

FOURTH DAY

Monday, January 22, 1990

The Senate of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 9:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Philip Zabell, Christ Lutheran Church, Hilo, Hawaii, after which the Roll was called showing all Senators present with the exception of Senators Aki and Nakasato who were excused.

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

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 Tuesday, January 23, 1990:

Senate Bill

No. 2560 "A BILL FOR AN ACT RELATING TO PERSONS WITH PHYSICAL DISABILITIES."

Introduced by: Senator McMurdo.

No. 2561 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAILI HOMELESS TRANSITIONAL PROJECT."

Introduced by: Senator McMurdo.

No. 2562 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SEX ABUSE TREATMENT SERVICES (SATS) IN HILO AND KONA, HAWAII."

Introduced by: Senator McMurdo.

No. 2563 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NURSING HOME WITHOUT WALLS."

Introduced by: Senator McMurdo.

No. 2564 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A MOTHER INFANT SUPPORT TEAM (MIST)."

Introduced by: Senator McMurdo.

No. 2565 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HOMEBASED THERAPEUTIC SERVICES TO FAMILIES WITH SEVERELY ABUSED OR NEGLECTED CHILDREN IN WEST HAWAII."

Introduced by: Senator McMurdo.

No. 2566 "A BILL FOR AN ACT RELATING TO FORFEITURE."

Introduced by: Senator Menor.

No. 2567 "A BILL FOR AN ACT RELATING TO GAMBLING ABOARD SHIPS."

Introduced by: Senator Menor.

No. 2568 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A REGIONAL CRIME LABORATORY."

Introduced by: Senator Menor.

No. 2569 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO UPGRADE THE TELECOMMUNICATIONS SYSTEM OF THE HONOLULU POLICE DEPARTMENT."

Introduced by: Senator Menor.

No. 2570 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE REDESIGN OF THE OFFENDER-BASED TRANSACTION STATISTICS/COMPUTERIZED CRIMINAL HISTORY PROGRAM."

Introduced by: Senator Menor.

No. 2571 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senator Levin.

No. 2572 "A BILL FOR AN ACT RELATING TO A GEOTHERMAL POWER FACILITY SITING AUTHORITY."

Introduced by: Senator Levin.

No. 2573 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Crozier.

No. 2574 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COUNTY OF KAUAI, OFFICE OF ELDERLY AFFAIRS."

Introduced by: Senator Fernandes Salling.

No. 2575 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KAUAI MENTAL HEALTH CENTER."

Introduced by: Senator Fernandes Salling.

No. 2576 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KAUAI COMMUNITY MENTAL HEALTH CENTER."

Introduced by: Senator Fernandes Salling.

No. 2577 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE AND MAKING AN APPROPRIATION FOR KAPAA HIGH AND INTERMEDIATE SCHOOL."

Introduced by: Senator Fernandes Salling.

No. 2578 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF ECONOMIC DEVELOPMENT OF THE COUNTY OF KAUAI."

Introduced by: Senator Fernandes Salling.

No. 2579 "A BILL FOR AN ACT RELATING TO SCHOOL BUSES."

Introduced by: Senator Levin.

No. 2580 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Levin.

No. 2581 "A BILL FOR AN ACT RELATING TO CIGARETTE MACHINES."

Introduced by: Senator Levin, by request.

No. 2582 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GRANT-IN-AID TO KAHUKU HOSPITAL."

Introduced by: Senator Levin.

No. 2583 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE IMPLEMENTATION OF THE WEST HAWAII REGIONAL PLAN."

Introduced by: Senators Levin, Solomon.

No. 2584 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE THIRD JUDICIAL CIRCUIT."

Introduced by: Senators Levin, Solomon.

No. 2585 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR JUDICIARY SECURITY."

Introduced by: Senators Levin, Solomon.

No. 2586 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Levin.

No. 2587 "A BILL FOR AN ACT RELATING TO A NEWBORN HEARING SCREENING PROGRAM FOR THE EARLY IDENTIFICATION OF HEARING LOSS."

Introduced by: Senator Levin.

No. 2588 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Levin.

No. 2589 "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR HEALTH CARE FACILITIES."

Introduced by: Senators Mizuguchi, Levin.

No. 2590 "A BILL FOR AN ACT RELATING TO HOUSING FOR ELDERLY HAWAIIANS."

Introduced by: Senators Levin, Crozier.

No. 2591 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY INTERVENTION SERVICES FOR INFANTS AND TODDLERS WITH SPECIAL NEEDS AND THEIR FAMILIES."

Introduced by: Senator Levin.

No. 2592 "A BILL FOR AN ACT RELATING TO INSURANCE HOLDING COMPANIES."

Introduced by: Senator Blair.

No. 2593 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Blair.

No. 2594 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SHELTERS AND PROGRAMS THAT ASSIST THE HOMELESS."

Introduced by: Senator McMurdo.

No. 2595 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MOTHER INFANT SUPPORT TEAM PROGRAM TO PROVIDE SERVICES IN THE CENTRAL AND LEEWARD AREAS OF OAHU."

Introduced by: Senator McMurdo.

No. 2596 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COACHES."

Introduced by: Senators McCartney, Kobayashi, B., Blair, Chang, Holt, Ikeda, Kobayashi, A., Crozier, Mizuguchi, Nakasato, Hagino, Levin, Matsuura, Tungpalan, Koki.

No. 2597 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senator McCartney.

No. 2598 "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS."

Introduced by: Senator Blair.

No. 2599 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Senator Blair.

No. 2600 "A BILL FOR AN ACT RELATING TO PUBLIC PROPERTY."

Introduced by: Senator Blair.

No. 2601 "A BILL FOR AN ACT RELATING TO TRUST COMPANY POWERS."

Introduced by: Senator Blair, by request.

No. 2602 "A BILL FOR AN ACT RELATING TO MASSAGE."

Introduced by: Senators Reed, Blair.

No. 2603 "A BILL FOR AN ACT RELATING TO MEDICAL TORTS INVOLVING A HEALTH CARE PROVIDER."

Introduced by: Senator Menor.

No. 2604 "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO CELEBRATE THE YEAR OF THE FAMILY."

Introduced by: Senator Menor.

No. 2605 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS."

Introduced by: Senator Menor.

No. 2606 "A BILL FOR AN ACT RELATING TO BLOOD TESTING."

Introduced by: Senator Menor.

No. 2607 "A BILL FOR AN ACT RELATING TO THE AUTOMATIC FINGERPRINT IDENTIFICATION SYSTEM."

Introduced by: Senator Menor.

No. 2608 "A BILL FOR AN ACT RELATING TO WEAPONS."

Introduced by: Senator Menor.

No. 2609 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR."

Introduced by: Senator Menor.

No. 2610 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAWAII'S SOFTWARE DEVELOPMENT INDUSTRY."

