EIGHTH DAY

Tuesday, January 28, 1992

The Senate of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:33 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Julia McKenna-Dubin, Ministry for Divine Harmony, after which the Roll was called showing all Senators present with the exception of Senators Chang and Reed who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 105 to 107) were read by the Clerk and were placed on file:

Gov. Msg. No. 105, dated January 7, 1992, transmitting the "Criminal Injuries Compensation Commission Annual Report July 1, 1990 - June 30, 1991," in response to Chapter 351, HRS.

Gov. Msg. No. 106, dated January 21, 1992, transmitting the final report, "A Study Related to the Possible Integration or Cooperative Development of the Offender-Based Transaction Statistics/Computerized Criminal History System and the Juvenile Justice Information System," prepared by SEARCH, and the "Juvenile Justice Information Committee Summary and Response," prepared for the Department of the Attorney General in response to Act 296, Section 126, SLH 1991.

Gov. Msg. No. 107, dated January 22, 1992, transmitting a report prepared by the Department of the Attorney General in response to H.C.R. No. 340 (1991), requesting a study of innovative programs implemented in other states to collect delinquent child support payments.

ORDER OF THE DAY

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Friday, January 24, 1992:

Senate Referred to: Concurrent Resolution

No. 19 Committee on Education

No. 20 Committee on Transportation and Intergovernmental Relations

No. 21 Committee on Judiciary

No. 22 Committee on Transportation and Intergovernmental Relations

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, January 24, 1992:

Senate Referred to: Resolution No. 17 Committee on Education

No. 18 Committee on Transportation and Intergovernmental Relations

No. 19 Committee on Judiciary

No. 20 Committee on Transportation and Intergovernmental Relations

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Thursday, January 23, 1992 and Friday, January 24, 1992:

Senate Bill Referred to:

No. 2753 Committee on Judiciary, then to the Committee on Ways and Means

No. 2754 Committee on Judiciary

No. 2755 Committee on Health and Human Services

No. 2756 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2757 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 2758 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways and Means

No. 2759 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2760 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2761 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2762 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2763 Committee on Health and Human Services

No. 2764 Committee on Consumer Protection and Business Regulation

No. 2765 Committee on Judiciary

No. 2766 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means

No. 2767 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means

No. 2768 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 2769 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means

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No. 2770 and Business Regul	Committee lation	on Consumer	Protection	No. 2798 Jointly to the Committee on Education and the Committee on Judiciary
No. 2771 and Business Regul		on Consumer	Protection	No. 2799 Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee
No. 2772 and Business Regul		on Consumer	Protection	on Ways and Means No. 2800 Jointly to the Committee on Education
No. 2773 and Business Regul		on Consumer	Protection	and the Committee on Judiciary No. 2801 Committee on Employment and Public
No. 2774 and Business Regul		on Consumer	Protection	Institutions, then to the Committee on Ways and Means No. 2802 Committee on Judiciary, then to the
No. 2775 and Business Regul	Committee	on Consumer	Protection	Committee on Ways and Means No. 2803 Committee on Judiciary, then to the
No. 2776	Committee o	n Judiciary		Committee on Ways and Means
No. 2777 and Business Regul	Committee	on Consumer	Protection	No. 2804 Committee on Judiciary, then to the Committee on Ways and Means
No. 2778		on Consumer	Protection	No. 2805 Committee on Judiciary
and Business Regul		on consumer	roccion	No. 2806 Committee on Judiciary
No. 2779 and Business Regul		on Consumer	Protection	No. 2807 Committee on Judiciary, then to the Committee on Ways and Means
No. 2780 and Business Regul		on Consumer	Protection	No. 2808 Committee on Judiciary, then to the Committee on Ways and Means
No. 2781 and Business Regul		on Consumer	Protection	No. 2809 Committee on Judiciary, then to the Committee on Ways and Means
No. 2782 and Business Regul		on Consumer	Protection	No. 2810 Jointly to the Committee on Judiciary and the Committee on Employment and Public
No. 2783 Water Use Manage and Means		on Planning, o the Committe		Institutions, then to the Committee on Ways and Means No. 2811 Jointly to the Committee on Judiciary and the Committee on Employment and Public Institutions then to the Committee Ways and Means.
No. 2784 and Business Regul		on Consumer	Protection	Institutions, then to the Committee on Ways and Means No. 2812 Committee on Employment and Public
No. 2785	Committee o	n Judiciary		Institutions, then to the Committee on Ways and Means
No. 2786	Committee of	n Judiciary		No. 2813 Committee on Employment and Public Institutions
No. 2787	Committee of	n Judiciary		No. 2814 Committee on Employment and Public
No. 2788	Committee o	n Education		Institutions
No. 2789 Committee on Ways		on Education, 1	then to the	No. 2815 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 2790 and the Committee	Jointly to the	e Committee on ent and Public	Education Institutions	No. 2816 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means
No. 2791 and the Committee		e Committee on ent and Public		No. 2817 Committee on Judiciary, then to the Committee on Ways and Means
No. 2792	Committee or	n Education		No. 2818 Committee on Agriculture and Environmental Protection, then to the Committee on Ways
No. 2793	Committee or	n Education		and Means
No. 2794	Committee or	n Education		No. 2819 Committee on Ways and Means
No. 2795	Committee or	n Education		No. 2820 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 2796	Committee or	n Education		No. 2821 Committee on Planning, Land and
No. 2797 Committee on Ways	Committee os and Means	n Education, t	hen to the	Water Use Management, then to the Committee on Ways and Means

