

ELEVENTH DAY

Wednesday, February 1, 1989

The Senate of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1989, convened at 11:42 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Father James Furman, St. Peter's Episcopal Church, after which the Roll was called showing all Senators present.

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

Senator Chang then introduced to the members of the Senate Miss Hawaii 1988 Desiree Moana Cruz who was accompanied by her mother, Mrs. Doreen Sukanuma, grandmother, Mrs. Marie Sukanuma, and Ms. Muriel Anderson, associate director of the Miss Hawaii Pageant.

The honoree and her group, who were seated on the floor of the Senate, rose to be recognized and were presented with leis by Senators B. Kobayashi, Holt, Crozier and Mizuguchi.

At 11:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:52 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 68 to 76) were read by the Clerk and were placed on file:

Gov. Msg. No. 68, transmitting a report prepared by the Department of Health in response to H.C.R. No. 356 (1988) and H.R. No. 418 (1988), requesting that the Department of Health assist the EPA and the NOAA in implementing MARPOL Annex V to manage the impacts of persistent rubbish on the marine environment, including development of controlled lifetime plastics and ways to facilitate the recycling of plastics.

Gov. Msg. No. 69, transmitting the State of Hawaii Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 1988, prepared by the Department of Accounting and General Services in response to Sec. 40-5, HRS.

Gov. Msg. No. 70, transmitting a 1988 report prepared by the Department of Agriculture in response to Act 110, SLH 1987, relating to loans.

Gov. Msg. No. 71, transmitting a report, "Tax Credits Claimed by Hawaii Residents - 1986," prepared by the Department of Taxation.

Gov. Msg. No. 72, transmitting a report prepared by the Department of Business and Economic Development in response to Act 390/34D, SLH 1988, "To Develop a Cooperative Energy Research Program Between the Hawaii Natural Energy Institute of the University of Hawaii and the People's Republic of China."

Gov. Msg. No. 73, transmitting a report prepared by the Department of Business and Economic Development in response to Act 390/34A, SLH 1988, "Of Alternate Energy Development and Management Projects."

Gov. Msg. No. 74, transmitting a "Report on Act 323, SLH 1988, Relating to Children," prepared by the Department of the Attorney General in response to Sec.

227, Act 216, SLH 1987, the General Appropriations Act of 1987, as amended by Sec. 5 (192), Act 390, SLH 1988, the Supplemental Appropriations Act of 1988.

Gov. Msg. No. 75, transmitting the Annual Report 1987-1988 prepared by the Hawaii State Foundation on Culture and the Arts in response to Chapter 9, HRS.

Gov. Msg. No. 76, transmitting the Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$2,000 or Less for Fiscal Year 1987 - 1988, prepared by the Department of the Attorney General.

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 Thursday, February 2, 1989:

Senate Bills

No. 528 "A BILL FOR AN ACT RELATING TO MINORITY ASSISTANCE."

Introduced by: Senators Tungpalan, Menor, Solomon.

No. 529 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PHILIPPINE STUDIES CENTER."

Introduced by: Senators Tungpalan, Koki, Menor.

No. 530 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR HIGHLANDS INTERMEDIATE SCHOOL."

Introduced by: Senators Tungpalan, Levin, Menor, Mizuguchi.

No. 531 "A BILL FOR AN ACT RELATING TO OPTIONAL PROGRAMS FOR HIGH SCHOOL STUDENTS."

Introduced by: Senator Kobayashi, B.

No. 532 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FOREIGN AREA STUDIES."

Introduced by: Senator Kobayashi, B.

No. 533 "A BILL FOR AN ACT RELATING TO FOREIGN INVESTMENT."

Introduced by: Senator Kobayashi, B.

No. 534 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PROMOTION OF PAPAYAS."

Introduced by: Senators Ikeda, Matsuura.

No. 535 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESEARCH ON PROTECTING ANTHURIUMS, ORCHIDS, AND POTTED PEAS FROM BIRD DAMAGE IN HAWAII."

