

TWENTIETH DAY

Thursday, February 13, 1992

The Senate of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:35 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Lieutenant Carol Psaute, The Salvation Army, after which the Roll was called showing all Senators present with the exception of Senators Nakasato and Wong who were excused.

The Chair announced that he had read and approved the Journal of the Nineteenth Day.

The following introductions were then made to the members of the Senate:

Senator Hagino introduced Mr. Newton Sue, former Acting Auditor, Office of the Auditor, as follows:

"Mr. President and members of the Senate, it is difficult to speak the praises of someone whose expertise in verbal communication has long been acknowledged. However, despite any limitations on my part, I am sure that our honoree, Newton Sue, will not hold it against me if I am less articulate than he is.

"Newton was born and raised in Hilo; graduating from Hilo High School and going on to the University of Hawaii. As a student, he wrote for the 'Hilo Tribune-Herald' and 'Ka Leo O Hawaii,' the University of Hawaii newspaper. He received his bachelor's degree in political science from the University of Minnesota. He served in the United States Army from 1954 to 1957 during the Korean War.

"During the early 1960s, he worked in Los Angeles for the Department of Defense in industrial security. At the urging of former Big Island State Senator Stanley Hara, Newton returned to the islands to work as the senator's administrative assistant where he gained valuable insight into the Legislature and legislators, which made his association with them so effective.

"Having been with the Office of the Auditor for 24-1/2 years, Newton retired in December of 1991. He has won much respect for his contributions to that office, serving as analyst, section administrator, assistant auditor, deputy auditor and, for the last three years, as acting auditor.

"In 1950 the Constitutional Convention set up the Office of the Auditor. The first auditor was approved in 1965. Newton joined the office in 1967 and as an analyst worked on early audits that set the tone of that fledgling office. As a supervisor, Newton oversaw progress evaluations and audits, legislative relationships and responses to legislative session requests. As a deputy auditor, he managed a staff of 27 that issued approximately 20 to 25 reports a year. He was responsible for the adoption of generally accepted government auditing standards which brought the auditor's office into the mainstream of his profession. Most recently, he gained attention for his candid comments regarding the erosion of the Legislature's control over state funds.

"Mr. President and fellow Senators, I know that you all join me in wishing Newton Sue a happy and pleasure-filled retirement and extend our best wishes as he continues with his following of the Hilo High School basketball team of which he is so fond.

"I have it on good authority that Newton not only is fluent in Cantonese and collects Chinese books but he is also a gourmet cook. I also understand that since he is retired, he is looking for ways to supplement his fixed income; that he would like to use his culinary skills by doing catering for fund-raisers.

"Members of the Senate, Mr. Newton Sue. Accompanying Newton is his wife Stephanie."

Mr. and Mrs. Sue rose to be recognized. Mr. Sue was presented the congratulatory Senate certificate by Senator Hagino and Senator Ann Kobayashi presented him a lei.

Senator Solomon then introduced Professor Albert Wendt as follows:

"Mr. President, it gives me great pleasure today, on behalf of the Women's Caucus, to introduce a very esteemed person who is visiting Hawaii from the Pacific. Before going any further, I would like to introduce him with this introduction.

"At a time, Mr. President, when corruption and mistrust of leaders and institutions are prevalent in the world today and truth appears as an elusive luxury, we must look to our artists and poets for the truth.

"With this, Mr. President, I would like to present to this body, Professor Albert Wendt, a native of Western Samoa, who is perhaps the most renowned and influential Pacific island writer recognized as a voice of the Pacific islands."

Senator Solomon yielded the floor to Senator Fernandes Salling and Senator Fernandes Salling read:

"And, whereas, Professor Wendt's literary accomplishments include four novels: 'Sons for the Return Home,' 'Pouliuli,' 'Ola,' and 'Leaves of the Banyan Tree' which won the New Zealand Wattle Book of the Year Award; collections of short stories: 'Flying-Fox in a Freedom Tree,' 'The Birth and Death of a Miracle Man,' and 'Lali'; and two volumes of poetry: 'Inside Us the Dead' and 'Shaman of Visions'; and

"Whereas, Professor Wendt's 'Sons for the Return Home' and 'Flying-Fox in a Freedom Tree' were made into feature films with the former selected for Hawaii's first International Film Festival."