Introduced by: Senators Chang, Tungpalan, Kobayashi, A., Hagino, McCartney.

No. 2611 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAWAII PUBLIC TELEVISION."

Introduced by: Senators Tungpalan, Chang.

No. 2612 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senator McCartney.

No. 2613 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAHEKILI HIGHWAY."

Introduced by: Senator McCartney.

No. 2614 "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION."

Introduced by: Senator McCartney.

No. 2615 "A BILL FOR AN ACT RELATING TO CLASS SIZE."

Introduced by: Senator McCartney.

No. 2616 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COHORT LEADERSHIP TRAINING PROGRAM FOR FUTURE SCHOOL ADMINISTRATORS."

Introduced by: Senator McCartney.

No. 2617 "A BILL FOR AN ACT RELATING TO PROTECTION AGAINST SPOUSAL IMPOVERISHMENT."

Introduced by: Senator McMurdo.

No. 2618 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PLANNING AND DESIGNING THE EXPANSION OF MAKAWAO LIBRARY, COUNTY OF MAUI."

Introduced by: Senator Yamasaki, by request.

No. 2619 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MAUI COMMUNITY SCHOOL FOR ADULTS."

Introduced by: Senator Yamasaki, by request.

No. 2620 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Yamasaki.

No. 2621 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INFRASTRUCTURE IMPROVEMENTS, PLANS AND DESIGN AT THE OLD KONA AIRPORT."

Introduced by: Senators Solomon, Levin, Matsuura.

No. 2622 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY CENTER AT NORTH KOHALA ON THE ISLAND OF HAWAII."

Introduced by: Senators Solomon, Levin, Matsuura.

No. 2623 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING AND DEVELOPMENT OF A CURRICULUM FOR A MASTER OF SCIENCE IN TEACHING DEGREE."

Introduced by: Senators Solomon, Chang, Hagino.

No. 2624 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A HAWAIIAN LANGUAGE CENTER AT MAUI COMMUNITY COLLEGE."

Introduced by: Senators Solomon, Chang, Hagino.

No. 2625 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XII, SECTION 5, OF THE HAWAII CONSTITUTION, TO PROVIDE THAT MEMBERS OF THE BOARD OF TRUSTEES OF THE OFFICE OF HAWAIIAN AFFAIRS WHO REPRESENT A PARTICULAR ISLAND BE ELECTED BY QUALIFIED VOTERS RESIDING ON THAT ISLAND."

Introduced by: Senators Solomon, Holt.

No. 2626 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SCHOOL/UNIVERSITY PARTNERSHIP SCHOOL SUCCESS PROJECT."

Introduced by: Senators Solomon, Chang, Hagino.

No. 2627 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A FORESTRY AND WILDLIFE BASEYARD FACILITY IN KAMUELA, HAWAII."

Introduced by: Senators Solomon, Levin, Matsuura, Fernandes Salling, Mizuguchi.

No. 2628 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BY-PASS LANES IN WAIMEA, ISLAND OF HAWAII."

Introduced by: Senators Solomon, Levin, Matsuura, Fernandes Salling, Mizuguchi.

No. 2629 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A HAWAIIAN LANGUAGE CENTER AT KAUAI COMMUNITY COLLEGE."

Introduced by: Senators Solomon, Fernandes Salling, Matsuura, Levin, Mizuguchi.

No. 2630 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Solomon, Levin, Ikeda, McMurdo.

No. 2631 "A BILL FOR AN ACT RELATING TO OHANA ZONING."

Introduced by: Senators Solomon, Levin, McCartney, Koki, Ikeda, Kobayashi, A.

No. 2632 "A BILL FOR AN ACT RELATING TO LAND EXCHANGES."

Introduced by: Senators Solomon, Levin, Matsuura.

No. 2633 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INABA PARK AT KONAWAENA SCHOOL."

Introduced by: Senators Solomon, Levin, Matsuura.

No. 2634 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Senators Solomon, Levin, Hagino.

No. 2635 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Senators Solomon, Levin, Hagino.

No. 2636 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Senators Solomon, Levin, Hagino.

No. 2637 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A COORDINATED SPACE AND EARTH SCIENCE EDUCATION PROGRAM."

Introduced by: Senators Solomon, Chang.

No. 2638 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TEACHER EDUCATION PROGRAM AT THE UNIVERSITY OF HAWAII AT MANOA."

Introduced by: Senators Solomon, Kobayashi, B.

No. 2639 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE TRAINING AND UPGRADING OF ADULT CORRECTIONS OFFICERS."

Introduced by: Senators Solomon, Mizuguchi.

No. 2640 "A BILL FOR AN ACT RELATING TO WORKING HOURS OF OLDER STUDENTS."

Introduced by: Senator Levin.

No. 2641 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A 'PARENTS AS FIRST TEACHERS' PROGRAM."

Introduced by: Senator Yamasaki.

No. 2642 "A BILL FOR AN ACT RELATING TO GOLF COURSES."

Introduced by: Senators McMurdo, Cobb, McCartney, Kobayashi, A., Hagino, Solomon.

No. 2643 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

Introduced by: Senators McMurdo, Cobb, Hagino, Kobayashi, A., Matsuura, McCartney, Solomon, Tungpalan.

No. 2644 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COLLECTION OF BASE-LINE DATA TO MONITOR THE H-POWER INCINERATOR."

Introduced by: Senators McMurdo, Cobb, Hagino, Kobayashi, A., McCartney, Solomon, Tungpalan.

No. 2645 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PRESERVATION, ENHANCEMENT, AND EXPANSION OF HAWAII'S BEACHES."

Introduced by: Senator Mizuguchi.

No. 2646 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BEFORE SCHOOL CARE FOR CHILDREN IN GRADES KINDERGARTEN THROUGH SIX."

Introduced by: Senator Mizuguchi.

No. 2647 "A BILL FOR AN ACT RELATING TO FREEDOM OF EXPRESSION FOR STUDENTS."

Introduced by: Senator Mizuguchi.

No. 2648 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII FINANCIAL AID PROGRAM."

Introduced by: Senators Mizuguchi, Solomon.

No. 2649 "A BILL FOR AN ACT RELATING TO INCOME TAXATION."

Introduced by: Senators Matsuura, McCartney, Kobayashi, A.

No. 2650 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senators Matsuura, Kobayashi, A., McCartney.

No. 2651 "A BILL FOR AN ACT RELATING TO ACTIONS BY AND AGAINST THE STATE."

Introduced by: Senators Matsuura, Kobayashi, A.

No. 2652 "A BILL FOR AN ACT RELATING TO ALTERNATIVE DISPUTE RESOLUTION."

Introduced by: Senators Matsuura, Kobayashi, A.

