

FIFTY-SEVENTH DAY

Wednesday, April 27, 1994

The Senate of the Seventeenth Legislature of the State of Hawaii, Regular Session of 1994, convened at 11:43 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Munawar Khan, Muslim Association of Hawaii, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Sixth Day.

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 391, advising the Senate of the withdrawal of the nomination of PHYLLIS G. FOX from the State Foundation on Culture and the Arts, under Gov. Msg. No. 347, dated April 14, 1994, was read by the Clerk and was placed on file.

In compliance with Gov. Msg. No. 391, the nomination listed under Gov. Msg. No. 347 was returned.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 595 and 596) were read by the Clerk and were placed on file:

Hse. Com. No. 595, informing the Senate that the House has reconsidered its action in disagreeing to the amendments proposed by the Senate to the following House bills and has on April 26, 1994, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 2, S.D. 2;
H.B. No. 2882, S.D. 1;
H.B. No. 3199, H.D. 2, S.D. 2; and
H.B. No. 3433, H.D. 2, S.D. 1.

Hse. Com. No. 596, returning S.C.R. No. 220, which was adopted by the House of Representatives on April 26, 1994.

CONFERENCE COMMITTEE REPORTS

Senator Matsunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1999, presented a report (Conf. Com. Rep. No. 1) recommending that H.B. No. 1999, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1 and H.B. No. 1999, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2288, presented a report (Conf. Com. Rep. No. 2) recommending that S.B. No. 2288, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 2 and S.B. No. 2288, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," was deferred for a period of 48 hours.

Senator Iwase, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2956, S.D. 1, presented a report (Conf. Com. Rep. No. 3) recommending that S.B. No. 2956, S.D. 1, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 3 and S.B. No. 2956, S.D. 1, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TREE FARMS," was deferred for a period of 48 hours.

Senator Fernandes Salling, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3322, S.D. 1, presented a report (Conf. Com. Rep. No. 4) recommending that S.B. No. 3322, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 4 and S.B. No. 3322, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII AIR CARRIERS," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2235, H.D. 1, presented a report (Conf. Com. Rep. No. 5) recommending that H.B. No. 2235, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 5 and H.B. No. 2235, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM THE GENERAL EXCISE TAX OF SALES AND GROSS PROCEEDS OF SALES," was deferred for a period of 48 hours.

Senator Chang, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 2402, presented a report (Conf. Com. Rep. No. 6) recommending that S.B. No. 2402, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 6 and S.B. No. 2402, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CREATION OF MORE PARKING SPACES," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Iwase, for the Committee on Planning, Land and Water Use Management, presented a report (Stand. Com. Rep. No. 3259) recommending that H.C.R. No. 174, H.D. 1, as amended in S.D. 1, be referred to the Committee on Ways and Means.

Senator Iwase then moved that Stand. Com. Rep. No. 3259 be received and placed on file, seconded by Senator Kanno and carried.

On motion by Senator Iwase, seconded by Senator Kanno and carried, H.C.R. No. 174, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ACQUIRE THROUGH

LAND EXCHANGE, LANDS IN PAHOA, HAWAII, FOR COMMUNITY USES," was adopted.

Senator Iwase, for the Committee on Planning, Land and Water Use Management, presented a report (Stand. Com. Rep. No. 3260) recommending that H.C.R. No. 246, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3260 and H.C.R. No. 246, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ADOPTION OF THE HAWAII OCEAN MARINE RESOURCES MANAGEMENT PLAN (PLAN), AND THAT THE RELEVANT AGENCIES EXPEDITE THE IMPLEMENTATION OF THE PLAN," was deferred until Thursday, April 28, 1994.

Senator Iwase, for the Committee on Planning, Land and Water Use Management, presented a report (Stand. Com. Rep. No. 3261) recommending that H.C.R. No. 321 be referred to the Committee on Ways and Means.

Senator Iwase then moved that Stand. Com. Rep. No. 3261 be received and placed on file, seconded by Senator Kanno and carried.