Programs, then to the Committee on Ways and Means

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No. 2822 Committee on Employment and Public Institutions, then to the Committee on Judiciary	No. 2846 Committee on Tourism and Recreation, then to the Committee on Ways and Means
No. 2823 Committee on Transportation and Intergovernmental Relations	No. 2847 Committee on Planning, Land and Water Use Management, then to the Committee on Ways
No. 2824 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means	No. 2848 Committee on Planning, Land and Water Use Management, then to the Committee on Ways
No. 2825 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means	and Means No. 2849 Committee on Planning, Land and
No. 2826 Committee on Housing and Hawaiian Programs	Water Use Management, then to the Committee on Ways and Means
No. 2827 Committee on Health and Human Services, then to the Committee on Ways and Means	No. 2850 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means
No. 2828 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means	No. 2851 Committee on Health and Human Services, then to the Committee on Ways and Means
No. 2829 Committee on Transportation and	No. 2852 Jointly to the Committee on Education and the Committee on Judiciary
Intergovernmental Relations, then to the Committee on Ways and Means	No. 2853 Committee on Employment and Public Institutions
No. 2830 Committee on Tourism and Recreation, then to the Committee on Ways and Means	No. 2854 Committee on Transportation and Intergovernmental Relations, then to the Committee on
No. 2831 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means	Ways and Means No. 2855 Jointly to the Committee on Housing
No. 2832 Committee on Judiciary, then to the Committee on Ways and Means	and Hawaiian Programs and the Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means
No. 2833 Committee on Judiciary	No. 2856 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means
No. 2834 Committee on Judiciary, then to the Committee on Ways and Means	No. 2857 Committee on Housing and Hawaiian Programs
No. 2835 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2858 Committee on Housing and Hawaiian Programs
No. 2836 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2859 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means
No. 2837 Committee on Transportation and Intergovernmental Relations	No. 2860 Committee on Ways and Means
No. 2838 Committee on Judiciary	No. 2861 Committee on Housing and Hawaiian Programs
No. 2839 Committee on Judiciary	No. 2862 Committee on Housing and Hawaiian
No. 2840 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means	Programs No. 2863 Committee on Housing and Hawaiian
No. 2841 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means	Programs No. 2864 Committee on Health and Human Services, then to the Committee on Ways and Means
No. 2842 Committee on Transportation and Intergovernmental Relations, then to the Committee on	No. 2865 Committee on Ways and Means
Ways and Means No. 2843 Committee on Transportation and	No. 2866 Jointly to the Committee on Housing and Hawaiian Programs and the Committee on Planning, Land and Water Use Management
Intergovernmental Relations	No. 2867 Committee on Housing and Hawaiian
No. 2844 Committee on Agriculture and Environmental Protection, then to the Committee on Judiciary	No. 2868 Committee on Housing and Hawaiian Programs then to the Committee on Ways and Means

No. 2845

Committee on Ways and Means

Institutions

No. 2893

Committee on Judiciary

No. 2894 Committee on Employment and Public Institutions, then to the Committee on Ways and Means