No. 2653 "A BILL FOR AN ACT RELATING TO ANGUILLA."

Introduced by: Senators Yamasaki, Matsuura, McCartney, Solomon, Fernandes Salling, Kobayashi, A., McMurdo, Koki, Nakasato.

No. 2654 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO STUDY WATER FROM LAVA TUBES."

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

No. 2655 "A BILL FOR AN ACT RELATING TO GEOTHERMAL WELLS."

Introduced by: Senators Matsuura, Holt.

No. 2656 "A BILL FOR AN ACT RELATING TO GEOTHERMAL WELLS."

Introduced by: Senators Matsuura, Holt.

No. 2657 "A BILL FOR AN ACT RELATING TO GEOTHERMAL WELLS."

Introduced by: Senators Matsuura, Holt.

No. 2658 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senators Kobayashi, A., Chang.

No. 2659 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Senators Kobayashi, A., Chang.

No. 2660 "A BILL FOR AN ACT RELATING TO WATER SAFETY."

Introduced by: Senators Kobayashi, A., Holt, Matsuura.

No. 2661 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPROVEMENTS TO SAMUEL MAHELONA MEMORIAL HOSPITAL."

Introduced by: Senator Fernandes Salling.

No. 2662 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING A GRANT-IN-AID APPROPRIATION FOR THE REPLACEMENT OF CIVIL AIR PATROL HANGARS AND FACILITIES."

Introduced by: Senator Fernandes Salling.

No. 2663 "A BILL FOR AN ACT RELATING TO MOTORCYCLE SAFETY."

Introduced by: Senator Fernandes Salling.

No. 2664 "A BILL FOR AN ACT RELATING TO DRIVERS' EDUCATION."

Introduced by: Senator Fernandes Salling.

No. 2665 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DESIGN AND CONSTRUCTION FOR TWO SEMI-CYLINDRICAL SKATEBOARD RAMPS FOR KAUAI."

Introduced by: Senator Fernandes Salling.

No. 2666 "A BILL FOR AN ACT RELATING TO INDEPENDENT CONTRACTORS."

Introduced by: Senator Chang.

No. 2667 "A BILL FOR AN ACT RELATING TO FOREIGN-MONEY CLAIMS."

Introduced by: Senator Chang.

No. 2668 "A BILL FOR AN ACT RELATING TO THE OFFICE OF AUDITOR PROPER."

Introduced by: Senator Hagino.

No. 2669 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CLOSURE OF HALEHAKA LANDFILL, KAUAI."

Introduced by: Senator Fernandes Salling.

No. 2670 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAHA PARK IMPROVEMENTS, KAUAI."

Introduced by: Senator Fernandes Salling.

No. 2671 "A BILL FOR AN ACT RELATING TO LICENSED OCCUPATIONS."

Introduced by: Senator Blair.

No. 2672 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators Ikeda, Solomon.

No. 2673 "A BILL FOR AN ACT RELATING TO THE STATE'S ANIMAL QUARANTINE SYSTEM."

Introduced by: Senator Ikeda.

No. 2674 "A BILL FOR AN ACT RELATING TO THE INTEGRATED WASTE MANAGEMENT ACT."

Introduced by: Senators Ikeda, Solomon.

No. 2675 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators Ikeda, Solomon.

No. 2676 "A BILL FOR AN ACT RELATING TO INCOME TAX FORMS."

Introduced by: Senators Ikeda, Solomon.

No. 2677 "A BILL FOR AN ACT RELATING TO STATE PURCHASES."

Introduced by: Senators Ikeda, Solomon.

No. 2678 "A BILL FOR AN ACT RELATING TO WATER POLLUTION CONTROL."

Introduced by: Senators Ikeda, Solomon.

No. 2679 "A BILL FOR AN ACT RELATING TO AN INTERISLAND AGRICULTURE EXPRESS SERVICE."

Introduced by: Senators Ikeda, Solomon.

No. 2680 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NIU VALLEY INTERMEDIATE SCHOOL."

Introduced by: Senators Ikeda, Solomon.

No. 2681 "A BILL FOR AN ACT RELATING TO STATE SURPLUS PROPERTY."

Introduced by: Senators Ikeda, Solomon.

No. 2682 "A BILL FOR AN ACT RELATING TO LITTER PENALTIES."

Introduced by: Senators Ikeda, Solomon.

No. 2683 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAHAIONE ELEMENTARY SCHOOL."

Introduced by: Senators Ikeda, Solomon.

No. 2684 "A BILL FOR AN ACT RELATING TO STATE LEASED AGRICULTURAL PARK LANDS."

Introduced by: Senators Ikeda, Solomon.

No. 2685 "A BILL FOR AN ACT RELATING TO A MODIFIED QUARANTINE SYSTEM FOR THE IMPORTATION OF ANIMALS."

Introduced by: Senator Ikeda.

No. 2686 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators Ikeda, Solomon.

No. 2687 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER POLLUTION CONTROL."

Introduced by: Senators Ikeda, Solomon.

No. 2688 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Ikeda.

No. 2689 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Ikeda.

No. 2690 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Senator Ikeda.

No. 2691 "A BILL FOR AN ACT RELATING TO THE PAYMENT FOR GOODS AND SERVICES."

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

No. 2692 "A BILL FOR AN ACT RELATING TO SCHOOL BUS CONTRACTS."

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

No. 2693 "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS."

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

No. 2694 "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES."

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

No. 2695 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC BROADCASTING AUTHORITY."

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

No. 2696 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR NATUROPATHIC PHYSICIANS."

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

No. 2697 "A BILL FOR AN ACT RELATING TO PHARMACISTS."

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

No. 2698 "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS."

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

No. 2699 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

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

No. 2700 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

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

No. 2701 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

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

No. 2702 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

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

No. 2703 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

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

No. 2704 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

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

No. 2705 "A BILL FOR AN ACT RELATING TO FISHING WITH TRAPS."

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

No. 2706 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

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

ORDER OF THE DAY

At this time, the President directed the Clerk to file Governor's Message Nos. 52 to 63.