Introduced by: Senators Ikeda, Matsuura.

No. 536 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FRUIT FLY CONTROL AND ERADICATION PROJECTS."

Introduced by: Senators Ikeda, Matsuura.

No. 537 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LAND USES."

Introduced by: Senator Ikeda.

No. 538 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS."

Introduced by: Senators Ikeda, Matsuura.

No. 539 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ANTHURIUM BACTERIAL BLIGHT RESEARCH."

Introduced by: Senators Ikeda, Matsuura.

No. 540 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANNING THE KA IWI SCENIC SHORELINE PARK MULTIPLE USE COASTAL RECREATION AREA, KOKO HEAD TO MAKAPU'U POINT, OAHU."

Introduced by: Senators Ikeda, Hagino.

No. 541 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATEWIDE AGRICULTURAL ACTIVITIES."

Introduced by: Senators Ikeda, Hagino, Matsuura, Reed.

No. 542 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROTECTING RIPENING GRAINS FROM BIRD DAMAGE IN HAWAII."

Introduced by: Senators Ikeda, Matsuura.

No. 543 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Hagino, Chang.

No. 544 "A BILL FOR AN ACT RELATING TO THE HIGHWAY SPECIAL FUND."

Introduced by: Senators Fernandes Salling, Aki, Blair, Matsuura, McCartney, Solomon.

No. 545 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE HIGHWAY IMPROVEMENTS."

Introduced by: Senator Fernandes Salling.

No. 546 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS."

Introduced by: Senator Crozier.

No. 547 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO RESTRUCTURE THE EXISTING BOARD OF EDUCATION."

Introduced by: Senator Kobayashi, B.

No. 548 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 3, OF THE HAWAII CONSTITUTION TO CHANGE THE POWERS OF THE BOARD OF EDUCATION."

Introduced by: Senator Kobayashi, B.

No. 549 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."

Introduced by: Senator Levin.

No. 550 "A BILL FOR AN ACT RELATING TO HIV ANTIBODY DISCLOSURE."

Introduced by: Senator Levin.

No. 551 "A BILL FOR AN ACT RELATING TO NOISE."

Introduced by: Senator Levin, by request.

No. 552 "A BILL FOR AN ACT RELATING TO LAVA VICTIMS."

Introduced by: Senator Levin.

No. 553 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF A NEW EMPLOYMENT, TRAINING, AND DAY CARE CENTER."

Introduced by: Senators Hagino, McCartney.

No. 554 "A BILL FOR AN ACT RELATING TO OCEAN ENERGY."

Introduced by: Senators Kobayashi, A., Matsuura.

No. 555 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE FUNDING FOR THE PACIFIC INTERNATIONAL CENTER FOR HIGH TECHNOLOGY RESEARCH FOR AN OPERATIONAL NET POWER OPEN-CYCLE OCEAN THERMAL ENERGY CONVERSION DEMONSTRATION PLANT."

Introduced by: Senators Kobayashi, A., Matsuura.

No. 556 "A BILL FOR AN ACT RELATING TO PARTNERSHIPS."

Introduced by: Senators Chang, Kobayashi, A.

No. 557 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DESIGN AND CONSTRUCTION OF A CLASSROOM BUILDING AND TEACHER WORK CENTER AT ELEELE SCHOOL, KAUAI."

Introduced by: Senators Fernandes Salling, Aki.

No. 558 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESURFACING KAUMUALII HIGHWAY."

Introduced by: Senators Fernandes Salling, Aki.

No. 559 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE LIHUE NEIGHBORHOOD CENTER, KAUAI."

Introduced by: Senators Fernandes Salling, Aki.

No. 560 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HALE MOHALU PROJECT."

Introduced by: Senators Tungpalan, Fernandes Salling, Kobayashi, A., Koki, Mizuguchi, Reed, Solomon, Yamasaki.