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No. 2869 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means	No. 2895 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 2870 Committee on Science, Technology and Economic Development, then to the Committee on	No. 2896 Committee on Judiciary
Ways and Means	No. 2897 Committee on Judiciary
No. 2871 Committee on Transportation and Intergovernmental Relations	No. 2898 Committee on Judiciary
No. 2872 Committee on Ways and Means	No. 2899 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 2873 Committee on Science, Technology and Economic Development	No. 2900 Committee on Employment and Public Institutions
No. 2874 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2901 Committee on Employment and Public Institutions
No. 2875 Committee on Planning, Land and Water Use Management	No. 2902 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 2876 Committee on Planning, Land and Water Use Management	No. 2903 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 2877 Committee on Science, Technology and Economic Development	No. 2904 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 2878 Committee on Planning, Land and Water Use Management	No. 2905 Committee on Employment and Public Institutions
No. 2879 Committee on Planning, Land and Water Use Management	No. 2906 Committee on Ways and Means
No. 2880 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means	No. 2907 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means
No. 2881 Committee on Science, Technology and Economic Development, then to the Committee on	No. 2908 Committee on Ways and Means
Ways and Means	No. 2909 Committee on Ways and Means
No. 2882 Committee on Tourism and Recreation	No. 2910 Committee on Ways and Means
No. 2883 Committee on Judiciary	No. 2911 Committee on Ways and Means
No. 2884 Committee on Health and Human Services, then to the Committee on Ways and Means	No. 2912 Committee on Ways and Means
No. 2885 Committee on Housing and Hawaiian	No. 2913 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means
Programs	No. 2914 Committee on Ways and Means
No. 2886 Committee on Health and Human Services, then to the Committee on Ways and Means	No. 2915 Committee on Ways and Means
No. 2887 Committee on Health and Human Services, then to the Committee on Ways and Means	No. 2916 Committee on Ways and Means
No. 2888 Committee on Health and Human Services, then to the Committee on Ways and Means	No. 2917 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means
No. 2889 Committee on Health and Human Services, then to the Committee on Ways and Means	No. 2918 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means
No. 2890 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means	No. 2919 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways and Means
No. 2891 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2920 Committee on Transportation and Intergovernmental Relations, then to the Committee on Work and Magnet
No. 2892 Committee on Employment and Public Institutions	Ways and Means

No. 2921 Committee on Planning, Land and Water Use Management, then to the Committee on Ways

and Means

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No. 2922 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways	No. 2946 Committee on Education, then to the Committee on Ways and Means
No. 2923 Committee on Employment and Public	No. 2947 Committee on Health and Human Services, then to the Committee on Ways and Means
No. 2924 Committee on Employment and Public	No. 2948 Committee on Education, then to the Committee on Ways and Means
Institutions, then to the Committee on Ways and Means No. 2925 Committee on Employment and Public	No. 2949 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways
Institutions No. 2926 Committee on Employment and Public	and Means No. 2950 Committee on Education, then to the
Institutions, then to the Committee on Ways and Means	Committee on Ways and Means
No. 2927 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2951 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means
No. 2928 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2952 Committee on Education, then to the Committee on Ways and Means
No. 2929 Jointly to the Committee on Education and the Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2953 Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Consumer Protection and Business Regulation, then to the
No. 2930 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	Committee on Ways and Means No. 2954 Committee on Employment and Public
No. 2931 Committee on Employment and Public Institutions	Institutions
No. 2932 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2955 Committee on Education, then to the Committee on Ways and Means
No. 2933 Committee on Employment and Public Institutions, then to the Committee on Ways and Means	No. 2956 Committee on Employment and Public Institutions
No. 2934 Committee on Employment and Public Institutions, then to the Committee on Legislative	No. 2957 Committee on Health and Human Services, then to the Committee on Ways and Means
Management No. 2935 Committee on Housing and Hawaiian	No. 2958 Committee on Agriculture and Environmental Protection
Programs	No. 2959 Committee on Agriculture and Environmental Protection, then to the Committee on Ways
No. 2936 Committee on Consumer Protection and Business Regulation	No. 2960 Committee on Education, then to the
No. 2937 Committee on Health and Human Services, then to the Committee on Ways and Means	Committee on Ways and Means No. 2961 Committee on Education, then to the
No. 2938 Committee on Education, then to the Committee on Ways and Means	Committee on Judiciary
No. 2939 Committee on Science, Technology and Economic Development, then to the Committee on	No. 2962 Committee on Judiciary No. 2963 Committee on Judiciary
Ways and Means No. 2940 Committee on Employment and Public	No. 2964 Committee on Education, then to the Committee on Ways and Means
Institutions No. 2941 Committee on Employment and Public	No. 2965 Committee on Education, then to the Committee on Ways and Means:
Institutions No. 2942 Committee on Employment and Public	No. 2966 Committee on Education, then to the Committee on Ways and Means
Institutions No. 2943 Committee on Housing and Hawaiian	No. 2967 Committee on Education, then to the Committee on Ways and Means
Programs	No. 2968 Committee on Education, then to the
No. 2944 Committee on Housing and Hawaiian Programs	No. 2969 ' Committee on Education, then to the
No. 2945 Committee on Employment and Public Institutions	Committee on Ways and Means

