

## SEVENTEENTH DAY

Monday, February 12, 1990

The Senate of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 11:43 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by the Reverend O.W. Efurd, Executive Director, Hawaii Baptist Convention, after which the Roll was called showing all Senators present with the exception of Senators Menor, Nakasato and Solomon who were excused.

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

## MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 125, transmitting a report prepared by the Department of Transportation in response to Section 63, Act 316 (1989), requesting a progress report in support of legislation to initiate a new accounts receivable (A/R) billing system for water transportation (TRN 395), was read by the Clerk and was placed on file.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 43 to 45) were read by the Clerk and were referred to committees:

Senate  
Concurrent  
Resolution

No. 43 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO SUPPORT THE RESEARCH AND EVALUATION OF THE KAMEHAMEHA EARLY EDUCATION PROGRAM (KEEP) FOR LANGUAGE ARTS."

Offered by: Senator Levin.

Referred to: Committee on Education

No. 44 "SENATE CONCURRENT RESOLUTION REQUESTING THE SEVERAL COUNTIES TO ESTABLISH WATER CISTERN ADVISORY COMMITTEES."

Offered by: Senators Levin, Solomon.

Referred to: Committee on Government Operations

No. 45 "SENATE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION TO LIMIT THE NUMBER OF TERMS OF SERVICE IN THE UNITED STATES HOUSE OF REPRESENTATIVES OR THE UNITED STATES SENATE."

Offered by: Senators Blair, Chang, George, Koki, McCartney, McMurdo, Reed, Solomon.

Referred to: Committee on Government Operations

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 40 and 41) were read by the Clerk and were referred to committees:

Senate  
Resolution

No. 40 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO SUPPORT THE RESEARCH AND EVALUATION OF THE KAMEHAMEHA EARLY EDUCATION PROGRAM (KEEP) FOR LANGUAGE ARTS."

Offered by: Senator Levin.

Referred to: Committee on Education

No. 41 "SENATE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION TO LIMIT THE NUMBER OF TERMS OF SERVICE IN THE UNITED STATES HOUSE OF REPRESENTATIVES OR THE UNITED STATES SENATE."

Offered by: Senators Blair, Chang, George, Koki, McCartney, McMurdo, Reed, Solomon.

Referred to: Committee on Government Operations

At 11:48 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:50 o'clock a.m.

## STANDING COMMITTEE REPORTS

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1921) recommending that S.B. No. 2112 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2112, entitled: "A BILL FOR AN ACT RELATING TO USE OF PRISONERS BY THE DEPARTMENT OF HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 14, 1990.

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1922) recommending that S.B. No. 2192, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2192, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXES ON MEDICAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1923) recommending that S.B. No. 2426, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2426, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE METHADONE TREATMENT AND COUNSELING SERVICES FOR ADDICTS OF NARCOTICS ON THE NEIGHBOR ISLANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1924) recommending

that S.B. No. 2822, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2822, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1925) recommending that S.B. No. 1630, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Health.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1630, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS," passed First Reading and was recommitted to the Committee on Health.

Senator Crozier, for the Committee on Housing and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1926) recommending that S.B. No. 3098 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3098, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF BONDS FOR HOUSING PROJECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Crozier, for the Committee on Housing and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1927) recommending that S.B. No. 3505 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3505, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF INNOVATIVE HOUSING TECHNIQUES THAT WOULD RESULT IN THE LOWERING OF HOUSING COSTS FOR HAWAII RESIDENTS WHO WISH TO TAKE ADVANTAGE OF ALTERNATIVE ENERGY DEVICES AND INNOVATIVE HOUSING DESIGN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator McMurdo, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1928) recommending that S.B. No. 1656, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Human Services.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1656, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed First Reading and was recommitted to the Committee on Human Services.

Senator Solomon, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1929) recommending that S.B. No. 2530, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2530, S.D. 1, entitled: "A BILL FOR AN ACT

MAKING AN APPROPRIATION FOR TECHNICIAN TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

At 11:51 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.

### THIRD READING

S.B. No. 3017:

By unanimous consent, action on S.B. No. 3017, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," was deferred until Wednesday, February 14, 1990.