REFERRAL OF A MESSAGE FROM THE GOVERNOR

The President made the following committee assignment of a governor's message that was received on Friday, January 19, 1990:

Governor's Message	Referred to:
No. 64	Committee on Judiciary

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Friday, January 19, 1990:

Senate Concurrent Resolution	Referred to:
No. 14	Committee on Health
No. 15	Committee on Corrections
No. 16	Committee on Government Operations
No. 17	Committee on Judiciary
No. 18	Committee on Human Services

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, January 19, 1990:

Senate Resolution	Referred to:
No. 12	Committee on Health
No. 13	Committee on Judiciary
No. 14	Committee on Government Operations
No. 15	Committee on Corrections

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Friday, January 19, 1990:

Senate Bill	Referred to:
No. 2422	Jointly to the Committee on Agriculture and the Committee on Energy and Natural Resources, then to the Committee on Ways and Means
No. 2423	Committee on Health, then to the Committee on Ways and Means
No. 2424	Committee on Government Operations, then to the Committee on Ways and Means
No. 2425	Committee on Health, then to the Committee on Ways and Means
No. 2426	Committee on Health, then to the Committee on Ways and Means
No. 2427	Committee on Consumer Protection and Commerce
No. 2428	Committee on Housing and Hawaiian Programs
No. 2429	Committee on Consumer Protection and Commerce
No. 2430	Committee on Agriculture, then to the Committee on Ways and Means
No. 2431	Committee on Education, then to the Committee on Ways and Means
No. 2432	Committee on Judiciary
No. 2433	Committee on Consumer Protection and Commerce
No. 2434	Committee on Government Operations
No. 2435	Committee on Consumer Protection and Commerce
No. 2436	Committee on Government Operations
No. 2437	Committee on Housing and Hawaiian Programs
No. 2438	Committee on Ways and Means
No. 2439	Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means

No. 2440	Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means
No. 2441	Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means
No. 2442	Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means
No. 2443	Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means
No. 2444	Committee on Energy and Natural Resources, then to the Committee on Ways and Means
No. 2445	Committee on Ways and Means
No. 2446	Jointly to the Committee on Tourism, Recreation and Planning and the Committee on Judiciary, then to the Committee on Ways and Means
No. 2447	Committee on Ways and Means
No. 2448	Committee on Ways and Means
No. 2449	Committee on Ways and Means
No. 2450	Committee on Ways and Means
No. 2451	Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means
No. 2452	Committee on Ways and Means
No. 2453	Committee on Ways and Means
No. 2454	Committee on Ways and Means
No. 2455	Committee on Ways and Means
No. 2456	Committee on Transportation, then to the Committee on Ways and Means
No. 2457	Committee on Ways and Means
No. 2458	Committee on Ways and Means
No. 2459	Committee on Transportation, then to the Committee on Ways and Means
No. 2460	Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means
No. 2461	Committee on Government Operations
No. 2462	Committee on Higher Education, then to the Committee on Ways and Means
No. 2463	Committee on Agriculture, then to the Committee on Ways and Means
No. 2464	Committee on Agriculture, then to the Committee on Ways and Means
No. 2465	Committee on Agriculture, then to the Committee on Ways and Means
No. 2466	Committee on Agriculture, then to the Committee on Ways and Means
No. 2467	Committee on Agriculture, then to the Committee on Ways and Means
No. 2468	Committee on Consumer Protection and Commerce

No. 2469 and Commerce	Committee on Consumer Protection	No. 2495	Committee on Education, then to the Committee on Ways and Means
No. 2470	Committee on Agriculture, then to the Committee on Ways and Means	No. 2496	Committee on Transportation
No. 2471	Committee on Agriculture, then to the Committee on Ways and Means	No. 2497	Committee on Judiciary
No. 2472	Committee on Agriculture	No. 2498	Committee on Education, then to the Committee on Ways and Means
No. 2473	Committee on Agriculture, then to the Committee on Ways and Means	No. 2499	Committee on Judiciary, then to the Committee on Ways and Means
No. 2474	Committee on Agriculture, then to the Committee on Ways and Means	No. 2500	Committee on Education, then to the Committee on Ways and Means
No. 2475	Committee on Agriculture, then to the Committee on Energy and Natural Resources	No. 2501	Committee on Education, then to the Committee on Ways and Means
No. 2476	Committee on Higher Education, then to the Committee on Ways and Means	No. 2502	Committee on Consumer Protection and Commerce
No. 2477	Committee on Agriculture, then to the Committee on Ways and Means	No. 2503	Committee on Consumer Protection and Commerce
No. 2478	Committee on Agriculture, then to the Committee on Ways and Means	No. 2504	Committee on Agriculture, then to the Committee on Ways and Means
No. 2479	Committee on Agriculture, then to the Committee on Ways and Means	No. 2505	Committee on Agriculture, then to the Committee on Ways and Means
No. 2480	Committee on Agriculture, then to the Committee on Ways and Means	No. 2506	Committee on Labor and Employment
No. 2481	Committee on Higher Education, then to the Committee on Ways and Means	No. 2507	Committee on Agriculture, then to the Committee on Ways and Means
No. 2482	Committee on Agriculture	No. 2508	Committee on Agriculture, then to the Committee on Ways and Means
No. 2483	Committee on Higher Education, then to the Committee on Ways and Means	No. 2509	Committee on Agriculture
No. 2484	Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means	No. 2510	Committee on Higher Education, then to the Committee on Ways and Means
No. 2485	Jointly to the Committee on Housing and Hawaiian Programs and the Committee on Judiciary, then to the Committee on Ways and Means	No. 2511	Committee on Ways and Means
No. 2486	Committee on Education, then to the Committee on Ways and Means	No. 2512	Committee on Judiciary
No. 2487	Committee on Higher Education, then to the Committee on Ways and Means	No. 2513	Committee on Corrections, then to the Committee on Ways and Means
No. 2488	Committee on Labor and Employment, then to the Committee on Ways and Means	No. 2514	Committee on Education, then to the Committee on Ways and Means
No. 2489	Committee on Government Operations	No. 2515	Committee on Government Operations, then to the Committee on Ways and Means
No. 2490	Committee on Transportation, then to the Committee on Ways and Means	No. 2516	Committee on Health, then to the Committee on Ways and Means
No. 2491	Committee on Government Operations	No. 2517	Committee on Judiciary
No. 2492	Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means	No. 2518	Committee on Health, then to the Committee on Ways and Means
No. 2493	Committee on Education, then to the Committee on Ways and Means	No. 2519	Committee on Health, then to the Committee on Ways and Means
No. 2494	Committee on Judiciary, then to the Committee on Ways and Means	No. 2520	Committee on Transportation
		No. 2521	Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means
		No. 2522	Committee on Consumer Protection and Commerce

No. 2523 Committee on Education

No. 2524 Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means

No. 2525 Committee on Government Operations, then to the Committee on Ways and Means

No. 2526 Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means

No. 2527 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means

No. 2528 Committee on Tourism, Recreation and Planning, then to the Committee on Ways and Means

No. 2529 Committee on Transportation, then to the Committee on Ways and Means

No. 2530 Committee on Higher Education, then to the Committee on Ways and Means

No. 2531 Committee on Energy and Natural Resources, then to the Committee on Ways and Means

