

## TWENTIETH DAY

Thursday, February 18, 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 Lieutenant Drew Helms, Salvation Army, after which the Roll was called showing all Senators present with the exception of Senator Fernandes Salling who was excused.

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

Senator Matsuura introduced to the members of the Senate Mr. Ahmad Yu. Mr. Yu represents the Agricultural Leadership Foundation of Hawaii at the Legislature. He is the general manager of Hawaiian Host Papayas in Hilo.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 162 to 164) were read by the Clerk and were placed on file:

Gov. Msg. No. 162, dated February 4, 1993, transmitting the status report on the State Land Use Regulation and Management Study pursuant to Act 300, Section 164.5, SLH 1992, prepared by the Office of State Planning.

Gov. Msg. No. 163, dated February 4, 1993, transmitting the 1992 Annual Report of the Housing Finance and Development Corporation pursuant to Section 201E-40, HRS.

Gov. Msg. No. 164, dated February 12, 1993, transmitting the report "Concerning Private Sector Recommendations to Improve the Administration and Management of the Community Hospitals," prepared by the Department of Health pursuant to Act 122, SLH 1992.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 5 to 7) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 5, transmitting H.B. No. 200, which passed Third Reading in the House of Representatives on February 17, 1993, was placed on file.

On motion by Senator Ikeda, seconded by Senator Reed and carried, H.B. No. 200, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed First Reading by title and was referred to the Committee on Judiciary.

Hse. Com. No. 6, transmitting H.B. No. 1061, which passed Third Reading in the House of Representatives on February 17, 1993, was placed on file.

On motion by Senator Ikeda, seconded by Senator Reed and carried, H.B. No. 1061, entitled: "A BILL FOR AN ACT RELATING TO PARKING VIOLATIONS EXEMPTION FOR WITNESSES," passed First Reading by title and was referred to the Committee on Judiciary, then to the Committee on Ways and Means.

Hse. Com. No. 7, transmitting H.B. No. 1068, which passed Third Reading in the House of Representatives on February 17, 1993, was placed on file.

On motion by Senator Ikeda, seconded by Senator Reed and carried, H.B. No. 1068, entitled: "A BILL FOR AN ACT RELATING TO FORGERY," passed First Reading by title and was referred to the Committee on Judiciary.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 48 and 49) were read by the Clerk and were referred to committees:

## Senate Concurrent Resolution

No. 48 "SENATE CONCURRENT RESOLUTION OPPOSING, AND URGING THE GOVERNOR TO CERTIFY HIS OPPOSITION TO, THE MANDATORY SUSPENSION OF DRIVER'S LICENSES FOR DRUG CONVICTIONS."

Offered by: Senators Fernandes Salling, Hagino, McCartney, Nakasato, Solomon, Tanaka.

Referred to: Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary

No. 49 "SENATE CONCURRENT RESOLUTION CERTIFYING THE LEGISLATURE'S OPPOSITION TO THE FEDERAL MANDATE REQUIRING STATES TO REVOKE THE DRIVER'S LICENSES OF DRUG OFFENDERS."

Offered by: Senators Fernandes Salling, Hagino, McCartney, Nakasato, Solomon, Tanaka.

Referred to: Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary

## SENATE RESOLUTIONS

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

## Senate Resolution

No. 40 "SENATE RESOLUTION OPPOSING, AND URGING THE GOVERNOR TO CERTIFY HIS OPPOSITION TO, THE MANDATORY SUSPENSION OF DRIVER'S LICENSES FOR DRUG CONVICTIONS."

Offered by: Senators Fernandes Salling, Hagino, McCartney, Nakasato, Solomon, Tanaka.

Referred to: Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary

No. 41 "SENATE RESOLUTION CERTIFYING THE LEGISLATURE'S OPPOSITION TO THE FEDERAL MANDATE REQUIRING STATES TO REVOKE THE DRIVER'S LICENSES OF DRUG OFFENDERS."

Offered by: Senators Fernandes Salling, Hagino, McCartney, Nakasato, Solomon, Tanaka.