At this time, Senator B. Kobayashi welcomed and introduced Dr. Lynne V. Cheney to the members of the Senate as follows:

"Mr. President, today, we have with us on the floor of the Senate a distinguished representative of our federal government. Dr. Lynne Cheney is chairman of the National Endowment for the Humanities. Dr. Cheney has been chairman since 1968 and directs an independent federal program with a budget of approximately \$157 million to support research, education and public programs in the humanities. Before her confirmation to this post, she taught at various colleges and universities, was a magazine editor, and a widely published author. In addition to her numerous articles she is a co-author with her husband Richard Cheney, the Secretary of Defense, of a history of the U.S. House of Representatives. Her background includes degrees from Colorado College, University of Colorado and a Ph.D. from the University of Wisconsin.

"It is with pleasure that I introduce the chairman of the National Endowment for the Humanities, Dr. Lynne Cheney. Accompanying her is the deputy director of the National Endowment for the Humanities, Dr. Celeste Colgan; the chairman of the Hawaii Committee for the Humanities, George Tanabe; and the executive director of the Hawaii Committee for the Humanities, Annette Lew."

Dr. Cheney rose to be recognized and was presented the Senate certificate of commendation by Senator B. Kobayashi. Senator Crozier presented her with a lei. Dr. Colgan, Mr. Tanabe and Mrs. Lew also rose to be recognized.

The Chair, at this time, invited Dr. Cheney to the rostrum to address the members of the Senate and guests.

Dr. Lynne Cheney addressed the Senate and guests as follows:

"You're very kind. All of you are very kind, given the press of your business, which I know is heavy, to take a few minutes for the humanities, but it is an important few minutes to take. I was joking with Annette Lew and George Tanabe that I spend a lot of my time as chairman of the National Endowment for the Humanities explaining to people what they are. This is somewhat mysterious, sometimes, to people. I know it's mysterious, I got a card not long ago addressed to me at the national endowment for the amenities, and that does reflect some popular confusion. Of course, it also has some truth in it. There's a good deal of pleasure in what we do, pleasure in the study of history and literature and philosophy and foreign languages, opening up other cultures through the study of language.

"You are involved in Hawaii in what I know and what you know to be a crucial effort and that is reforming our schools. And I know that your efforts have been focusing on restructuring education, as well they should, returning control of the schools, for example, to teachers and to parents at the local level. This could not be a more important effort.

"I sometimes think one of the most revealing statistics about American education is one that shows that between 1960 and 1984, while the number of teachers in our schools increased by 57 percent, the number of administrative supervisors in our schools, the number of people, in other words, in administrative headquarters rather than in the classrooms, that number increased by 500 per cent.

"And what you are doing in Hawaii, as are people across the United States ... Chicago is a notable example, is returning control of the schools to the local level. This kind of restructuring could not be more important to your dealing with the structure of education, and I think that in that way lies our best hope for making our schools the kind of schools that our children deserve.

"But let me just ask you, as you pay attention to the structure of education, not to neglect the substance of education, not to neglect what it is that our children study, as well as how it is, the context in which they study it. The content is important too. They need to know math and science and that is so obvious to all of us and I constantly affirm the need to have students come from our schools with the ability to add and subtract and to understand technologically the sophisticated world in which they live. But they need to know literature too. They need to know history. These are the disciplines that lead them to ask questions about virtue and justice. These are the disciplines that help them to understand the nature of their democratic heritage; that help them to understand how it is democracy has flourished, how it is they are nurtured. These subjects are of crucial value too.

"So while you look to the structure of education, while you look to the context of education, I know you will remember as well that the substance of education, the content of education is important, and that the humanities should have a central place in our schools.

"Thank you all very much for making me feel so welcome in Hawaii. We've had lovely weather. One little rainstorm but hardly enough to matter since we've been here. So it's been a great pleasure for me to be in this lovely setting and to meet so many people who are concerned with our schools and working hard to improve them.

"Thank you."

At 11:59 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 o'clock p.m.

#### **RE-REFERRAL OF SENATE BILL**

The Chair re-referred the following Senate bill that was introduced:

Senate Bill                      Referred to:

No. 3431                      Committee on Judiciary, then to the Committee on Ways and Means

Senator George then rose to remark:

"Mr. President, I'm not sure that this is an announcement, I guess it's a point of personal privilege, if I may. My point is that February 12th is an important day. I've always perceived it as an important day. Maybe we tend to forget with the clustering of our holidays but it's a more important day than Valentines Day. This is the birthday of Abraham Lincoln, and I wonder if it would be possible, Mr. President, to adjourn in tribute to the man I perceive as the greatest of the United States presidents."

#### **ADJOURNMENT**

At 12:08 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., Tuesday, February 13, 1990, in tribute to President Abraham Lincoln on his birthday.