No. 561 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A DOCUMENTARY FILM ON THE 522ND FIELD ARTILLERY BATTALION."

Introduced by: Senators Tungpalan, Fernandes Salling, Hagino, McMurdo, Reed.

No. 562 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HONOLULU SYMPHONY."

Introduced by: Senators Tungpalan, Fernandes Salling, Matsuura.

No. 563 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SENIOR CITIZEN EDUCATIONAL PROGRAMS."

Introduced by: Senators Aki, Chang, Blair, Cobb, Fernandes Salling, Hagino, Kobayashi, A., Kobayashi, B., Nakasato, Tungpalan, Yamasaki.

No. 564 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TWENTY-FIFTH ANNIVERSARY OF THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES."

Introduced by: Senators Aki, Blair, Chang, Fernandes Salling, Hagino, Kobayashi, A., Kobayashi, B., Nakasato, Tungpalan, Yamasaki.

No. 565 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SENIOR CITIZEN TUITION EXEMPTION PROGRAM."

Introduced by: Senators Aki, Chang, Blair, Cobb, Fernandes Salling, Hagino, Kobayashi, A., Kobayashi, B., Nakasato, Tungpalan, Yamasaki.

No. 566 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR STATE HIGHWAYS."

Introduced by: Senators Aki, Blair, Chang, Fernandes Salling, Hagino, Kobayashi, A., Kobayashi, B., Nakasato, Tungpalan, Yamasaki.

No. 567 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Aki, Blair, Chang, Fernandes Salling, Hagino, Kobayashi, A., Kobayashi, B., Tungpalan, Yamasaki.

No. 568 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVING THE PATH BETWEEN HANAPEPE TOWN AND ELEELE SCHOOL."

Introduced by: Senators Fernandes Salling, Aki.

No. 569 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSOLIDATION, DISTRIBUTION, AND MARKETING FACILITIES FOR AGRICULTURAL, AQUACULTURAL AND FISHERY PRODUCTS IN HAWAII AND IN THE OTHER CONTINENTAL STATES."

Introduced by: Senators Ikeda, Matsuura.

No. 570 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUNDWATER CONTAMINATION DETECTION SYSTEM."

Introduced by: Senators Ikeda, Levin.

No. 571 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE RECALL OF JUDGES."

Introduced by: Senators Koki, Aki, George, Reed.

No. 572 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Senators McMurdo, Aki, Blair, Kobayashi, B.

No. 573 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESTORATION AND RENOVATION OF THE WAIKIKI NATATORIUM."

Introduced by: Senator McMurdo.

No. 574 "A BILL FOR AN ACT RELATING TO EXCISE TAXES ON FOOD."

Introduced by: Senators McMurdo, Aki, Blair, Kobayashi, B.

No. 575 "A BILL FOR AN ACT RELATING TO FINES."

Introduced by: Senators Reed, Aki, Koki.

No. 576 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXES."

Introduced by: Senators Reed, Koki.

No. 577 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS."

Introduced by: Senators Reed, Koki.

No. 578 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senators Reed, Koki.

No. 579 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senators Reed, Aki, Koki, McCartney.

No. 580 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senators Reed, Aki, Koki, McCartney, Menor.

No. 581 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senators Reed, Aki, Koki, McCartney.

No. 582 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Reed, Koki.

No. 583 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Reed, Koki.

No. 584 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Reed.

No. 585 "A BILL FOR AN ACT RELATING TO ANNUITIES."

Introduced by: Senators Reed, Koki.

No. 586 "A BILL FOR AN ACT RELATING TO UNLAWFUL ENTRY."

Introduced by: Senators Reed, Aki, Koki, McCartney.

No. 587 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Reed, Koki.

No. 588 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."

Introduced by: Senators Reed, Koki.

No. 589 "A BILL FOR AN ACT RELATING TO ABORTION."