Referred to: Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary

## STANDING COMMITTEE REPORTS

Senator George, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 49) recommending that S.B. No. 268 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 268, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator George, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 50) recommending that S.B. No. 269 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 269, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator George, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 51) recommending that S.B. No. 270 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 270, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 52) recommending that S.B. No. 799, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Consumer Protection.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 799, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A PEER ASSISTANCE PROGRAM FOR CHEMICALLY DEPENDENT NURSES," passed Second Reading and was referred to the Committee on Consumer Protection.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 53) recommending that S.B. No. 1693, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1693, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOND AUTHORITY FOR PUBLIC HEALTH FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 54) recommending that S.B. No. 1694, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the majority of the Committee was adopted and S.B. No. 1694, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEASE OF PUBLIC HEALTH FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 55) recommending that S.B. No. 1695, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1695, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMUNITY HOSPITALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator B. Kobayashi, for the Committee on Health, presented a report (Stand. Com. Rep. No. 56) recommending that S.B. No. 1718, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXPEDITING THE PROCESSING OF UNCOLLECTIBLE ACCOUNTS FOR THE COMMUNITY HOSPITALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Koki, for the Committee on Public Safety and Corrections, presented a report (Stand. Com. Rep. No. 57) recommending that S.B. No. 40 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 40, entitled: "A BILL FOR AN ACT RELATING TO TAX RELIEF FOR DEPLOYED MILITARY PERSONNEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Koki, for the Committee on Public Safety and Corrections, presented a report (Stand. Com. Rep. No. 58) recommending that S.B. No. 363 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 363, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE CITY AND COUNTY OF HONOLULU FOR THE NO HOPE IN DOPE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Koki, for the Committee on Public Safety and Corrections, presented a report (Stand. Com. Rep. No. 59) recommending that S.B. No. 448 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 448, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE NO HOPE IN DOPE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Koki, for the Committee on Public Safety and Corrections, presented a report (Stand. Com. Rep. No. 60) recommending that S.B. No. 1069, as amended in S.D. 1, pass Second Reading and be recommitted to the Committee on Public Safety and Corrections.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was recommitted to the Committee on Public Safety and Corrections.

Senator Ikeda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 61)

recommending that S.B. No. 818, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 818, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ikeda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 62) recommending that S.B. No. 1484, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1484, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CITATIONS FOR UNLICENSED ACTIVITY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Ikeda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 63) recommending that S.B. No. 1485, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1485, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWER AND AUTHORITY OF INVESTIGATORS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Ikeda, for the Committee on Consumer Protection, presented a report (Stand. Com. Rep. No. 64) recommending that S.B. No. 1493 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1493, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)," passed Second Reading and was referred to the Committee on Judiciary.

Senator Iwase, for the Committee on Planning, Land and Water Use Management, presented a report (Stand. Com. Rep. No. 65) recommending that S.B. No. 750 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 750, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REFORESTATION OF THE HAMAKUA AND NORTH HILO REGION, HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Iwase, for the Committee on Planning, Land and Water Use Management, presented a report (Stand. Com. Rep. No. 66) recommending that S.B. No. 1553, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ikeda, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1553, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO COMPLETE THE MAUNAWILI DEMONSTRATION TRAIL IN THE KOOLAUPOKO TRAIL COMPLEX AND MAKE ROAD IMPROVEMENTS TO PROVIDE ACCESS FROM

WAIMANALO, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

## ORDER OF THE DAY

### RE-REFERRAL OF SENATE BILLS

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

Senate Bill	Referred to:
No. 229	Committee on Ways and Means
No. 298	Committee on Ways and Means
No. 683 Employment	Committee on Education, Labor and
No. 1273	Committee on Ways and Means
No. 1304 Employment	Committee on Education, Labor and
No. 1461	Committee on Ways and Means
No. 1558 Employment	Committee on Education, Labor and
No. 1602	Committee on Ways and Means
No. 1697	Jointly to the Committee on Health and the Committee on Ways and Means
No. 1837	Committee on Judiciary
No. 1838	Committee on Ways and Means

### ADJOURNMENT

At 11:43 o'clock a.m., on motion by Senator Ikeda, seconded by Senator Reed and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 19, 1993.