On motion by Senator Iwase, seconded by Senator Kanno and carried, H.C.R. No. 321, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO EFFECTUATE THE INTENT OF ACT 348, SESSION LAWS OF HAWAII, 1993 AND CONTINUE NEGOTIATIONS WITH PRIVATE LAND OWNERS FOR THE PRESERVATION OF MOUNT OLOMANA," was adopted.

Senator Iwase, for the Committee on Planning, Land and Water Use Management, presented a report (Stand. Com. Rep. No. 3262) recommending that H.C.R. No. 410, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3262 and H.C.R. No. 410, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE FORMULATION OF THE REGIONAL MASTER PLAN FOR CENTRAL O'AHU AND THE NORTH SHORE AND RECOMMENDING THAT THE PLAN BE UTILIZED FOR CENTRAL O'AHU AND NORTH SHORE PLANNING PURPOSES," was deferred until Thursday, April 28, 1994.

Senators Iwase and Fernandes Salling, for the Committee on Planning, Land and Water Use Management and the Committee on Transportation, presented a joint report (Stand. Com. Rep. No. 3263) recommending that H.C.R. No. 252 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3263 and H.C.R. No. 252, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTS THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP A COMPREHENSIVE STATEWIDE BOATING PROGRAM," was deferred until Thursday, April 28, 1994.

Senators Iwase and Baker, for the Committee on Planning, Land and Water Use Management and the Committee on Housing, presented a joint report (Stand. Com. Rep. No. 3264) recommending that H.C.R. No. 443, H.D. 3, as amended in S.D. 1, be adopted.

By unanimous consent, Stand. Com. Rep. No. 3264 and H.C.R. No. 443, H.D. 3, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBDIVIDE AND PROVIDE FOR

THE CREATION OF A RESIDENTIAL SUBDIVISION IN MAUNALAHA, MAKIKI HEIGHTS, ON OAHU FOR PERSONS HOLDING LONG-TERM LEASES FROM THE DEPARTMENT OF LAND AND NATURAL RESOURCES," were recommitted to the Committee on Planning, Land and Water Use Management and the Committee on Housing.

At 11:48 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.

ORDER OF THE DAY

FINAL READING

MATTER DEFERRED FROM TUESDAY, APRIL 26, 1994

S.B. No. 2787, H.D. 2:

On motion by Senator Grauly, seconded by Senator Fernandes Salling and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2787, and S.B. No. 2787, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ikeda).

FINAL READING

S.B. No. 3044, S.D. 1, H.D. 1:

On motion by Senator Hagino, seconded by Senator Tanaka and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 3044, S.D. 1, and S.B. No. 3044, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILK," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ikeda).

S.B. No. 2753, S.D. 1, H.D. 1:

On motion by Senator Holt, seconded by Senator Iwase and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2753, S.D. 1, and S.B. No. 2753, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ikeda).

S.B. No. 2889, S.D. 1, H.D. 2:

On motion by Senator Chang, seconded by Senator Tanaka and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2889, S.D. 1, and S.B. No. 2889, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE MILITARY FORCES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ikeda).

S.B. No. 2834, S.D. 1, H.D. 1:

On motion by Senator B. Kobayashi, seconded by Senator Fukunaga and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2834, S.D. 1, and S.B. No. 2834, S.D. 1, H.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO THE SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN (WIC)," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ikeda).

S.B. No. 3010, S.D. 2, H.D. 2:

On motion by Senator B. Kobayashi, seconded by Senator Holt and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 3010, S.D. 2, and S.B. No. 3010, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT MAKING SUPPLEMENTARY APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1994 FOR HILO AND MAUI MEMORIAL HOSPITALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ikeda).

At 11:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:02 o'clock p.m.

S.B. No. 2623, S.D. 2, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2623, S.D. 2, and S.B. No. 2623, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Fukunaga).