Introduced by: Senators Reed, Aki, Koki, McCartney.

No. 590 "A BILL FOR AN ACT RELATING TO REAL PROPERTY MANAGEMENT."

Introduced by: Senators Cobb, Ikeda.

No. 591 "A BILL FOR AN ACT RELATING TO BUSINESS CORPORATIONS."

Introduced by: Senators Cobb, Chang, Ikeda.

No. 592 "A BILL FOR AN ACT RELATING TO INDUSTRIAL LOAN COMPANIES."

Introduced by: Senator Cobb, by request.

No. 593 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Cobb, by request.

No. 594 "A BILL FOR AN ACT RELATING TO OPEN MEETINGS BY BOARD OF DIRECTORS."

Introduced by: Senator Cobb, by request.

No. 595 "A BILL FOR AN ACT RELATING TO EARLY INTERVENTION SERVICES FOR INFANTS AND TODDLERS WITH SPECIAL NEEDS AND THEIR FAMILIES."

Introduced by: Senators Kobayashi, B., Levin.

No. 596 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SUMMER PROGRAM FOR GIFTED/TALENTED EDUCATION."

Introduced by: Senator Kobayashi, B.

No. 597 "A BILL FOR AN ACT RELATING TO KAPIOLANI PARK."

Introduced by: Senator Kobayashi, B., by request.

No. 598 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY INTERVENTION SERVICES FOR INFANTS AND TODDLERS WITH SPECIAL NEEDS AND THEIR FAMILIES."

Introduced by: Senators Kobayashi, B., Levin.

No. 599 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONTAINMENT OF BANANA POKA ON MAUI."

Introduced by: Senators Yamasaki, Solomon.

No. 600 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR SANITARY LANDFILL PROJECTS FOR MAUI COUNTY."

Introduced by: Senators Yamasaki, Solomon.

No. 601 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF DRAINAGE AND FLOOD CONTROL FACILITIES ON MAUI."

Introduced by: Senators Yamasaki, by request, Solomon.

No. 602 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A MODEL ELDERLY HOUSING PROJECT ON LANDS ADJACENT TO THE KULA HOSPITAL."

Introduced by: Senators Yamasaki, Solomon.

No. 603 "A BILL FOR AN ACT RELATING TO JOINT AND SEVERAL LIABILITY."

Introduced by: Senators Yamasaki, by request, Solomon.

No. 604 "A BILL FOR AN ACT RELATING TO GRANTS-IN-AID."

Introduced by: Senators Yamasaki, by request, Solomon.

No. 605 "A BILL FOR AN ACT RELATING TO COUNTY TORT LIABILITY."

Introduced by: Senators Yamasaki, by request, Solomon.

No. 606 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO MAUI ECONOMIC OPPORTUNITY, INC., FOR TRANSPORTATION SERVICES."

Introduced by: Senators Yamasaki, by request, Solomon.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Tuesday, January 31, 1989:

Senate Bills Referred to:

No. 441 Committee on Government Operations, then to the Committee on Ways and Means

No. 442 Committee on Government Operations

No. 443 Committee on Government Operations, then to the Committee on Ways and Means

