

TENTH DAY

Wednesday, February 3, 1993

The Senate of the Seventeenth Legislature of the State of Hawaii, Regular Session of 1993, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend John C. Park, St. Luke's Episcopal Church, after which the Roll was called showing all Senators present with the exception of Senators Hagino, Iwase and Koki who were excused.

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

Senator Chang introduced to the members of the Senate a group of participants in "Project Hoala," seated in the gallery. Senator Chang said, "'Project Hoala,' which is the pre-employment self-development component of the Department of Human Services jobs program, is a part of the 'Work Hawaii' program in the City and County of Honolulu Department of Human Resources."

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 135 to 142) were read by the Clerk and were placed on file:

Gov. Msg. No. 135, dated January 14, 1993, transmitting the financial report of the "Special Unemployment Insurance Fund Revenues and Expenditures for the Fiscal Year Ended June 30, 1992," pursuant to Chapter 383, HRS.

Gov. Msg. No. 136, dated January 14, 1993, transmitting the "1992 Report to the Governor" of the Department of Transportation.

Gov. Msg. No. 137, dated January 15, 1993, transmitting the report on the transfer of funds and positions between existing programs of the state government to the Department of Personnel Services, pursuant to Section 152, Act 296, SLH 1991.

Gov. Msg. No. 138, dated January 22, 1993, transmitting a report prepared by the Department of Agriculture in response to H.C.R. No. 297 (1992), requesting the Department of Agriculture to develop a long-term action plan to prevent the introduction of new weedy plants and insect pests through the plant importation process.

Gov. Msg. No. 139, dated January 22, 1993, transmitting a report prepared by the Department of Agriculture in response to H.C.R. No. 298 (1992), requesting the Departments of Agriculture and Transportation to study the feasibility of establishing an airport amnesty bin project.

Gov. Msg. No. 140, dated January 14, 1993, transmitting a report prepared by the Department of Land and Natural Resources pursuant to Section 171-29, HRS, on land disposition.

Gov. Msg. No. 141, dated January 27, 1993, transmitting a report prepared by the Department of Health in response to H.C.R. No. 175 (1992), requesting that the director of health perform a comprehensive evaluation on the sewage treatment needs of Oahu's North Shore.

Gov. Msg. No. 142, dated January 27, 1993, transmitting the "Status of New Positions in the Department of Health, FY 1992 - 1993," prepared by the Department of Health.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 8) was read by the Clerk and was referred to committees:

Senate Concurrent Resolution

No. 8 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR CONTRACEPTIVE SERVICES."

Offered by: Senator Kobayashi, B.

Referred to: Committee on Consumer Protection, then to the Committee on Legislative Management

SENATE RESOLUTION

The following resolution (S.R. No. 5) was read by the Clerk and was disposed of as follows:

Senate Resolution

No. 5 "SENATE RESOLUTION BE IT RESOLVED BY THE SENATE OF THE SEVENTEENTH LEGISLATURE OF THE STATE OF HAWAII, REGULAR SESSION OF 1993, THAT THE FOLLOWING PERSON IS HEREBY ELECTED AS AN OFFICER OF THE SENATE: CARL HIROSHI SUNADA, ASSISTANT SERGEANT-AT-ARMS."

Offered by: Senators Matsuura, George.

Senator Matsuura moved that S.R. No. 5 be adopted.

Senator Solomon interjected:

"Mr. President, may we have a short recess please."

The President responded:

"Senator Solomon, we are in the process of taking a vote on the resolution. You are requesting a short recess at this time? For what purpose is the recess requested?"

Senator Solomon answered:

"For the purpose of discussing this resolution.

"Mr. President, I'm puzzled as to what this resolution is doing. We were not informed, as part of the Majority, on the appointment of such an individual. And, also on a point of order, I'm thinking that we did vote on the positions of officers of the Senate on opening day. I'm kind of confused on whether or not it is proper to undertake this matter at this time, in accordance with parliamentary procedure."

The President responded:

"Senator Solomon, I believe the Senate President has the authority to make such appointments."