Senator Fernandes Salling yielded the floor to Senator Ikeda and Senator Ikeda continued:

"Whereas, Professor Wendt has held several prestigious positions in higher academe in the Pacific including the chair of Literature at the University of South Pacific, director of the University of South Pacific Centre, and the chair of Literature at the University of Auckland, becoming the first Pacific islander to hold a chair at a New Zealand university."

Senator Solomon then interjected:

"At this time, Mr. President, we have asked our esteemed Minority Leader to present Professor Wendt a hala lei. The hala lei is very significant to all peoples of Polynesia and especially to the Hawaiian people because the hala was used for writing and for the making of our beautiful tapas.

"I would now like to introduce Professor Albert Wendt who is accompanied by his companion Rena."

Professor Wendt and his companion rose to be recognized and Senator George presented him with the hala lei.

Senator A. Kobayashi then continued the recognition of Professor Wendt as follows:

"And, whereas, Professor Wendt has been teaching and encouraging artists and writers through his many workshops and has been the impetus for the emergence of literature among Pacific islanders."

Senator A. Kobayashi yielded the floor to Senator McMurdo and Senator McMurdo concluded:

"Be it resolved by the Senate of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, that it recognizes Professor Albert Wendt as the leading Pacific island writer and expresses its gratitude for his efforts in teaching, encouraging, and inspiring young writers in the Pacific islands."

Senator Solomon then continued:

"Mr. President, we will be presenting Professor Wendt with two certificates, one from the Senate and one from the House, in recognition of his tremendous contributions. In closing, Mr. President, artists and poets are the last repository of public trust and I think it would inspire us all to look to them for inspiration. Thank you."

Senator Matsuura then rose to state:

"Professor Wendt, this is the first time in my experience in the Legislature where all the ladies of the Senate present very glowing remarks to an honoree and I want you to know that all the male Senators extend to you their congratulations because we are all very proud of your accomplishments."

Senator Matsuura then introduced Mr. Al Harrington who was seated in the audience.

Senator Chang, on the recognition of Mr. Newton Sue, said:

"Mr. President, on behalf of all of those who have served as interns with the Office of the Auditor, I would like to extend our congratulations and best wishes to Mr. Newton Sue and wish him all our best in his future endeavors. If his cuisine will resemble his analyses, then I'm sure that the dishes he produces will be complex, pungent and appetizing, all at the same time."

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 160 to 162) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 160, dated February 10, 1992, transmitting the "Annual Report of the Environmental Council for Fiscal Year 1989," and the "1990 Annual Report of the Environmental Council," was placed on file.

Gov. Msg. No. 161, submitting for consideration and confirmation as Director of Labor and Industrial Relations, the nomination of Keith W. Ahue, term to expire December 5, 1994, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 162, submitting for consideration and confirmation as the Director of Transportation, the nomination of Rex D. Johnson, term to expire December 5, 1994, was referred to the Committee on Executive Appointments.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 26 and 27) were read by the Clerk and were placed on file:

Dept. Com. No. 26, from the Department of Agriculture dated February 5, 1992, transmitting the monthly independent audit of the milk processing plants in the Honolulu and the Hawaii milk sheds: Meadow Gold (Hawaii) - August, September and October; prepared by Deloitte & Touche.

Dept. Com. No. 27, from the Office of the Auditor dated February 12, 1992, transmitting the "Review of Special and Revolving Funds of the Departments of Commerce and Consumer Affairs, Education, Health, and Human Services," Report No. 92-8.

HOUSE COMMUNICATION

Hse. Com. No. 26, transmitting H.B. No. 3103, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 1992, was read by the Clerk and was placed on file.