No. 2532 Committee on Higher Education, then to the Committee on Ways and Means

No. 2533 Committee on Judiciary

No. 2534 Committee on Education

No. 2535 Committee on Judiciary

No. 2536 Committee on Higher Education, then to the Committee on Ways and Means

No. 2537 Committee on Culture, Arts and Historic Preservation

No. 2538 Committee on Higher Education, then to the Committee on Ways and Means

No. 2539 Committee on Ways and Means

No. 2540 Committee on Government Operations, then to the Committee on Judiciary

No. 2541 Committee on Transportation

No. 2542 Committee on Judiciary

No. 2543 Committee on Transportation

No. 2544 Committee on Transportation

No. 2545 Committee on Transportation

No. 2546 Committee on Transportation

No. 2547 Committee on Government Operations, then to the Committee on Ways and Means

No. 2548 Committee on Government Operations

No. 2549 Committee on Government Operations

No. 2550 Committee on Judiciary

No. 2551 Committee on Education, then to the Committee on Ways and Means

No. 2552 Committee on Energy and Natural Resources

No. 2553 Committee on Energy and Natural Resources, then to the Committee on Ways and Means

No. 2554 Committee on Government Operations, then to the Committee on Ways and Means

No. 2555 Committee on Energy and Natural Resources

No. 2556 Committee on Agriculture, then to the Committee on Ways and Means

No. 2557 Committee on Energy and Natural Resources, then to the Committee on Ways and Means

No. 2558 Jointly to the Committee on Energy and Natural Resources and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2559 Committee on Business Development and Pacific Relations, then to the Committee on Ways and Means

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 4 and 5) were read by the Clerk and were placed on file:

Misc. Com. No. 4, from the Hawaii Nurses' Association dated December 28, 1989, a report of a task force including findings and recommendations regarding "Requesting a Study of the Need to Regulate Those Who Assist in the Practice of Nursing."

Misc. Com. No. 5, County of Kauai Capital Improvements Program, Fiscal Years 1990-1991 to 1995-1996 Summary.

At 9:46 o'clock a.m., on motion by Senator Blair, seconded by Senator Reed and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with H.C.R. No. 1, to receive the Governor's state of the state address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives was called to order at 10:10 o'clock a.m. by the Honorable Daniel Kihano, Speaker of the House of Representatives.

At this time, the Speaker welcomed and introduced the following distinguished guests to the members of the Fifteenth Legislature:

The First Lady of the State of Hawaii, Mrs. Lynne Waihee, who was presented a lei by Representative Alcon;

Mrs. Jo Ann Kihano;

Congressman Daniel K. Akaka, and Mrs. Millie Akaka;

Lieutenant Governor Benjamin Cayetano and Mrs. Lorraine Cayetano;

Chief Justice Herman Lum; former Governor of Hawaii, William F. Quinn; and Dr. Joshua Agsalud, Administrative Director, Office of the Governor;

Mrs. Mary Waihee, mother of Governor Waihee; and Mrs. Matsue Kobashigawa, mother of Mrs. Lynne Waihee;

Counsul Herman Mulder, Dean of the Consular Corps in Hawaii; Consul General Daniel Droulers of France; and Consul General Masaji Takahashi of Japan;

Rear Admiral William P. Kovalesky, Commander, Fourteenth Coast Guard District; Rear Admiral Edwin Kohn, representing Admiral David Jeremiah, Commander-in-Chief of the Pacific Fleet; Major General Eugene Renzi, representing Admiral Hardisty, Commander-in-Chief of the Pacific; and

Mr. Jeremy Harris, representing Mayor Frank Fasi of the City and County of Honolulu.

The Speaker then appointed Senators Gerald Hagino, Russell Blair and Mary George, and Representatives Emilio Alcon, Tom Okamura and Michael Liu to escort the Honorable John Waihee, Governor of the State of Hawaii, to the rostrum.

The Speaker then invited Lieutenant Governor Benjamin Cayetano to join him at the rostrum and appointed Representatives Okamura and Hemmings to escort Lieutenant Governor Cayetano to the rostrum.

Representative Annelle Amaral, on behalf of the Senate and the House of Representatives, presented a maile'ilima lei to Governor Waihee.

The Speaker then presented the Honorable John Waihee to the members of the Fifteenth Legislature.

The Governor addressed the Joint Session as follows:

"Thank you.

"President Wong, Speaker Kihano, members of the Fifteenth Legislature, honored guests, ladies and gentlemen, Aloha.

"With three years of new agendas, new actions and new partnerships behind us, let me begin by acknowledging you, the first among my partners, the Hawaii State Legislature. We have come a long way since I first appeared before you.

"Today we gather together at the beginning of the last decade of the 20th century. We find ourselves in an era of unprecedented world change. Just when we thought the cold war would never end, walls of totalitarianism came tumbling down and we can see the faint shape of world peace on the horizon. Just when we were defining our role in the Pacific century, scholars, who would have never suggested it at the beginning of the last decade, are talking about the re-emergence of Europe and the potential for a global economic and social renaissance.

"I believe the decade ahead will continue to confound our expectations. The challenges before us share two key characteristics. First, neither the public nor private sector can do it all alone. Second, we begin to do what we dream we can do when we break loose from the old mindsets.

"Like many of you, I am a product of the sixties, facing the nineties knowing it is our time to lead. The sixties come to mind because they were the last time that we as a nation believed we could control and shape our future. It was a time when no problem was too great, when we reached for the moon and we made it, and when, most importantly, we believed in ourselves.

"Well, I do not propose going back to the sixties any more than I suggest we cling to the 80's. It is not time to turn back the clock. It is time to wind it. It is time to

reaffirm our belief in ourselves, and take charge of the 90's. We know we can do it.

"Remember the 1986 television commercial showing a deserted Bishop Street with trash blowing in the wind? The message: if Hawaii did not improve its business climate, that was our future.

"The naysayers said we would never change our business climate. Well, the hard-working people and businesses of Hawaii, supported by an active state government, buried that 'never.'

"We rose from America's 34th worst business climate to 12th best as ranked by Inc. Magazine.

"We extended tax relief to Hawaii's businesses: abolishing the tax on exports, exempting certain business transactions and providing a capital goods excise tax credit. In the aggregate, our businesses received \$55 million in tax relief over the past three years.

"During this administration, approximately 50,300 new jobs were created at an average of 16,700 jobs per year or roughly 50 new jobs every day.

"And we can boast of having the lowest unemployment rate in the nation.

"Are we satisfied? No. These successes have given us new possibilities to support Hawaii's businesses and expand economic opportunities for our people.

"Because we've reduced the number of workers collecting unemployment insurance by 65 percent since 1985, today we can reduce the burden of the unemployment insurance tax on Hawaii's employers, so that they may continue to prosper and grow.

"This session, I will submit to you a proposal to cut business costs for unemployment insurance. Through existing and proposed reductions, we will save employers \$124 million by the end of 1991.