Senator Solomon thanked the Chair.

Senator George then seconded the motion.

At 11:43 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.

The motion to adopt S.R. No. 5 was then put by the Chair and carried.

The President thereupon administered the oath of office to Carl Hiroshi Sunada, the newly elected Assistant Sergeant-at-Arms of the Senate of the Seventeenth Legislature, Regular Session of 1993.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The President re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 1565 Jointly to the Committee on Education, Labor and Employment and the Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means

No. 1692 Committee on Health

MISCELLANEOUS COMMUNICATION

Misc. Com. No. 7, from the Tourism Marketing Council dated February 1, 1993, transmitting the report, "Data and Analyses Regarding Competitive Tourism Destinations," prepared by Coopers and Lybrand, was read by the Clerk and was placed on file.

The following Majority leadership assignments were announced by Senate President Aki:

Majority Leader:
Senator Richard M. Matsuura

Majority Floor Leader:
Senator Donna Ikeda

Majority Policy Leader:
Senator Gerald T. Hagino

Majority Caucus Leader:
Senator Andrew Levin

Majority Whip:
Senator Norman Mizuguchi

Assistant Majority Leaders:
Senator Eloise Yamashita Tungpalan
Senator Mike McCartney
Senator Joe Tanaka

Assistant Majority Floor Leaders:
Senator Randy Y. Iwase
Senator Bert Kobayashi

Assistant Majority Caucus Leader:
Senator Anthony K.U. Chang

Assistant Majority Whip:
Senator Malama Solomon

The President also announced the following standing and leadership committees of the Senate:

Standing Committees:

Committee on Agriculture

Senator Brian Kanno, Chair
Senator Joe Tanaka, Vice Chair
Senator Gerald T. Hagino
Senator Donna Ikeda
Senator Andrew Levin
Senator Richard M. Matsuura
Senator Norman Mizuguchi
Senator Dennis M. Nakasato
Senator Malama Solomon
Senator Rick Reed

Committee on Consumer Protection

Senator Donna Ikeda, Chair
Senator Randy Y. Iwase, Vice Chair
Senator Anthony K.U. Chang
Senator Bert Kobayashi
Senator Matt Matsunaga
Senator Richard M. Matsuura
Senator Mike McCartney
Senator Eloise Yamashita Tungpalan
Senator Stanley T. Koki

Committee on Education, Labor and Employment

Senator Mike McCartney, Chair
Senator Milton Holt, Vice Chair
Senator Lehua Fernandes Salling
Senator Rey Gaulty
Senator Randy Y. Iwase
Senator Brian Kanno
Senator Matt Matsunaga
Senator Dennis M. Nakasato
Senator Joe Tanaka
Senator Stanley T. Koki

Committee on Health

Senator Bert Kobayashi, Chair
Senator Anthony K.U. Chang, Vice Chair
Senator Russell Blair
Senator Rey Gaulty
Senator Ann Kobayashi
Senator Matt Matsunaga
Senator Norman Mizuguchi
Senator Dennis M. Nakasato
Senator Malama Solomon
Senator Rick Reed

Committee on Higher Education, Culture, Arts and Historic Preservation

Senator Eloise Yamashita Tungpalan, Chair
Senator Rey Gaulty, Vice Chair
Senator Carol Fukunaga
Senator Milton Holt
Senator Ann Kobayashi
Senator Bert Kobayashi
Senator Norman Mizuguchi
Senator Joe Tanaka
Senator Stanley T. Koki

Committee on Housing

Senator Mary George, Chair
Senator Eloise Yamashita Tungpalan, Vice Chair
Senator Brian Kanno
Senator Ann Kobayashi
Senator Mike McCartney

Committee on Human Services

Senator Rey Gaulty, Chair
Senator Lehua Fernandes Salling, Vice Chair

Senator Russell Blair
 Senator Anthony K.U. Chang
 Senator Carol Fukunaga
 Senator Gerald T. Hagino
 Senator Andrew Levin
 Senator Norman Mizuguchi
 Senator Rick Reed