S.B. No. 2979, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2979, and S.B. No. 2979, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE UNIVERSITY OF HAWAII AT MANOA LABORATORY SCHOOL SUMMER PROGRAMS REVOLVING FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

RECONSIDERATION OF ACTION TAKEN

S.B. No. 2648, S.D. 1, H.D. 2:

Senator Ikeda, at this time, moved that the Senate reconsider its action taken on April 26, 1994, in agreeing to the amendments proposed by the House to S.B. No. 2648, S.D. 1, seconded by Senator Hagino and carried.

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 2648, S.D. 1, and requested a conference on the subject matter thereof.

FINAL READING

S.B. No. 3015, S.D. 2, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 3015, S.D. 2, and S.B. No. 3015, S.D. 2, H.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO THE TRANSFER OF INMATES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3024, S.D. 1, H.D. 2:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 3024, S.D. 1, and S.B. No. 3024, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEFENSE OF HEALTH CARE PROVIDERS UNDER CONTRACT TO THE DEPARTMENT OF PUBLIC SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2098, S.D. 1, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2098, S.D. 1, and S.B. No. 2098, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ACT 364, SESSION LAWS OF HAWAII 1993," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2752, S.D. 2, H.D. 2:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2752, S.D. 2, and S.B. No. 2752, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR RELATIONS APPEALS BOARD," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2781, S.D. 1, H.D. 2:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2781, S.D. 1, and S.B. No. 2781, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION OF ADDITIONAL LAW CLERKS FROM CIVIL SERVICE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2925, S.D. 2, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2925, S.D. 2, and S.B. No. 2925, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONTRIBUTIONS TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2020, S.D. 2, H.D. 3:

By unanimous consent, action on S.B. No. 2020, S.D. 2, H.D. 3, entitled: "A BILL FOR AN ACT RELATING

TO LAND USE," was deferred until Thursday, April 28, 1994.

S.B. No. 2272, S.D. 1, H.D. 2:

By unanimous consent, action on S.B. No. 2272, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAIKOLU WELL DEVELOPMENT PROJECT," was deferred until Monday, May 2, 1994.

S.B. No. 2921, S.D. 2, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2921, S.D. 2, and S.B. No. 2921, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2924, S.D. 1, H.D. 2:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2924, S.D. 1, and S.B. No. 2924, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER FUND," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2954, S.D. 1, H.D. 2:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2954, S.D. 1, and S.B. No. 2954, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LAND FIRE PROTECTION LAW," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2434, S.D. 1, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2434, S.D. 1, and S.B. No. 2434, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2964, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2964, and S.B. No. 2964, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX ON MANUFACTURING AND PRODUCING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2965, H.D. 1:

On motion by Senator Ikeda, seconded by Senator Hagino and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2965, and S.B. No. 2965, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A STATE GENERATION-SKIPPING TRANSFER TAX," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The President re-referred the following House concurrent resolutions that were received:

House Concurrent Resolution	Referred to:
No. 156, H.D. 1	Committee on Ways and Means
No. 190 Management	Committee on Legislative

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

"Mr. President, may I speak on a point of personal privilege?"

"Mr. President, this morning we passed several resolutions in which the committee report was separated from the resolution. I have no problem with this procedure being legal. However, I think that as a policy of this body, (I've seen bills in conference that were gutted and totally new things were put in. The public will never know what's going on in this body.) we should try, as much as possible, to maintain a simple procedure in the legislative process so that there will be no confusion and mistrust. I'll be honest with you, I had to ask the Senator from Mililani why we were separating the committee report.

"My recommendation to this body is that when we totally gut a bill and put entirely new things in the bill, that we at least notify everybody, including the public, so that we all know that something unusual is being done and that people who are following this legislation will know what is transpiring in this Senate body. As far as I was concerned, I wasn't aware as to why the committee report was being separated, but now I know. However, I don't think the public knows what is happening here and what we have just adopted.

"I'm not objecting to the contents; it's just the Senate procedure. I think it would be simpler for the public to follow a bill if the public knew that this bill was referred to the Ways and Means committee. However, all of a sudden it's not referred to Ways and Means and then, bingo, we adopt it. The public is going to feel that we're doing something that needs to be scrutinized. It would have been better if this measure had a single referral from the beginning. Thank you."