"I also propose that beginning 1991, \$6 million, or 4.8 percent of the business savings, be reinvested in a training fund to help our people meet the skill demands of the future.

"It's time to change a system that collects more money than it needs and sends it to sit in a reserve fund controlled by the federal government. Let's bring the money back home, for the benefit of businesses and workers.

"We have prospered in the last few years because the twin pillars of our economy, tourism and construction, are doing well. These industries need and deserve our continued support, and I ask you for it.

"Likewise, we must continue and strengthen our efforts to diversify our economy to avoid being overly dependent on any single industry and to give our people choice in employment. Again, we need your support to develop new industries for Hawaii's future such as the use of space for peaceful commerce and to promote Hawaii as a good place for new types of industry to do business.

"Hawaii has attracted substantial amounts of capital investment in recent years. While such investments have contributed to our economic growth, they have not contributed as much to the diversification of our economy. Unfortunately, most investment has occurred in the resort and travel industry.

"I am convinced that it will take more than promotion or incentives to change this investment pattern. Stronger action is needed if we are going to gain better control over our economic future. Accordingly, I have asked the Office of State Planning to prepare a policy for consideration by the Land Use Commission that will require creation of one non-tourism related job for every hotel room approved in future resort developments.

"In the meantime, a growing number of community-based enterprises are springing up across the state. They are being developed by entrepreneurs who may not fit the normal business mode. These enterprises share the following characteristics: They are locally based; they are people oriented, interested not only in profits but community concerns; and, they are developed to provide economic independence and real choices.

"One example is the Opelu Project on the Waianae Coast which will develop small-scale, backyard aquaculture. The fish raised will first feed the families who grow them, then meet community produce needs, and will finally be sold on the open market.

"I propose that we (1) support the Opelu Project as a prototype of community-based development; and (2) create a fund in the Department of Business and Economic Development with its own advisory board to provide grants and low interest loans to other community-based enterprises.

"Two years ago you supported us in our goal to secure 61,000 new affordable homes by the year 2000. The plan was to encourage the private sector to develop 41,000 of those units and have the remaining 20,000 built by joint ventures between government and private developers. Obviously, this called for a strong public/private partnership.

"Well, how are we doing? We are ahead of schedule. Judge for yourselves.

"We challenged developers to a goal of 60 percent affordable homes in all new housing development that came before the Land Use Commission for approval, and we were ballyhooed as dreamers. Well, dreams will come true for 20,000 families when they move into the affordable homes approved since we set these new goals. The developers will bury 'never' under foundations, four walls, and the future of our families.

"I'd love to be able to tell you today that I'm ordering the Land Use Commission to move more quickly on classifying new lands for housing on Oahu.

"I can't, because the commission has opened as much land for housing in three years as was opened altogether in the prior ten.

"I can't, because we already called for 60 percent affordable goals. In fact, we made 60 percent affordable, 100 percent acceptable.

"I can't, because every request for new housing on Oahu has been acted upon, and today none are before the commission. There's no bottleneck with the state; there's not even a bottle.

"And to those who said for 20 years, there will never be a second city on Oahu, I say come to Kapolei and see tomorrow being built. The day of delay is over.

"Three years ago, we built 300 homes. This year, there are 4,600 state-supported housing units under construction across Hawaii. From self-help housing in

Milolii, to \$89,000 homes in Waiehu, to senior citizen housing here on Oahu.

"And there is more to come. We are now working with the city to develop new urban rental housing for families and elderly on the city land that now houses the Police Department and the state land that houses the Department of Agriculture. What better place for our seniors to enjoy life than on Young Street.

"We must continue our bold battle on the cost of housing; and so we are requesting \$50 million for the Home Revolving Fund.

"We must accelerate construction of family rental units, elderly housing and projects for the homeless. Thus our housing package includes \$100 million in revenue bonds to finance rental housing construction, \$15 million for the rental assistance program and sizable requests for housing for the disadvantaged and the homeless.

"When it came to education, we made a commitment to our children by negotiating two contracts which will increase a starting teacher's salary by 50 percent, by opening over 100 parent networking centers, and enacting a new school superfund to provide \$800 million over seven years for new school facilities.

"The critics said you can raise teachers' salaries and fix the schools, but you will never change the system. Well, never say 'never' to a united business, labor and school community. They responded with historic school reform.

"Last year I shared a vision of entering the 21st century with a public education system that is second to none. I delineated a ten-year program to achieve it, because education is no passing fad or fancy. It must be the top priority of our decade.

"We envisioned a future in which local school communities would have charge of almost all budgeting, setting of programs and priorities, and increased involvement in staffing. We determined that the sooner schools are in charge of their own affairs, the sooner we would see great progress.

"We envisioned state-established and result-oriented performance standards to measure progress along the way and to hold schools accountable. Setting clear goals is the difference between children who can grow up and compete in this world, and children who can't.

"Today we all have a twin responsibility -- to help public education and to insist on excellence. Hawaii can be proud of the way the Board of Education and the Department of Education have begun to implement this vision. But we have a long way to go and tough decisions to make.

"This legislative session, I call on you to focus on the progress and problems of school/community based management, the pressing need to set performance standards, and actions for the second year of restructuring.

"Our teachers: creative, talented and energetic, they spark the classroom experience. I ask you to consider mechanisms for applying professional standards to ensure quality teaching.

"We must support continued improvements at the University of Hawaii College of Education to help address the teacher shortage, with attention to neighbor island programs where need is greatest.

"We have established our vision of the University of Hawaii as the premier university of the Pacific. President Simone tells me that we are now among the top two percent of the universities in America.

"Your support has given us a university library which, on the basis of its depth, ranks 46th out of 3,500 in America. We are leading the nation with a new School for Hawaiian, Asian and Pacific Studies and a new School of Ocean, Earth Science and Technology.

"We have opportunities for home-grown greatness. Greatness like we see in Jacqueline Chun, a Manoa junior, just named to USA Today's top twenty All-USA Academic Team. Jacqueline has a 3.9 academic average and sings in 25 different languages.

"Our university is becoming a great place to solve Hawaii's problems. As a result of your support for the nursing program, we will double the number of U.H. nursing graduates by 1992. And I applaud our state departments for their partnership with the university in creating the accelerated Master of Social Work program, serving 27 state social workers.

"So does Leo Dean, a state social worker, who wrote Director of Human Services Winona Rubin and said, 'Thank you for the opportunity to further by education, enhance my social work skills, and also in so doing, be able to provide better service to our clients.'

"In addition to our ongoing capital improvement projects throughout the university system, I request special support for students and faculty.

"I ask for funding for a number of programs at the University of Hawaii designed to support minority and disadvantaged students. For example, Operation Kua'ana, which seeks to recruit Hawaiian students in the university system.