On motion by Senator Solomon, seconded by Senator Reed and carried, H.B. No. 3103, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTARY APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1992," passed First Reading by title and was referred to the Committee on Ways and Means.

SENATE RESOLUTION

The following resolution (S.R. No. 30) was read by the Clerk and was referred to committee:

Senate Resolution

No. 30 "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUSPEND TRADE RELATIONS WITH ANY NATION SUPPORTING OR SANCTIONING THE PRACTICE OF DRIFNET FISHING."

Offered by: Senators Reed, Blair, Chang, George, Hagino, Levin, McCartney.

Referred to: Committee on Agriculture and Environmental Protection

STANDING COMMITTEE REPORTS

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1655) recommending that S.B. No. 2309, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2309, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION INCOME TAX CREDITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1656) recommending that S.B. No. 2313, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2313, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLEAN FUELS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1657) recommending that S.B. No. 2316 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2316, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING AND DESIGN OF THE SPARK MATSUNAGA NATIONAL CENTER FOR RENEWABLE ENERGY RESEARCH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1658) recommending that S.B. No. 2317 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2317, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SITE SELECTION AND PRELIMINARY ENGINEERING DESIGN FOR A HYDROELECTRIC POWER PLANT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1659) recommending that S.B. No. 2344, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2344, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1660) recommending that S.B. No. 2346 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2346, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1661) recommending that

S.B. No. 2349 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2349, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MANOA INNOVATION CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1662) recommending that S.B. No. 2881, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2881, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY RESPONSE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1663) recommending that S.B. No. 2939 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2939, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1664) recommending that S.B. No. 3394 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3394, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A DEMONSTRATION OTEC PLANT AT KEAHOLE POINT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1665) recommending that S.B. No. 3407, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3407, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELEWORK," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1666) recommending that S.B. No. 3410, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3410, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," passed

Second Reading and was referred to the Committee on Ways and Means.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1667) recommending that S.B. No. 3417 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3417, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT OF THE PACIFIC INTERNATIONAL CENTER FOR HIGH TECHNOLOGY RESEARCH (PICHTR) AND BIOMASS ENERGY DEVELOPMENT IN HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator McMurdo, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1668) recommending that S.B. No. 2725 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2725, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakasato, for the Committee on Tourism and Recreation, presented a report (Stand. Com. Rep. No. 1669) recommending that S.B. No. 3369 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3369, entitled: "A BILL FOR AN ACT RELATING TO PRESERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Blair, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1670) recommending that S.B. No. 127, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 127, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADOPTION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 18, 1992.

Senator Blair, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1671) recommending that S.B. No. 1283, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 18, 1992.

Senator Blair, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1672) recommending that S.B. No. 2963 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2963, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 18, 1992.

Senator Blair, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1673) recommending that S.B. No. 2228, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2228, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 18, 1992.

Senator Crozier, for the Committee on Housing and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1674) recommending that S.B. No. 2301 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2301, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF A HAWAIIAN DISPUTE RESOLUTION CENTER," 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. 1675) recommending that S.B. No. 2392 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2392, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN TRUSTS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Crozier, for the Committee on Housing and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1676) recommending that S.B. No. 2441, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2441, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ATTORNEY FEES INCURRED BY LESSEES SEEKING TO ENFORCE THE LAND REFORM ACT," 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. 1677) recommending that S.B. No. 2462, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2462, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HUI 'IMI TASK FORCE," 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. 1678) recommending that S.B. No. 2558, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2558, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE LOW-INTEREST LOANS FOR SELF-HELP HOME CONSTRUCTION ON THE ISLAND OF HAWAII," 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. 1679) recommending that S.B. No. 2589, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2589, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ALIEN OWNERSHIP OF REAL PROPERTY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Crozier, for the Committee on Housing and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1680) recommending that S.B. No. 2637, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2637, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FORT BARRETTE, OAHU," 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. 1681) recommending that S.B. No. 2859, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2859, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME RENTAL HOUSING," 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. 1682) recommending that S.B. No. 2890, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2890, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RENT SUPPLEMENT PROGRAM," 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. 1683) recommending that S.B. No. 2913, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2913, S.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNT DEDUCTIONS," 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. 1684) recommending that S.B. No. 2917 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2917, entitled: "A BILL FOR AN ACT RELATING TO THE RENTER'S INCOME TAX CREDIT," 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. 1685) recommending that S.B. No. 3071 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3071, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE CITY AND COUNTY OF HONOLULU FOR THE ACQUISITION OF THE QUEEN EMMA GARDENS APARTMENTS COMPLEX," 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. 1686) recommending that S.B. No. 3088 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3088, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DESIGN AND CONSTRUCTION OF THE KEOKEA WATERLINE TO HAWAIIAN HOME LANDS," 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. 1687) recommending that S.B. No. 3429 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3429, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