No. 2945 Institutions No. 2970 Committee on Education, then to the Committee on Ways and Means

No. 2971 Committee on Education, then to the Committee on Ways and Means

No. 2972 Committee on Education, then to the Committee on Ways and Means

No. 2973 Committee on Education, then to the Committee on Ways and Means

No. 2974 Committee on Education, then to the Committee on Ways and Means

No. 2975 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2976 Committee on Education, then to the Committee on Ways and Means

No. 2977 Committee on Transportation and Intergovernmental Relations, then to the Committee on Judiciary

No. 2978 Committee on Planning, Land and Water Use Management

No. 2979 Committee on Judiciary

No. 2980 Committee on Culture, Arts and Historic Preservation, then to the Committee on Ways and Means

No. 2981 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 2982 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 2983 Committee on Transportation and Intergovernmental Relations

No. 2984 Committee on Education, then to the Committee on Ways and Means

No. 2985 Committee on Education, then to the Committee on Ways and Means

No. 2986 Committee on Education, then to the Committee on Ways and Means

No. 2987 Committee on Education, then to the Committee on Ways and Means

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No. 2989 Committee on Education, then to the Committee on Ways and Means

No. 2990 Committee on Education, then to the Committee on Ways and Means

No. 2991 Committee on Education, then to the Committee on Ways and Means

No. 2992 Committee on Education, then to the Committee on Ways and Means

No. 2993 Committee on Employment and Public Institutions, then to the Committee on Ways and Means

No. 2994 Committee on Education, then to the Committee on Ways and Means

No. 2995 Committee on Education, then to the Committee on Ways and Means

No. 2996 Committee on Education, then to the Committee on Ways and Means

No. 2997 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 2998 Committee on Education, then to the Committee on Ways and Means

No. 2999 Committee on Education, then to the Committee on Ways and Means

No. 3000 Committee on Education, then to the Committee on Ways and Means

No. 3001 Committee on Education, then to the Committee on Ways and Means

No. 3002 Committee on Education, then to the Committee on Ways and Means

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No. 3006 Committee on Education, then to the Committee on Ways and Means

No. 3007 Committee on Education, then to the Committee on Ways and Means

No. 3008 Committee on Education, then to the Committee on Ways and Means

No. 3009 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 3010 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 3011 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 3012 Committee on Employment and Public Institutions, then to the Committee on Ways and Means

No. 3013 Committee on Employment and Public Institutions, then to the Committee on Ways and Means

No. 3014 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 3015 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 3016 Committee on Consumer Protection and Business Regulation

No. 3017 Committee on Education, then to the Committee on Ways and Means

No. 3018 Committee on Education

No. 3019 Committee on Transportation and Intergovernmental Relations, then to the Committee on Judiciary

No. 3020 Committee on Education, then to the Committee on Ways and Means

No. 3021 Committee on Education, then to the Committee on Ways and Means

No. 3022 Committee on Education, then to the Committee on Ways and Means

No. 3023 Committee on Education, then to the Committee on Ways and Means

No. 3024 Committee on Education, then to the Committee on Ways and Means

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No. 3026 Committee on Education, then to the Committee on Ways and Means

No. 3027 Committee on Education, then to the Committee on Ways and Means

No. 3028 Committee on Education, then to the Committee on Ways and Means

No. 3029 Committee on Education, then to the Committee on Ways and Means

No. 3030 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 3031 Committee on Education, then to the Committee on Ways and Means

No. 3032 Committee on Employment and Public Institutions

No. 3033 Committee on Education, then to the Committee on Judiciary

No. 3034 Committee on Employment and Public Institutions

No. 3035 Committee on Education, then to the Committee on Ways and Means

No. 3036 Committee on Education, then to the Committee on Ways and Means

No. 3037 Committee on Employment and Public Institutions, then to the Committee on Ways and Means

No. 3038 Committee on Education, then to the Committee on Ways and Means

No. 3039 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 3040 Committee on Employment and Public Institutions

No. 3041 Committee on Education, then to the Committee on Ways and Means

No. 3042 Committee on Education, then to the Committee on Ways and Means

No. 3043 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 3044 Committee on Transportation and Intergovernmental Relations