"I also propose the creation of the Hawaii Opportunity Program in Education -- Project Hope -- to support members of Hawaiian, Filipino and other groups whose numbers in our island society are not comparably represented on the campuses of the University of Hawaii. Our state will be the poorer if we neglect the opportunity to involve everyone in the educational mainstream that leads to accomplishment.

"To do this, I request the set-aside of \$7 million a year from tuition fees for the next decade to form a \$100 million endowment for a scholarship and support fund for such students.

"And for the faculty I say, let's send them a strong message of encouragement with immediate action on their pay bill.

"Let's continue our university building program. Let's renovate, innovate and educate. The premier university of the Pacific will bind us and build our tomorrow.

"Today, I propose tax reform on top of tax reform. This Legislature has been the first since statehood to pass meaningful tax relief. You've done it for three years in a row. Let's go for four.

"Our tax relief has taken over 32,000 taxpayers off the rolls since 1986. They paid then, but they don't pay now.

"Our tax relief over the last three years took \$380 million from the state treasury and put it in the wallets of Hawaii taxpayers and Hawaii businesses.

"Our tax relief and tax rebate returned almost half a billion dollars to households and businesses over the last three years.

"Our tax relief means that a typical family of four earning between \$40,000 and \$50,000 today is paying 24 percent less than they would have without tax reform.

"Have we given relief? You bet.

"Should we stop now? No way. Not when batting four for four will help our people.

"This year, we propose \$40 million worth of additional tax relief. We will reduce the top rate from ten to nine percent, reduce the number of brackets from eight to four, increase the standard deduction, and make the food tax credit permanent.

"The total tax relief over four years will be \$520 million to taxpayers and businesses. At the same time, our typical family of four would enjoy a total of nine hundred and two dollars in lower taxes, or a reduction of 39 percent from what they would have paid without relief.

"Traffic Gridlock. Bumper to bumper frustration from Lihue to Kona. Now that's a problem skeptics are saying we will never beat.

"Well, let's prove them wrong. We have already started.

"For example: We have constructed the Hanamaulu-Ahukini cutoff road on Kauai, widened Honoapiilani Highway on Maui and made improvements to the Belt Highway on the Big Island.

"On Oahu, H-3 is rapidly being built after years of stalemate. Just last month a number of us walked through the Koolaus in the new exploratory tunnel joining the windward and leeward sides of the highway. I have no doubt that we will complete construction on target by 1994.

"However, we all know that more needs to be done.

"First, the old formula of using state monies to match limited federal funds is just not sufficient. Federal highway funding programs are being held hostage to the deficit problems created by the national fiscal policies of the 80's.

"It's clear, if our people are going to get relief, we need to take control and not let our highway construction needs be dictated by the ambiguities of federal funding levels. So today, I propose that we speed up state highway construction by transferring \$80 million in general and capital improvement funds to the highway special fund. This will allow us to expedite the Haleiwa Bypass Highway, the Haleakala-Pukalani Highway improvements, the Kalaniana'ole corridor and other needed highway construction.

"Second, we have got to move ahead on rapid transit. Building highways alone is simply not enough. We need transportation alternatives to the automobile.

"In 1987, shortly after taking office, I met with members of the city administration, at their request, to discuss the development of rapid transit on Oahu. Since then, our staff from the Department of Transportation has been working with their city counterparts on this issue.

"Now, my friends, we are at a critical juncture. Either we are going to take the bold steps necessary to make

rapid transit a reality or concede victory to those who say it will never be done.

"It does not take a genius to know that the city will not be able to develop and construct a rapid transit system by itself. They must have our support.

"I know that there are those who will immediately say, but can the city answer all my questions? Fine, hold all the necessary hearings and ask them; but let's face it, there are some points that can only be answered in the process of development and those should not be used as excuses for delay.

"Others are concerned about cost, and rightly so. But we need to come to grips with the fact that there are no inexpensive rapid transit solutions. Furthermore, the city is not, on this occasion, asking for funds. They are asking for the authority to raise funds.

"Shortly, I will submit for your consideration an administration measure, jointly developed with the City and County of Honolulu with input from our neighbor island counties, that gives the counties the authority to impose a 1/2 percent excise tax for a period of ten years. The proposed measure will also provide for further legislative review in the 1991 session.

"On Oahu, the proceeds from the 1/2 percent county excise tax will be used to fund rapid transit development and construction.

"Third, our neighbor island counties have not been immune from the problems of traffic congestion and the 1/2 percent county excise tax may be used to meet their transportation needs as well as provide funds for other infrastructure such as sewage disposal, water development and parks.

"We all value the principle that government must be accountable to the people. Let's put that value into action in new ways.

"I have proposed giving the counties new revenues and new taxing power; because if they are spending the people's money, then they ought to be raising it. Last year I became the first governor in the state's history to propose shifting new taxing authority to the counties. I return with a proposal to give the transient accommodations tax -- all revenue and authority -- to the counties.

"If you think that the issue is just money, you are missing the point. The issue is accountability, as basic as the principle of no taxation without representation. You may believe there is a better source of revenue for this reform, and that is grist for the mill. But don't leave the essential principle behind.

"I also propose a phased-in transfer of the mauka portion of Kakaako to the city. The Legislature wisely established the Hawaii Community Development Authority and designated Kakaako for development. We've done our job. We have successful urban renewal. And we've primed the pump. City tax revenues from the area have increased by \$3 million and will double over the next four years. We should move on to our new priority, the waterfront.

"I suppose the two most commonly asked questions between people are: 'How's the job?' and 'How's the family?'. We must change mindsets in the '90s by asking and answering the questions as one. Because, from the standpoint of workforce alone, the betterment of our families is essential to the success of our businesses. Human service is no more the single domain of

government than economic development is purely a function of the private sector.

"The feeling of family must be more than a matter of bloodline. It extends from the fireplace to the workplace, from the living room to the school room.

"That is the family of Hawaii. And the family of Hawaii controls the future of Hawaii.

"This session we propose the following actions for families:

"First, After-School Care. Let me read part of what Linda Mosher, a Kailua mom with two children at Keolu Elementary School, wrote us:

'Fulltime care has become unaffordable for me now. My only other alternative if I remain working, will be for my children to take the city bus home and remain indoors until my arrival. I consider myself a conscientious, caring mother. The stress and conflict I experience just considering this solution is immense. Children become isolated in their own homes, and parents experience daily anxiety as a result of economic pressures.... The A+ program offers parents and children a realistic solution to a need too long ignored. It believe this program could have a long lasting effect on Hawaii's families, especially for our children.'

"For Linda Mosher, February 5, 1990 will be a big day. With your support, the A+ program will begin. Nearly 19,000 students have applied, and we will serve all 170 public elementary schools.