No. 444 Committee on Education

No. 445	Committee on Health, then to the Committee on Ways and Means	No. 471	Committee on Legislative Management
No. 446	Committee on Higher Education	No. 472	Committee on Health
No. 447	Committee on Housing and Hawaiian Programs	No. 473	Committee on Human Services, then to the Committee on Ways and Means
No. 448	Committee on Energy and Natural Resources, then to the Committee on Ways and Means	No. 474	Committee on Health, then to the Committee on Ways and Means
No. 449	Committee on Energy and Natural Resources, then to the Committee on Ways and Means	No. 475	Committee on Energy and Natural Resources, then to the Committee on Ways and Means
No. 450	Committee on Energy and Natural Resources	No. 476	Committee on Energy and Natural Resources, then to the Committee on Ways and Means
No. 451	Committee on Transportation, then to the Committee on Judiciary	No. 477	Committee on Government Operations, then to the Committee on Ways and Means
No. 452	Committee on Consumer Protection and Commerce, then to the Committee on Judiciary	No. 478	Committee on Education, then to the Committee on Ways and Means
No. 453	Committee on Consumer Protection and Commerce	No. 479	Committee on Judiciary
No. 454	Committee on Energy and Natural Resources, then to the Committee on Ways and Means	No. 480	Committee on Transportation, then to the Committee on Ways and Means
No. 455	Committee on Higher Education, then to the Committee on Ways and Means	No. 481	Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means
No. 456	Committee on Agriculture, then to the Committee on Ways and Means	No. 482	Committee on Labor and Employment
No. 457	Committee on Health, then to the Committee on Ways and Means	No. 483	Committee on Labor and Employment
No. 458	Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means	No. 484	Committee on Labor and Employment
No. 459	Committee on Labor and Employment, then to the Committee on Ways and Means	No. 485	Committee on Labor and Employment
No. 460	Committee on Labor and Employment, then to the Committee on Ways and Means	No. 486	Committee on Judiciary
No. 461	Committee on Energy and Natural Resources, then to the Committee on Ways and Means	No. 487	Committee on Labor and Employment
No. 462	Committee on Labor and Employment, then to the Committee on Ways and Means	No. 488	Committee on Judiciary
No. 463	Committee on Labor and Employment, then to the Committee on Ways and Means	No. 489	Committee on Education, then to the Committee on Ways and Means
No. 464	Committee on Labor and Employment, then to the Committee on Ways and Means	No. 490	Committee on Energy and Natural Resources
No. 465	Committee on Education, then to the Committee on Ways and Means	No. 491	Committee on Judiciary, then to the Committee on Ways and Means
No. 466	Committee on Agriculture, then to the Committee on Ways and Means	No. 492	Committee on Education, then to the Committee on Ways and Means
No. 467	Committee on Housing and Hawaiian Programs	No. 493	Committee on Education, then to the Committee on Ways and Means
No. 468	Committee on Human Services, then to the Committee on Ways and Means	No. 494	Committee on Education, then to the Committee on Ways and Means
No. 469	Committee on Health	No. 495	Committee on Education, then to the Committee on Ways and Means
No. 470	Committee on Judiciary, then to the Committee on Ways and Means	No. 496	Committee on Consumer Protection and Commerce
		No. 497	Committee on Consumer Protection and Commerce
		No. 498	Committee on Consumer Protection and Commerce