Stand. Com. Rep. No. 1640 (S.B. No. 2884, S.D. 1):

On motion by Senator Solomon, seconded by Senator Reed and carried, Stand. Com. Rep. No. 1640 was adopted and S.B. No. 2884, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR OPERATING EXPENSES FOR THE STATE MEDICAL ASSISTANCE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Nakasato, Tungpalan, Wong, R.).

RE-REFERRAL OF SENATE BILL

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

Senate Bill

No. 3293 Jointly to the Committee on Ways and Means and the Committee on Judiciary

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 4, letter from Alberto Romao Madruga da Costa of Horta, Azores, was read by the Clerk and was placed on file.

Senator Chang then rose to speak on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, the Reverend Rubon Creel passed away on February 9th of this year. After serving 20 years in the United States Air Force, Reverend Creel became a minister in 1953. He served the people of Hawaii. He founded the Afro-American Ministerial Alliance, the Gospel Music Times radio program, and the Trinity Missionary Baptist Church.

"Mr. President, I ask your permission to have entered into the record the Senate's expression of sympathy to the family of the late Reverend Creel."

The Chair so ordered.

The expression of sympathy to the late Reverend Creel reads:

"The Senate of the State of Hawaii extends its deepest sympathy to the family of the late Reverend Rubon Creel.

"After serving 20 years in the United States Air Force, Reverend Creel became a minister in 1953 to serve the people of Hawaii. He founded the Afro-American Ministerial Alliance, the Gospel Music Times radio program, and the Trinity Missionary Baptist Church.

"Reverend Creel was a graduate of Chaminade University in Hawaii and was very active in civic community affairs. He supported the passage of the Martin Luther King holiday and commission, and was an active member of the Afro-American Leadership Conference.

"The Reverend Creel passed away on the 9th of February 1992.

"The Senate of the State of Hawaii recognizes the contributions of the late Reverend Creel and offers its heartfelt condolences to his family."

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

"Mr. President, I would just like to read into the record some words of University of Hawaii President Al Simone dated March 6, 1986 when he wrote me a letter after the Legislature passed the autonomy bill, one of the most significant pieces of legislation that the university's had.

"I quote, 'In giving us this flexibility, you expect quality, trust, cooperation, accountability, responsibility and integrity, I could not agree with you more. You know I will work my hardest to be sure that the university performs on all of these dimensions.'

"I just want to state into the record that President Simone kept his promise, as you know. All of these flexibility measures that we did pass, none of us seemed concerned about giving them that autonomy that we had some six years ago.

"On another point, I just wanted to state that there's been some rumors that Senator Mizuguchi's going to be the next president of the university and I just confirmed that during the recess when Senator Matsuura shook his hand and I heard that Senator Matsuura's going to be the new dean of the College of Business." (Laughter.)

Senator Mizuguchi then responded:

"Mr. President, for the record, those are strictly rumors."

Senator Matsuura also responded:

"Mr. President, I have put in an application for the dean of the college of earth, wind and fire which covers everything." (Laughter.)

ADJOURNMENT

At 12:02 o'clock p.m., on motion by Senator Solomon, seconded by Senator Reed and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 14, 1992.