No. 3045 Committee on Consumer Protection and Business Regulation

No. 3046 Committee on Education, then to the Committee on Ways and Means

No. 3047 Committee on Employment and Public Institutions

No. 3048 Committee on Consumer Protection and Business Regulation

No. 3049 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 3050 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 3051 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 3052 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means

No. 3053 Committee on Consumer Protection and Business Regulation

No. 3054 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 3055 Committee on Health and Human Services, then to the Committee on Judiciary

No. 3056 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 3057 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 3058 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 3059 Committee on Ways and Means

No. 3060 Committee on Planning, Land and Water Use Management

No. 3061 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means

No. 3062 Committee on Tourism and Recreation

No. 3063 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 3064 Committee on Science, Technology and Economic Development

No. 3065 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 3066 Committee on Education, then to the Committee on Ways and Means

No. 3067 Water Use Manage	Committee on Planning, Land and ement, then to the Committee on Ways	No. 3093 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
and Means	elient, then to the committee on ways	No. 3094 Committee on Judiciary, then to the
No. 3068 Programs	Committee on Housing and Hawaiian	Committee on Ways and Means
No. 3069 Intergovernmental	Committee on Transportation and Relations	No. 3095 Committee on Agriculture and Environmental Protection, then to the Committee on Judiciary
No. 3070 Committee on Way	Committee on Education, then to the ye and Means	No. 3096 Jointly to the Committee on Transportation and Intergovernmental Relations and the Committee on Judiciary, then to the Committee on Ways
No. 3071 Programs, then to	Committee on Housing and Hawaiian the Committee on Ways and Means	and Means
No. 3072 Programs	Committee on Housing and Hawaiian	No. 3097 Committee on Employment and Public Institutions
No. 3073 and Business Regu	Committee on Consumer Protection	No. 3098 Committee on Housing and Hawaiian Programs
No. 3074	Committee on Ways and Means	No. 3099 Committee on Agriculture and Environmental Protection
No. 3075	Committee on Ways and Means	No. 3100 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways
No. 3076	Committee on Ways and Means	and Means
No. 3077	Committee on Ways and Means	No. 3101 Committee on Judiciary, then to the Committee on Ways and Means
No. 3078	Committee on Ways and Means	No. 3102 Committee on Consumer Protection
No. 3079 Institutions	Committee on Employment and Public	and Business Regulation
No. 3080 Institutions	Committee on Employment and Public	No. 3103 Committee on Consumer Protection and Business Regulation
		No. 3104 Committee on Judiciary
No. 3081	Committee on Employment and Public	·
No. 3081 Institutions	Committee on Employment and Public	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways
Institutions No. 3082	Committee on Employment and Public Committee on Tourism and on the Committee on Ways and Means	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means
Institutions No. 3082	Committee on Tourism and on the Committee on Ways and Means Committee on Consumer Protection	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways
Institutions No. 3082 Recreation, then to No. 3083 and Business Regularity No. 3084 Historic Preservat	Committee on Tourism and on the Committee on Ways and Means Committee on Consumer Protection	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3106 Committee on Agriculture and Environmental Protection, then to the Committee on Ways
Institutions No. 3082 Recreation, then t No. 3083 and Business Regulation No. 3084	Committee on Tourism and to the Committee on Ways and Means Committee on Consumer Protection plation Committee on Culture, Arts and	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3106 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3107 Committee on Employment and Public Institutions, then to the Committee on Judiciary No. 3108 Committee on Agriculture and Environmental Protection, then to the Committee on Ways
Institutions No. 3082 Recreation, then to No. 3083 and Business Regro No. 3084 Historic Preservat Means	Committee on Tourism and to the Committee on Ways and Means Committee on Consumer Protection plation Committee on Culture, Arts and ion, then to the Committee on Ways and Committee on Ways and Means Committee on Education, then to the	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3106 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3107 Committee on Employment and Public Institutions, then to the Committee on Judiciary No. 3108 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3109 Committee on Consumer Protection
Institutions No. 3082 Recreation, then to No. 3083 and Business Regularies No. 3084 Historic Preservat Means No. 3085 No. 3086	Committee on Tourism and of the Committee on Ways and Means Committee on Consumer Protection plation Committee on Culture, Arts and ion, then to the Committee on Ways and Committee on Ways and Means Committee on Education, then to the ys and Means Committee on Education, then to the	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3106 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3107 Committee on Employment and Public Institutions, then to the Committee on Judiciary No. 3108 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3109 Committee on Consumer Protection and Business Regulation No. 3110 Committee on Health and Human
Institutions No. 3082 Recreation, then to the second seco	Committee on Tourism and of the Committee on Ways and Means Committee on Consumer Protection plation Committee on Culture, Arts and ion, then to the Committee on Ways and Committee on Ways and Means Committee on Education, then to the ys and Means Committee on Education, then to the	No. 3105 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3106 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3107 Committee on Employment and Public Institutions, then to the Committee on Judiciary No. 3108 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means No. 3109 Committee on Consumer Protection and Business Regulation No. 3110 Committee on Health and Human Services No. 3111 Committee on Planning, Land and
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No. 3201 Committee on Consumer Protection and Business Regulation