Committee on Government Operations, Environmental
 Protection and Hawaiian Programs

Senator Anthony K.U. Chang, Chair
 Senator Carol Fukunaga, Vice Chair
 Senator Russell Blair
 Senator Fernandes Salling
 Senator Bert Kobayashi
 Senator Andrew Levin
 Senator Dennis M. Nakasato
 Senator Malama Solomon
 Senator Joe Tanaka
 Senator Eloise Yamashita Tungpalan
 Senator Rick Reed

Committee on Judiciary

Senator Andrew Levin, Chair
 Senator Russell Blair, Vice Chair
 Senator Rey Graulty
 Senator Donna Ikeda
 Senator Randy Y. Iwase
 Senator Matt Matsunaga
 Senator Dennis M. Nakasato
 Senator Malama Solomon
 Senator Rick Reed
 Senator Stanley T. Koki

Committee on Planning, Land and Water Use
 Management

Senator Randy Y. Iwase, Chair
 Senator Brian Kanno, Vice Chair
 Senator Anthony K.U. Chang
 Senator Gerald T. Hagino
 Senator Milton Holt
 Senator Donna Ikeda
 Senator Richard M. Matsuura
 Senator Eloise Yamashita Tungpalan
 Senator Mary George

Committee on Public Safety and Corrections

Senator Stanley T. Koki, Chair
 Senator Mike McCartney, Vice Chair
 Senator Randy Y. Iwase
 Senator Ann Kobayashi
 Senator Matt Matsunaga
 Senator Rick Reed

Committee on Science, Technology and Economic
 Development

Senator Matt Matsunaga, Chair
 Senator Richard M. Matsuura, Vice Chair
 Senator Carol Fukunaga
 Senator Gerald T. Hagino
 Senator Randy Y. Iwase
 Senator Brian Kanno
 Senator Andrew Levin
 Senator Norman Mizuguchi
 Senator Mary George

Committee on Tourism, Recreation and Transportation

Senator Dennis M. Nakasato, Chair
 Senator Mary George, Vice Chair
 Senator Lehua Fernandes Salling

Senator Milton Holt
 Senator Donna Ikeda
 Senator Ann Kobayashi
 Senator Bert Kobayashi
 Senator Mike McCartney
 Senator Malama Solomon
 Senator Joe Tanaka
 Senator Stanley T. Koki

Committee on Ways and Means

Senator Ann Kobayashi, Chair
 Senator Bert Kobayashi, Vice Chair
 Senator Russell Blair
 Senator Lehua Fernandes Salling
 Senator Carol Fukunaga
 Senator Gerald T. Hagino
 Senator Milton Holt
 Senator Brian Kanno
 Senator Andrew Levin
 Senator Richard M. Matsuura
 Senator Mike McCartney
 Senator Eloise Yamashita Tungpalan
 Senator Mary George

Leadership Committees:

Committee on Executive Appointments

Senator Milton Holt, Chair
 Senator Ann Kobayashi, Vice Chair
 Senator Anthony K.U. Chang
 Senator Donna Ikeda
 Senator Randy Y. Iwase
 Senator Matt Matsunaga
 Senator Richard M. Matsuura
 Senator Mike McCartney
 Senator Eloise Yamashita Tungpalan
 Senator Mary George

Committee on Legislative Management

Senator Bert Kobayashi, Chair
 Senator Gerald T. Hagino, Vice Chair
 Senator Milton Holt
 Senator Richard M. Matsuura
 Senator Mary George

Senator Blair then rose on a point of inquiry as follows:

"Mr. President, will there be a resolution adopting the membership of the committees or is this now final and the last action that will be taken?"

The Chair replied:

"This is the final action. These are the standing committees of the Senate with their respective chairs and members. It is my understanding that a resolution is not necessary. This is sufficient to get the work done."

ADJOURNMENT

At 11:56 o'clock a.m., on motion by Senator Ikeda, seconded by Senator Reed and carried, the Senate adjourned until 10:45 o'clock a.m., Thursday, February 4, 1993.