"It will be the first statewide afterschool program in the nation. The need is real and deep. About 44 percent of our A+ children come from families earning less \$30,000 a year. Nearly 27 percent come from single parent families, most of whom are working women. We will offer a high quality program, which compliments the regular school program, with about 87 percent of the site coordinators being principals or teachers who already come from the schools.

"I thank Senate President Wong and House Speaker Kihano for their strong words of support for A+, as do Lieutenant Governor Cayetano and our child care subcabinet. I ask you to consider A+ with an eye to helping all on a permanent basis.

"Second, for families, we ask for your continued support of the nation's first universal health care access program, which is well on its way to full implementation this spring. We want early treatment when people need it, not expensive catastrophic care when it's too late. Public support for entry to the existing, excellent private health care system is what we seek. It's a matter of human dignity and common sense.

"Third, our families need protection from the menace of substance abuse. No family should have to worry about the threat of a drunken driver when they are taking a Sunday drive, nor have their home invaded by drug-crazed criminals.

"In the last three years we created a statewide narcotics task force to focus on drug interdiction. The attorney general led a law enforcement coalition to improve statewide planning in all law enforcement areas. We've enacted an asset forfeiture law, stiffer penalties for drug production and possession, an anti-drug paraphernalia measure, and drug-free school zones. This session, we will ask you for weapon-free school zones.

"We must also end the carnage on the highways. A car is a vehicle, not a weapon. To keep it that way I ask you to support the law enforcement coalition's call for administrative revocation of the licenses of drunk drivers. The time has come to take control of our own lives by taking the steering wheel out of the hands of those who aren't in control of theirs.

"Substance abuse must be fought on the fronts of enforcement, prevention and treatment. Unfortunately, the President's War on Drugs falls short on funding for prevention and treatment. I recommend we fill the gap with a package for front-line action which gives the highest priorities to mothers and babies, to adolescents, and the training of substance abuse counselors.

"Fourth, I stated two years ago that creating dependence is not a compassionate act. You agreed and created 'Project Success.' Our record is one of creating independence, with welfare caseloads down 13 percent over five years. Those aren't just statistics. Those are over four thousand families who now have real hope, and whose lives are made better. We must continue to help people shape productive lives through the new 'Jobs' program.

"Fifth, in cooperation with Aloha United Way, we are breaking down the informational barriers which prevent families from getting the help they need. Soon, statewide and at no charge, people will be able to get information about human services by simply dialing ASK-2000. This is a true breakthrough in public access.

"Sixth, we are accelerating action for Hawaiian families. That means completing construction of 450 houses on Hawaiian Homesteads over the next 12 months and providing infrastructure for 1,300 new lots over the next three years. It means challenging the federal government to a joint commitment for housing. Thus, it pleases me to announce that for the first time in history, the federal government is granting money, \$1.2 million, to the Department of Hawaiian Homes for infrastructure. (Mahalo to Senator Dan Inouye and our Congressional Delegation.)

"We've got a challenging state and federal agenda ahead. There will be measures dealing with such long-standing issues as the extension of homestead leases beyond 99 years and taxation of Hawaiian Home Lands. On the federal level, the state will pursue eligibility for housing, community development and loan programs, and seek compensation and land for illegal executive orders identified in the Federal/State Task Force report. And I have directed the Attorney General to work out the incomplete business started with the cancellation of executive orders on state land exchanges.

"We also will perpetuate Hawaii's history by expanding the state's Historic Preservation Office from a section to a separate division with new funding.

"Finally, as I have said before, we cannot avoid the tough issue of clarifying how much revenue is due to the Office of Hawaiian Affairs from the ceded land trust. While our negotiations are still in progress, I am optimistic that we will be ready to present a proposal to the Legislature this session.

"There are changes we must make; there are values we will not leave behind.

"One such value is captured in the word kama'aina. As kama'aina, we are all stewards of our land.

"Today I propose the following actions to protect our land:

"First, I propose a tougher environmental emergency response law to protect every living thing from the harm of oil or chemical spills. Parties who cause spills must be held responsible for reporting them and the cost of clean-up.

"Second, I propose tougher curbs on land speculation. To us, land is far more than a trading commodity.

"So I propose a use-it-or-lose-it zoning law. When land is approved for development, it ought to be developed. But too often, vacant land with state land use designation and county zoning sits idle as owners speculate. I say no more waiting for one more turn of the wheel of fortune. The Land Use Commission must be given the power to void a boundary amendment if the owner is simply speculating.

"Similarly, it is also time to start calling a golf course a golf course. Thus, we will submit legislation to remove golf course development as a permitted use on agricultural land.

"Third, we launched a bold land-banking program last session, and I ask you today to renew the investment in our natural and historic legacy with an additional pledge of \$20 million.

"Fourth, there are land which are threatened which we must protect.

"It can be captured in a phrase: Save He'eia. The He'eia wetlands are not only a natural treasure but they define us as a community.

"We are not Oahu without He'eia. It tells us where the windward side meets the north shore and where city become country. Simply viewing it is a blessing. If we lose He'eia today, we lose part of ourselves forever.

"Also, with your support, we will take the seven miles of public and private lands from Mahai'ula to Kua Bay in Kona and protect them as well, as a shoreline wilderness park.

"We won't lose it to development. We will save the seven miles -- for the wildlife, for the generations and forever.

"So here we are, beginning a new decade which will end in a new century. We face the challenges unshackled from rusty mindsets, as partners in a shared destiny.

"In the year 2000, there will be new leaders, reflecting back as they toast the turn of time.

"I hope they will say about us:

"We challenged the status quo, tested the system and won.

"We tackled the hard questions, made the tough decisions and took the heat.

"We strengthened our economy and our families, met the housing crisis and reformed our schools, using not so much the strength of government but the values, talent and energy of the people we represent.

"We didn't fear differences ... not in people nor opinions. We welcomed them and we were better for them. We were many and yet one.

"We buried 'never' every time it got between the people of Hawaii and their aspirations.

"My friends, it is time to end talk of rising to the occasion. This is the occasion. Our decade. Our time. Our turn. Let's go."

Senate President Wong then rose and stated:

"Thank you very much, Governor. Thank you for sharing with us some of your thoughts on what issues confront Hawaii at the beginning of the new decade. In particular, I want to thank you for giving us a status account of your past three years in office which was, with some bias, outstanding.

"On a real, more personal note, Governor, I have been here for a long, long time. To some people maybe too long. I have heard a lot of phrases put in state of the state speeches and I must say I like your evaluation of the past three years. I also like your idea that the job has to be done with all the members of the community, including the City and County of Honolulu as well as the Legislature, working together cooperatively, and for that I commend you.

"If there be no further business, I declare this Joint Session adjourned."

At 11:01 o'clock a.m., the President declared the Joint Session adjourned.

ADJOURNMENT

At 11:05 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., Tuesday, January 23, 1990.