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No. 3204 Committee on Judiciary

No. 3205 Committee on Judiciary

No. 3206 Committee on Employment and Public Institutions, then to the Committee on Judiciary

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Committee on Health and Human No. 3209 Services, then to the Committee on Ways and Means

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Committee on Health and Human No. 3211 Services, then to the Committee on Ways and Means

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No. 3214 Committee on Culture, Arts and	No. 3239 Committee on Employment and Public Institutions
Historic Preservation, then to the Committee on Ways and Means	No. 3240 Committee on Employment and Public Institutions
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Historic Preservation, then to the Committee on Ways and Means	No. 3242 Committee on Employment and Public Institutions
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and Business Regulation	No. 3246 Committee on Housing and Hawaiian Programs
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No. 3232 Committee on Consumer Protection and Business Regulation	No. 3259 Committee on Tourism and Recreation
No. 3233 Committee on Consumer Protection and Business Regulation	No. 3260 Committee on Transportation and Intergovernmental Relations
No. 3234 Committee on Consumer Protection and Business Regulation	No. 3261 Committee on Transportation and Intergovernmental Relations
No. 3235 Committee on Consumer Protection and Business Regulation	No. 3262 Committee on Transportation and Intergovernmental Relations
No. 3236 Committee on Education	No. 3263 Committee on Ways and Means
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Programs

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No. 3288 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways

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No. 3265 Committee on Ways and Means	No. 3289 Committee on Consumer Protection and Business Regulation
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No. 3275 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways and Means	No. 3297 Committee on Health and Human Services
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No. 3277 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways and Means	No. 3299 Jointly to the Committee on Health and Human Services and the Committee on Housing and Hawaiian Programs
No. 3278 Committee on Consumer Protection and Business Regulation, then to the Committee on Ways	No. 3300 Committee on Health and Human Services, then to the Committee on Ways and Means
and Means	No. 3301 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
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Judiciary

No. 3311 Committee on Planning, Land and Water Use Management, then to the Committee on

No. 3313 Committee on Employment and Public Institutions, then to the Committee on Ways and Means

No. 3314 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means

No. 3315 Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means

No. 3316 Committee on Agriculture and Environmental Protection

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No. 3318 Committee on Culture, Arts and Historic Preservation, then to the Committee on Ways and Means

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No. 3320 Committee on Education, then to the Committee on Ways and Means

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No. 3358 Committee on Judiciary, then to the Committee on Ways and Means

No. 3359 Committee on Consumer Protection and Business Regulation

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No. 3362 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 3363 Committee on Consumer Protection and Business Regulation, then to the Committee on Judiciary

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No. 3390 Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means

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No. 3392 Committee on Health and Human Services, then to the Committee on Judiciary

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No. 3395 Committee on Education, then to the Committee on Ways and Means

No. 3396 Committee on Education

No. 3397 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 3398 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means

No. 3399 Committee on Ways and Means

No. 3400 Committee on Culture, Arts and Historic Preservation, then to the Committee on Ways and Means

No. 3401 Committee on Consumer Protection and Business Regulation

No. 3402 Committee on Culture, Arts and Historic Preservation, then to the Committee on Ways and Means

No. 3403 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means

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No. 3405 Committee on Science, Technology and Economic Development, then to the Committee on Judiciary

