PROJECT INSTRUMENTS."

Introduced by: Senators Cobb, Aki, George, Hagino, Ikeda, Kobayashi, A., Solomon.

No. 154 "A BILL FOR AN ACT RELATING TO PETS."

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

No. 155 "A BILL FOR AN ACT RELATING TO LEASEHOLDS."

Introduced by: Senator Cobb.

No. 156 "A BILL FOR AN ACT RELATING TO REAL ESTATE."

Introduced by: Senators Cobb, Blair, Koki.

No. 157 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senators Cobb, Fernandes Salling, Ikeda, Kobayashi, A., Levin.

No. 158 "A BILL FOR AN ACT RELATING TO MANAGING AGENTS."

Introduced by: Senator Cobb.

No. 159 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Yamasaki, by request, Nakasato, Solomon.

No. 160 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Yamasaki, by request, Nakasato, Solomon.

No. 161 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Senators Yamasaki, Solomon.

No. 162 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Yamasaki, by request.

No. 163 "A BILL FOR AN ACT RELATING TO POLICE OFFICERS."

Introduced by: Senator Yamasaki, by request.

No. 164 "A BILL FOR AN ACT RELATING TO RELOCATION OF UTILITY POLES."

Introduced by: Senator Yamasaki, by request.

No. 165 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE DEVELOPMENT."

Introduced by: Senators Yamasaki, Matsuura, Solomon.

No. 166 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Yamasaki, Solomon.

No. 167 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Yamasaki, Solomon.

No. 168 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Yamasaki, by request.

No. 169 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Crozier.

No. 170 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

- Introduced by: Senator Crozier.
- No. 171 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."
Introduced by: Senator Crozier.
- No. 172 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
Introduced by: Senator Crozier.
- No. 173 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."
Introduced by: Senators Kobayashi, A., Cobb.
- No. 174 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."
Introduced by: Senator Levin.
- No. 175 "A BILL FOR AN ACT RELATING TO ENDANGERED AND THREATENED FLORA AND FAUNA."
Introduced by: Senator Levin.
- No. 176 "A BILL FOR AN ACT RELATING TO A COMMISSION ON ENDANGERED PLANTS AND ANIMALS."
Introduced by: Senator Levin.
- No. 177 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senator Levin.
- No. 178 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
Introduced by: Senator Levin.
- No. 179 "A BILL FOR AN ACT RELATING TO ENDANGERED FLORA AND FAUNA."
Introduced by: Senator Levin.
- No. 180 "A BILL FOR AN ACT RELATING TO BEVERAGE CONTAINERS."
Introduced by: Senator Levin.
- No. 181 "A BILL FOR AN ACT RELATING TO PROTECTION OF HAWAII'S NATIVE FLORA AND FAUNA."
Introduced by: Senator Levin.
- No. 182 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."
Introduced by: Senator Levin.
- No. 183 "A BILL FOR AN ACT RELATING TO NONDEGRADABLE PACKAGING."
Introduced by: Senator Levin.
- No. 184 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY INCUBATORS."
Introduced by: Senator Levin.
- No. 185 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."
Introduced by: Senator Levin.
- No. 186 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS INCUBATORS."
Introduced by: Senator Levin.
- No. 187 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."
Introduced by: Senator Levin.
- No. 188 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
Introduced by: Senator Levin.
- No. 189 "A BILL FOR AN ACT RELATING TO BEVERAGE CONTAINER HOLDING DEVICES."
Introduced by: Senator Levin.
- No. 190 "A BILL FOR AN ACT RELATING TO ANIMALS."
Introduced by: Senator Levin.
- No. 191 "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION."
Introduced by: Senator Levin.
- No. 192 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senator Levin.
- No. 193 "A BILL FOR AN ACT RELATING TO MEDICINE."
Introduced by: Senator Levin.
- No. 194 "A BILL FOR AN ACT RELATING TO ENERGY."
Introduced by: Senator Levin.
- No. 195 "A BILL FOR AN ACT RELATING TO HANDICAPPED ACCESS."
Introduced by: Senator Levin.
- No. 196 "A BILL FOR AN ACT RELATING TO PLASTICS."
Introduced by: Senator Levin.
- No. 197 "A BILL FOR AN ACT RELATING TO EDUCATION."
Introduced by: Senator Levin.
- No. 198 "A BILL FOR AN ACT RELATING TO PROTECTION OF HAWAII'S NATIVE FLORA AND FAUNA."
Introduced by: Senator Levin.
- No. 199 "A BILL FOR AN ACT RELATING TO SEXUALLY TRANSMISSIBLE DISEASES."
Introduced by: Senator Levin.

No. 200 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Senator Levin.

No. 201 "A BILL FOR AN ACT RELATING TO DAY CARE FOR CHILDREN."

Introduced by: Senator Levin.

No. 202 "A BILL FOR AN ACT RELATING TO ART IN STATE BUILDINGS."

Introduced by: Senator Levin.

No. 203 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Levin.

No. 204 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS."

Introduced by: Senator Levin.

No. 205 "A BILL FOR AN ACT RELATING TO COUNTY AND STATE HOSPITAL SPECIAL FUNDS."

Introduced by: Senator Levin, by request.

No. 206 "A BILL FOR AN ACT RELATING TO THE CIRCUIT COURTS."

Introduced by: Senator Levin.

No. 207 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Levin.

No. 208 "A BILL FOR AN ACT RELATING TO THE SHORELINE."

Introduced by: Senator Levin.

