

EIGHTEENTH DAY

Tuesday, February 15, 1994

The Senate of the Seventeenth Legislature of the State of Hawaii, Regular Session of 1994, convened at 11:06 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Joy Turner, Minister, Director of International Ministries, after which the Roll was called showing all Senators present.

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

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

Senators Ikeda and A. Kobayashi introduced the gentlemen from Mainichi Broadcasting System and Nissin Food Products Company, both of Japan, whose companies are co-sponsors of the Ko Olina Hawaiian Ladies Open Golf Tournament.

Senator Chang then introduced the representatives of the International Relations Committee of the Japanese Chamber of Commerce which included the business and corporate members of Japanese firms and agencies in Hawaii.

At 11:18 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:24 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 137 to 140) were read by the Clerk and were placed on file:

Gov. Msg. No. 137, dated January 21, 1994, transmitting a report prepared by the Department of the Attorney General in response to S.C.R. No. 32 (1993), requesting the Child Support Enforcement Agency to report on actions taken in response to the recommendations in the management audit of the Child Support Enforcement Agency and the financial audit of the Department of the Attorney General.

Gov. Msg. No. 138, dated January 21, 1994, transmitting the "Comprehensive Study of the Uniform Crime Reporting Program for the Department of the Attorney General," prepared by the SEARCH Group, Inc., The National Consortium for Justice Information and Statistics pursuant to Act 293, SLH 1992.

Gov. Msg. No. 139, dated January 26, 1994, transmitting the "Follow-Up Report to the Youth Correctional Project, Final Training Evaluation and Summary Report," prepared by the Office of Youth Services pursuant to Act 289, Section 56, SLH 1993.

Gov. Msg. No. 140, dated January 27, 1994, transmitting the Housing Finance and Development Corporation's Funds Report prepared by KMPG Peat Marwick, Certified Public Accountants and the Housing Finance and Development Corporation pursuant to Section 201E-40, HRS.

HOUSE COMMUNICATION

Hse. Com. No. 10, transmitting H.B. No. 724, H.D. 1, which passed Third Reading in the House of

Representatives on February 14, 1994, was read by the Clerk and was placed on file.

On motion by Senator Solomon, seconded by Senator Reed and carried, H.B. No. 724, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE POLLUTION," passed First Reading by title and was referred to the Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1778) recommending that S.B. No. 2161 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2161, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COLLECTION AND DISPOSAL OF HOUSEHOLD HAZARDOUS WASTES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1779) recommending that S.B. No. 2528, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2528, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ikeda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1780) recommending that S.B. No. 2249 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2249, entitled: "A BILL FOR AN ACT RELATING TO THE CONTROLS TO BE EXERCISED IN THE EXECUTION OF THE BUDGET AND OTHER PROGRAM APPROPRIATIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 17, 1994.

Senator Ikeda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1781) recommending that S.B. No. 2378 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2378, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 17, 1994.

Senator Ikeda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1782) recommending that S.B. No. 2404, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2404, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION." passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 17, 1994.

Senator Ikeda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1783) recommending that S.B. No. 2591 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2591, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 17, 1994.

Senator Ikeda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1784) recommending that S.B. No. 2964 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2964, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX ON MANUFACTURING AND PRODUCING," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 17, 1994.

Senator Ikeda, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1785) recommending that S.B. No. 2970 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2970, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE TAX REFUNDS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 17, 1994.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1786) recommending that S.B. No. 2016 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2016, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CENTER FOR DISABILITY STUDIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1787) recommending that S.B. No. 2080, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2080, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DEVELOPMENT OF UNIVERSITY PARK AT THE UNIVERSITY OF HAWAII AT HILO," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1788) recommending that S.B. No. 2156 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2156, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1789) recommending that S.B. No. 2169 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2169, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MASTER PLANNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1790) recommending that S.B. No. 2319 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2319, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS AT WINDWARD COMMUNITY COLLEGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1791) recommending that S.B. No. 2622 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2622, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VARIOUS IMPROVEMENTS AND PROGRAMS AT HONOLULU COMMUNITY COLLEGE, UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1792) recommending that S.B. No. 2623, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2623, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1793) recommending that S.B. No. 2641, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2641, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE AGRICULTURAL SCIENCES FACILITIES, PHASE III, COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, UNIVERSITY OF HAWAII AT MANOA, OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tungpalan, for the Committee on Higher Education, Culture and Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 1794) recommending that S.B. No. 2836 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2836, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KAUIA COMMUNITY COLLEGE THEATER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1795) recommending that S.B. No. 2779 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2779, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROBATION RECORDS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1796) recommending that S.B. No. 2949 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2949, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1797) recommending that S.B. No. 2644 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2644, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1798) recommending that S.B. No. 2996 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2996, entitled: "A BILL FOR AN

ACT MAKING APPROPRIATIONS FOR THE HAWAIIAN HOME LANDS TRUST INDIVIDUAL CLAIMS REVIEW PROCESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1799) recommending that S.B. No. 3056 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3056, entitled: "A BILL FOR AN ACT APPROVING THE ADVISORY OPINIONS OF THE HAWAIIAN HOME LANDS TRUST INDIVIDUAL CLAIMS REVIEW PANEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Government Operations, Environmental Protection and Hawaiian Programs, presented a report (Stand. Com. Rep. No. 1800) recommending that S.B. No. 3205, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," 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. 1801) recommending that S.B. No. 3064 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chang, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3064, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1994 FOR HAMAKUA MEDICAL CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

ADJOURNMENT

At 11:28 o'clock a.m., on motion by Senator Chang, seconded by Senator Reed and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 16, 1994.