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No. 3409 Committee on Judiciary, then to the Committee on Ways and Means	No. 3431 Committee on Judiciary, then to the Committee on Ways and Means
No. 3410 Committee on Science, Technology and Economic Development, then to the Committee on	No. 3432 Committee on Education
Ways and Means	No. 3433 Committee on Judiciary
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No. 3412 Committee on Transportation and Intergovernmental Relations, then to the Committee on Ways and Means	Historic Preservation, then to the Committee on Ways and Means
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Services, then to the Committee on Ways and Means	No. 3437 Committee on Judiciary
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and Economic Development, then to the Committee on Ways and Means	No. 3438 Committee on Planning, Land and Water Use Management
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Ways and Means	No. 3443 Committee on Tourism and Recreation, then to the Committee on Ways and Means
No. 3418 Committee on Health and Human Services	No. 3444 Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means
No. 3419 Committee on Agriculture and Environmental Protection	No. 3445 Committee on Culture, Arts and
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No. 3421 Committee on Housing and Hawaiian	No. 3446 Committee on Employment and Public Institutions, then to the Committee on Judiciary
Programs, then to the Committee on Ways and Means	No. 3447 Committee on Judiciary
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No. 3426 Jointly to the Committee on Education and the Committee on Housing and Hawaiian Programs, then to the Committee on Ways and Means	No. 3453 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
No. 3427 Committee on Education, then to the Committee on Ways and Means	No. 3454 Committee on Judiciary, then to the Committee on Ways and Means

Programs, then to the Committee on Ways and Means
No. 3430
Committee on Judiciary

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Committee on Consumer Protection and Business Regulation

No. 3455

Ways and Means

Committee on Culture, Arts and

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Historic Preservation, then to the Committee on Ways and

No. 3428

No. 3429

Means

Committee on Judiciary

No. 3456 Committee on Transportation and Intergovernmental Relations, then to the Committee on

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No. 3458 Committee on Consumer Protection and Business Regulation
No. 3459 Committee on Consumer Protection and Business Regulation
No. 3460 Committee on Employment and Public Institutions
No. 3461 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
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No. 3463 Committee on Judiciary
No. 3464 Committee on Ways and Means
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No. 3483 Committee on Employment and Public Institutions, then to the Committee on Ways and Means
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No. 3485 Committee on Employment and Public Institutions, then to the Committee on Ways and Means

No. 3486 Committee on Housing and Hawaiian Programs, then to the Committee on Judiciary

Senator Matsuura then rose to speak on a point of personal privilege as follows:

"Mr. President, last week I mentioned about a newspaper article that was directed toward Senate Bill 2357. Now, this past Sunday there is an editorial, a large editorial, perhaps the largest editorial I've seen in the Hilo Tribune - Herald. I want to read the editorial into the Senate Journal because I'm not going to correct any of their incorrect statements. I hope that all the people of Hawaii will read the Senate Journal. Let me read it so you will understand what I'm trying to address in S.B. 2357. The article reads:

'Blatant attempt to cow isle press

'Barely a month ago, this country celebrated the bicentennial of the Bill of Rights. Already, the First Amendment to the Constitution has come under attack in Hawaii from a legislative bill introduced by Big Island State Sen. Richard Matsuura.

'Not that the First Amendment has never been challenged before over what, perhaps, are very valid issues. It has, and it's stood the test of time. But Matsuura's proposal reflects more of personal frivolity, or vendetta, than a philosophical or jurisprudential difference with the Bill of Rights.

'Under the guise of seeking corrections in the newspapers or the broadcast media, the bill actually would give politicians the right to dictate what to print in the papers or what to broadcast on radio and television. So far, only Deng Xiaoping, Fidel Castro and a few other dictators have such a right.

'If the bill becomes law, the newspapers, for example, would have to print a corrected statement from a politician without changes -- unless the changes are approved by the public official. The printing would have to be in the same place in the newspaper but in twice the space of the original statement. Inexplicably, the bill would apply to editorials and letters to the editor in which opinions are expressed. Under the protection of the First Amendment, Matsuura's bill would be unconstitutional.

'As the Honolulu-based media law attorney, Jeffrey Portnoy, succinctly summarized, the bill is an arrogant "attempt in legislative form to intimidate the media about writing a story about public officials." Undoubtedly it would have a chilling effect on stories about government affairs because any sources intimidated to recant statements could force the newspapers to print a correction.

'As the senator ought to know, it is the general practice of all mainstream newspapers in the United States to print corrections of factual errors. As a matter of policy, the Tribune-Herald publishes corrections of errors in fact that have been printed in the newspaper and will make the corrections as soon as possible after the error is brought to the attention of the editor. We have printed most corrections in a specific space on Page 2. Some have been printed in other pages, including the front page. This correction policy is working out well.

'Matsuura has explained that the bill was prompted by an incident in which he could not get a satisfactory correction printed in a Honolulu newspaper about a "totally false" story relating him to a land-use deal. (I don't know what he's talking about. I don't have a land-use deal.) But he also said he declined to accept an offer from the newspaper that he write a letter to the editor to explain his position because he did not want to appear to be complaining.

'Now he seems to have a change of heart and is making a big fuss through a legislative measure.