No. 499 and Commerce	Committee on Consumer Protection	No. 526	Committee on Higher Education, then to the Committee on Ways and Means
No. 500 and Commerce	Committee on Consumer Protection	No. 527	Committee on Education, then to the Committee on Ways and Means
No. 501 and Commerce	Committee on Consumer Protection	At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.	
No. 502 and Commerce,	Committee on Consumer Protection then to the Committee on Ways and Means	The Senate reconvened at 12:06 o'clock p.m.	
No. 503 and Commerce	Committee on Consumer Protection	Senator Reed then rose on a point of personal privilege and stated:	
No. 504 and Commerce	Committee on Consumer Protection	"It is not surprising that Lt. Governor Ben Cayetano is one of the Hawaii politicians guilty of accepting illegal campaign donations from foreign nationals. What is surprising is Cayetano's cavalier attitude about returning at least \$9,000 he received in violation of federal law.	
No. 505 and Commerce	Committee on Consumer Protection	"Cayetano would have us believe it's too much trouble to determine how much money he has to return. He complained in this morning's Advertiser and I quote: 'It's very difficult for us to go back and ask everybody who was an alien national, who was a permanent resident.'	
No. 506 and Commerce	Committee on Consumer Protection	"The lieutenant governor is an attorney. He should have known the donations that he took were illegal. He's also Hawaii's chief elections officer. To say that it is too difficult to return campaign funds now known to be illegally gotten displays an unacceptable level of arrogance and disdain for the law.	
No. 507 and Commerce	Committee on Consumer Protection	"Cayetano should set the proper example by immediately doing whatever is necessary to correct the wrong. Thank you."	
No. 508 Programs	Committee on Housing and Hawaiian Programs	Senator Blair also rose on a point of personal privilege and remarked:	
No. 509	Committee on Health	"Mr. President, I would simply like to request of my colleague that the race for the second congressional district be postponed, at least until the incumbent is no longer in that position."	
No. 510 and Commerce	Committee on Consumer Protection	Senator Chang in response stated:	
No. 511 and Commerce	Committee on Consumer Protection	"Mr. President, a brief response to previous comments.	
No. 512 and Commerce	Committee on Consumer Protection	"I think it's very premature to conclude that what the Federal Elections Commission has asserted to be illegal to be actually illegal. I think that the commission's declaration thus far has been very presumptuous. I think that it would be more prudent for everyone to take a very good, close look at the actual language of the law before we make any kind of statement about its application to local candidates and to local officeholders. Thank you."	
No. 513 Resources	Committee on Energy and Natural Resources	Senator Tungpalan also in response said:	
No. 514 and Commerce	Committee on Consumer Protection	"Mr. President, I also want to let the body know that today we did hear from Lt. Governor Cayetano and he mentioned that the federal election campaign laws really apply to federal offices sought by individuals. So, in his mind he feels that those laws do not really apply to local or state offices."	
No. 515	Committee on Government Operations, then to the Committee on Ways and Means	Senator Cobb also added his comments and said:	
No. 516	Committee on Education	"Mr. President, I think it would be appropriate and a fine suggestion by Senator Chang to wait until such time as we have written guidelines and findings of fact from the Campaign Spending Commission. As I understand it, there is a very serious question that has been raised as to a resident alien versus a person with a 'green' card and	
No. 517	Committee on Government Operations, then to the Committee on Ways and Means		
No. 518	Committee on Judiciary		
No. 519	Committee on Labor and Employment		
No. 520	Committee on Labor and Employment		
No. 521	Committee on Judiciary		
No. 522	Committee on Government Operations		
No. 523	Committee on Education, then to the Committee on Ways and Means		
No. 524	Committee on Education, then to the Committee on Ways and Means		
No. 525	Committee on Education, then to the Committee on Ways and Means		

how one can tell the difference if such a contribution is received.

"Furthermore, while there's one body of opinion and holds that the congressional act does apply to local elections, there's always been a position of the FEC that they had no jurisdiction in so far as state campaigns were concerned and I think that question needs to be resolved as well. Thank you."

Senator Yamasaki then said:

"Mr. President, this morning we had testimony from the Lieutenant Governor's Office and it is the intent of the Ways and Means Committee to have a copy of the federal election laws in our possession so that we can take a look at the laws also. Thank you."

Senator Holt then added:

"Mr. President, it is my understanding that the Senate Judiciary Committee will also be looking at that report. I'll let Senator Menor make a statement."

Senator Menor then said:

"I did not think that our federal election laws would be such a 'hot' topic on the floor today. Senator Holt is right. The Judiciary Committee would like to devote at least a part of this session evaluating the relationship between the federal election laws and Hawaii's campaign spending laws. More importantly, the Committee would like to determine if there are any inconsistencies between federal and state laws. In this regard, the Committee will consider whether amendments to the state election laws are necessary to insure conformity with federal laws. Furthermore, I intend to look at this issue comprehensively to determine if there are conflicts between the state campaign spending law and other federal laws or regulations.

"The Committee will be carefully deliberating on the concerns raised today and I welcome the input of my fellow colleagues."

ADJOURNMENT

At 12:11 o'clock p.m., on motion by Senator Blair, seconded by Senator Reed and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, February 2, 1989.