The Chair responded:

"Your concerns are so noted."

Senator Iwase also rose on a point of personal privilege and stated:

"Mr. President, I rise on a point of personal privilege to address the points made by the previous speaker.

"I appreciate the fact that he is, at this point, raising the issue. I do want to correct some things or some inferences which may have been made. First, that the resolutions were gutted. They were not. These were the original resolutions which were in the committee. Second, the reason for the separation of the committee report, which is a practice that I understand this body follows.

"I would have been pleased to answer the question during the discussion period when I made the motion, and I am pleased to address the question now. Because of the time constraint, we were circulating a form to refer from a double referral (PLW then to WAM) to a single referral (PLW). Because of the hectic work schedule, we were not able to sign off on the report or the referral sheet as soon as we would have liked to. In the interim, we were circulating a committee report which was signed off by all members of the Planning Committee. In order to insure that the appropriate procedures of the Senate are followed, I had to make the motion today, to separate the committee reports from the resolutions. I do, again, want to assure everyone here that there was no gutting of resolutions, nor transmogrification of any of these resolutions."

"Thank you."

Senator Matsuura rose again and said:

"Mr. President, I need to rebut on some of the comments made.

"I wasn't mentioning that the resolution was gutted, but there are bills that were gutted and that is a fact. That's what I'm referring to. In fact, I introduced a bill preventing the gutting of a bill at the conference level and putting totally new material into the bill, which we have done because I've seen it this session, not in this resolution that we were just talking about, but in other bills. I've seen bills that have been gutted and new unrelated material put in. That's what I'm referring to and that's my point of objection."

Senator Iwase then responded:

"Mr. President, again, I thank the previous speaker. My suggestion would be, if there is a big concern, that it be raised when those particular bills are before the body. Thank you."

APPOINTMENT OF CONFEREES

H.B. No. 1609, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1609, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ikeda, Kanno, co-chairmen, Holt, Solomon, George as managers on the part of the Senate at such conference.

H.B. No. 1615, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1615, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ikeda, Kanno, co-chairmen, Holt, Solomon, George as managers on the part of the Senate at such conference.

H.B. No. 1617, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1617, H.D. 1, and the request for a conference on the

subject matter thereof, the President appointed Senators Ikeda, Kanno, co-chairmen, Holt, Solomon, George as managers on the part of the Senate at such conference.

H.B. No. 1618, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1618, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ikeda, Kanno, co-chairmen, Holt, Solomon, George as managers on the part of the Senate at such conference.

H.B. No. 1619, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1619, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ikeda, Kanno, co-chairmen, Holt, Solomon, George as managers on the part of the Senate at such conference.

At 12:12 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:13 o'clock p.m.

Senator George then rose on a procedural request as follows:

"Mr. President, I rise on a procedural request.

"Mr. President, I request that we adjourn by a rising vote to mark the passing of the 37th President of the United States, Richard Nixon, and to remember some of the ways in which this remarkable man chartered new directions for the country he led.

"Many have forgotten that it was he who first conceived the Environmental Protection Agency. It was his administration that set up the Consumer Product Safety Commission and began to require federal construction contractors to take affirmative action to meet minority hiring goals. It was Nixon who, far ahead of today's headlines, proposed welfare reform and a national health insurance plan.

"By recalling these initiatives, I don't intend to slight the pinnacle accomplishment of the Nixon presidency -- the trip to China during 'the week that changed the world' -- nor have I forgotten the dismal chapter of Watergate.

"De mortuis nil nisi bonum may have kind intentions, but it isn't history.

"We now adjourn in acknowledgement of the contributions made by Richard Nixon and in tribute to the office in which he served -- the Presidency of the United States of America.

"Thank you."

ADJOURNMENT

At 12:17 o'clock p.m., on motion by Senator George, seconded by Senator Chang and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, April 28, 1994, on a rising vote and observing a moment of silence in memory of the late Richard Milhous Nixon, 37th President of the United States.