No. 209 "A BILL FOR AN ACT RELATING TO HIV ANTIBODY TESTING."

Introduced by: Senator Levin.

No. 210 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS."

Introduced by: Senator Levin.

No. 211 "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY ACTION VOLUNTEERS."

Introduced by: Senator Levin.

No. 212 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Levin.

No. 213 "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS."

Introduced by: Senator Levin.

No. 214 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Levin.

No. 215 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Levin.

No. 216 "A BILL FOR AN ACT RELATING TO THE KAILUA-KONA COMMUNITY DEVELOPMENT DISTRICT."

Introduced by: Senator Levin.

No. 217 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."

Introduced by: Senator Levin.

No. 218 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Levin.

No. 219 "A BILL FOR AN ACT RELATING TO HIV ANTIBODY TESTING."

Introduced by: Senators Koki, Aki, Blair, Cobb, Kobayashi, A., McCartney, McMurdo, Nakasato, Reed, Solomon, Yamasaki.

No. 220 "A BILL FOR AN ACT RELATING TO RECYCLED PAPER PRODUCTS."

Introduced by: Senators McMurdo, Aki, Chang, Cobb, Nakasato, Reed.

No. 221 "A BILL FOR AN ACT RELATING TO NONDEGRADABLE SOLID WASTE."

Introduced by: Senators McMurdo, Aki, Chang, Cobb, Nakasato.

No. 222 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR THE INDIRECT INITIATIVE PROCESS."

Introduced by: Senators McMurdo, Aki, Cobb, Nakasato, Reed.

No. 223 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SEED MONEY TO MARKET THE "OCEANS 91" CONFERENCE ON OCEAN TECHNOLOGY IN HAWAII."

Introduced by: Senator Tungpalan.

No. 224 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF A COMPREHENSIVE PLAN ON NEARSHORE AREAS."

Introduced by: Senator Tungpalan.

No. 225 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REDEVELOPMENT PLANNING AND ADMINISTRATION."

Introduced by: Senators Matsuura, Levin, Solomon.

No. 226 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR REDEVELOPMENT IMPROVEMENTS."

Introduced by: Senators Matsuura, Levin, Solomon.

No. 227 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR OPERATIONS OF A HIGH CONTROL SHELTER FOR YOUTH ON MAUI."

Introduced by: Senators Yamasaki, Solomon.

No. 228 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A TWO-WEEK FESTIVAL OF AMATEUR ATHLETICS IN 1990."

Introduced by: Senators Yamasaki, Holt.

No. 229 "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID TO THE COUNTIES FOR LIQUOR-RELATED PROGRAMS."

Introduced by: Senator Yamasaki, by request.

No. 230 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE OF LANDS."

Introduced by: Senator Levin.

No. 231 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PURCHASE OF COMPUTERS TO ALLOW THE TEACHING OF COMPUTER LITERACY IN SCHOOLS."

Introduced by: Senator Levin.

No. 232 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE SUPPLEMENTAL POLICE PROTECTION SERVICES IN THE HAWAIIAN BEACHES COMMUNITY ON THE ISLAND OF HAWAII."

Introduced by: Senator Levin.

No. 233 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KEAAU-PAHOA AND KAIMU-MAKENA WATERLINES ON THE COUNTY OF HAWAII."

Introduced by: Senator Levin.

No. 234 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SMALL BUSINESS INCUBATOR FACILITY IN HILO."

Introduced by: Senator Levin.

No. 235 "A BILL FOR AN ACT RELATING TO SPACE."

Introduced by: Senator Levin.

No. 236 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DRILLING WATER WELLS IN THE FIRST SENATORIAL DISTRICT."

Introduced by: Senator Levin.

No. 237 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF INSTRUMENT REPAIR AND MAINTENANCE PROGRAMS AT HAWAII COMMUNITY COLLEGE AND MAUI COMMUNITY COLLEGE."

Introduced by: Senator Levin.

No. 238 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII INTERACTIVE TELEVISION SYSTEM."

Introduced by: Senator Levin.

No. 239 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROTECT ENDANGERED AND THREATENED PLANTS."

Introduced by: Senator Levin.

No. 240 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE INSTALLATION OF EMERGENCY TELEPHONES AT REMOTE BEACH PARKS THROUGHOUT THE STATE."

Introduced by: Senator Levin.

No. 241 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADVANCED LIFE SUPPORT SERVICES FOR PAHOA, HAWAII."

Introduced by: Senator Levin.

No. 242 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR COVERED PHYSICAL EDUCATION AND RECREATION AREAS AT SCHOOLS THAT ARE SUBJECT TO FREQUENT INCLEMENT WEATHER."

Introduced by: Senator Levin.

No. 243 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Levin.

No. 244 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID FOR RESEARCH ON BIOMASS FUEL."

Introduced by: Senator Levin.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Monday, January 23, 1989:

Senate Bills	Referred to:
No. 145 Resources	Committee on Energy and Natural Resources
No. 146 and Planning	Committee on Tourism, Recreation and Planning
No. 147	Committee on Agriculture
No. 148	Committee on Agriculture
No. 149	Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means

REFERRAL OF RESOLUTIONS

The President made the following committee assignments of a concurrent resolution and a resolution that were offered on Monday, January 23, 1989:

Senate Concurrent Resolution	Referred to:
No. 1	Committee on Agriculture

Senate
Resolution Referred to:

No. 3 Committee on Agriculture

ADJOURNMENT

At 11:40 o'clock a.m., on motion by Senator Blair, seconded by Senator Reed and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, January 25, 1989.