'It is not only unconstitutional in trying to tell the press what to print, it also is a repugnant, self-serving attempt to exert interference in the operation of a private business by requiring a newspaper to print the corrections in certain size and position. In short, it's a blatant attempt to cow the press in Hawaii.

'It would be a waste of precious time for the rest of the lawmakers to consider this frivolous measure. The quick way to deal with it is to chuck it.

'Matsuura would serve the interests of his constituents better by applying his talents to solving real problems such as housing, energy and financial aid to the counties than by attempting to rectify his personal problems by using his power as a legislator.'

"Mr. President, this bill has not been scheduled for a hearing yet. I told the Hawaii Tribune - Herald editor that for a bill to become law is very difficult. Very few bills actually make it to the end unamended. This bill, I'm sure, will be amended in the final form. The amendment could be that both parties would have to agree as to what is printed in the papers or the space may be the same. I don't know what amendments will be made.

"I want to clarify my position for the record. I'm not angry with the news media. I'm <u>really</u> not angry with the news media. They are some of my favorite people.

"I believe in the First Amendment! I'm totally for it! However, I don't like to be associated with Deng Xiaoping and Fidel Castro. I've never said that S.B. 2357 will apply to the letters to the editor. That is ridiculous! I'm not arrogant! I'm not the kind of person who intimidates. Believe me, I don't have a land-use deal! I don't have a land-use deal! I don't have a change of heart. My stand is still the same. I'm not trying to rectify a personal problem and God knows I work hard and I try to do my best as a State Senator. Thank you very much."

Senator Koki also rose to speak on a point of personal privilege and stated:

"Mr. President, I have opposed using electronic voting machines during our election process. I have already cited numerous problems that I won't go into. To give a little background, I called several companies that produced voting equipment and materials to learn about the pros and cons of electronic voting machines. One of them was Sequoia Pacific. They sold us our present system and they also build and sell electronic voting machines. They were adamant that our present system was the best system for us. Our hardware needed upgrading if we wanted to get our results faster and that could be done for under \$500,000. Sequoia Pacific said they would love to sell us \$10 million worth of electronic voting machines but went on to list many reasons why we should simply upgrade our present system.

"Sequoia Pacific was not pursued to put in a bid to convert us to an electronic voting system. The Lt. Governor's office claimed Sequoia Pacific was biased because they supplied the ballots for our election and had an interest in not seeing an electronic voting system installed in Hawaii. Sequoia Pacific was not the only election firm to advise against an electronic system for Hawaii.

"Despite the multitude of reasons why an electronic system was not best for Hawaii, the Lt. Governor's office got approval from the Legislature to go ahead. Shouptronics was selected as the vendor. I checked on Shouptronics and informed the Senate and the Lt. Governor's office that Shouptronics was not substantial enough for us to commit ourselves for the next ten to twenty years. If they were to go out of business the integrity of our entire system would be in jeopardy. Despite this information, Shouptronics was the vendor the Lt. Governor worked with to convert our election system. Apparently, during the implementation stage, the Lt. Governor's office determined that Shouptronics was not qualified and sought another vendor. Sequoia Pacific was that vendor. The new RFP was designed in a way that Sequoia Pacific's electronic machine has the inside track. The very firm that insisted that the electronic voting machine was not for us.

"Shouptronics, obviously very disappointed, has charged that the new RFP contains flaws that contradicts FEC standards. I spoke to a Shouptronics official last week and he told me that the state is requiring information that could be used by the election administrator to alter the results of the election. I requested that he give me the details, in laymen's language, the portion of the RFP that contradicted FEC standards and how this then could be used to alter the results of the election.

"The official says that we are a unique state where the election observer and the administrator of the election are the same body. I am not accusing the Lt. Governor's office of any deliberate wrongdoing. But the way our electronic system is run, the potential of irregularity and fraud is apparent to all. We need to take steps to separate the observer and the administrator. Thank you."

The Chair then made the following observation:

"Members of the Senate, all senate bills have been printed, distributed to members, and were made available to the general public yesterday. Referrals, attached to today's order of the day, are complete. The last senate bill introduced was Senate Bill No. 3486."

Senator Blair then rose on a point of personal privilege and stated:

"On a point of personal privilege, Mr. President, I wish to extend, on behalf of all of the members, our thanks to your staff for their hard work in completing the referral sheets so quickly and the Print Shop staff for completing the printing so expeditiously. Thank you."

ADJOURNMENT

At 11:53 o'clock a.m., on motion by Senator Solomon, seconded by Senator George and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, January 29, 1992.