FOURTH DAY

Monday, January 23, 1995

The Senate of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 9:22 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Doctor Jon Bullock, Metropolitan Community Church, after which the Roll was called showing all Senators present.

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

At 9:25 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:30 o'clock a.m.

STANDING COMMITTEE REPORT

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

On motion by Senator Ikeda, seconded by Senator Baker and carried, the report of the Committee was adopted and S.B. No. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATURE, THE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, January 25, 1995.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Thursday, January 19, 1995, and Friday, January 20, 1995:

Senate Bill Referred to:

No. 284 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 285 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 286 Committee on Human Services, then to the Committee on Ways and Means

No. 287 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 288 Committee on Tourism and Recreation, then to the Committee on Judiciary

No. 289 Committee on Agriculture, Labor, and Employment

No. 290 Jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 291 Committee on Education, then to the Committee on Ways and Means

No. 292 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 293 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 294 Committee on Judiciary, then to the Committee on Ways and Means

No. 295 Committee on Health, then to the Committee on Ways and Means

No. 296 Committee on Consumer Protection, then to the Committee on Ways and Means

No. 297 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 298 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 299 Committee on Consumer Protection

No. 300 Committee on Judiciary, then to the Committee on Ways and Means

No. 301 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 302 Committee on Health, then to the Committee on Ways and Means

No. 303 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 304 Committee on Ways and Means

No. 305 Committee on Ways and Means

No. 306 Committee on Ecology and Environmental Protection, then to the Committee on Judiciary

No. 307 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 308 Committee on Ways and Means

No. 309 Committee on Judiciary, then to the Committee on Ways and Means

No. 310 Committee on Ways and Means

No. 311 Committee on Judiciary

No. 312 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 313 Committee on Consumer Protection

No. 314 Committee on Agriculture, Labor, and Employment, then to the Committee on Consumer Protection

No. 315 Committee on Agriculture, Labor, and Employment, then to the Committee on Consumer Protection No. 316 Committee on Judiciary

No. 317 Committee on Judiciary

No. 318 Committee on Judiciary

No. 319 Committee on Tourism and Recreation, then to the Committee on Judiciary

No. 320 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 321 Committee on Consumer Protection, then to the Committee on Judiciary

No. 322 Committee on Judiciary, then to the Committee on Ways and Means

No. 323 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 324 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 325 Committee on Agriculture, Labor, and Employment

No. 326 Committee on Education, then to the Committee on Ways and Means

No. 327 Committee on Education, then to the Committee on Ways and Means

No. 328 Committee on Judiciary, then to the Committee on Ways and Means

No. 329 Committee on Judiciary, then to the Committee on Ways and Means

No. 330 Committee on Judiciary

No. 331 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 332 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 333 Committee on Judiciary, then to the Committee on Ways and Means

No. 334 Committee on Judiciary

No. 335 Committee on Judiciary, then to the Committee on Ways and Means

No. 336 Committee on Judiciary, then to the Committee on Ways and Means

No. 337 Committee on Judiciary

No. 338 Committee on Housing, then to the Committee on Judiciary

No. 339 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 340 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 341 Committee on Judiciary, then to the Committee on Ways and Means

No. 342 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 343 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 344 Committee on Judiciary, then to the Committee on Ways and Means

No. 345 Committee on Consumer Protection

No. 346 Committee on Education, then to the Committee on Ways and Means

No. 347 Committee on Education, then to the Committee on Ways and Means

No. 348 Committee on Education, then to the Committee on Ways and Means

No. 349 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 350 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 351 Committee on Housing, then to the Committee on Ways and Means

No. 352 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 353 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 354 Committee on Planning, Land and Water Use Management

No. 355 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 356 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 357 Jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 358 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 359 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 360 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 361 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 362 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 363 Jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Ecology and Environmental Protection, then to the Committee on Ways and Means

| No. 36 | 54 | Committee on | Ways | and | Means |
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No. 365 Committee on Consumer Protection

No. 366 Committee on Education, then to the Committee on Ways and Means

No. 367 Committee on Education, then to the Committee on Ways and Means

No. 368 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 369 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 370 Committee on Health, then to the Committee on Ways and Means

No. 371 Committee on Education, then to the Committee on Ways and Means

No. 372 Committee on Education, then to the Committee on Ways and Means

No. 373 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 374 Committee on Hawaiian Affairs, then to the Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 375 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 376 Committee on Consumer Protection, then to the Committee on Ways and Means

No. 377 Committee on Judiciary, then to the Committee on Ways and Means

No. 378 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 379 Committee on Communications and Public Utilities, then to the Committee on Ways and Means

No. 380 Committee on Planning, Land and Water Use Management

No. 381 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 382 Committee on Human Services, then to the Committee on Ways and Means

No. 383 Committee on Communications and Public Utilities, then to the Committee on Consumer Protection

No. 384 Committee on Communications and Public Utilities, then to the Committee on Consumer Protection

No. 385 Committee on Human Services, then to the Committee on Judiciary

No. 386 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 387 Committee on Communications and Public Utilities, then to the Committee on Ways and Means

No. 388 Committee on Health, then to the Committee on Ways and Means

No. 389 Committee on Health, then to the Committee on Ways and Means

No. 390 Committee on Judiciary, then to the Committee on Ways and Means

No. 391 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 392 Jointly to the Committee on Education and the Committee on Judiciary, then to the Committee on Ways and Means

No. 393 Committee on Agriculture, Labor, and Employment, then to the Committee on Judiciary

No. 394 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 395 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 396 Committee on Agriculture, Labor, and Employment, then to the Committee on Education, then to the Committee on Ways and Means

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No. 417 Committee on Tourism and Recreation, then to the Committee on Judiciary

No. 418 Committee on Education, then to the Committee on Ways and Means

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No. 437 Committee on Health, then to the Committee on Ways and Means

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No. 449 Jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Judiciary, then to the Committee on Ways and Means

No. 450 Committee on Ecology and Environmental Protection

No. 451 Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

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Government Affairs, then to the Committee on Ways and Means

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No. 593 Committee on Agriculture, Labor, and Employment, then to the Committee on Planning, Land and Water Use Management

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No. 605 Committee on Planning, Land and Water Use Management

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SENATE JOURNAL - 4th DAY

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| Employment, then No. 712 No. 713 No. 714 Employment, then No. 715 Culture, and Arts | to the Committee on Ways and Means Committee on Consumer Protection Committee on Consumer Protection Committee on Agriculture, Labor, and to the Committee on Ways and Means Committee on Higher Education, | No. 737Committee on Agriculture, Labor, an Employment, then to the Committee on JudiciaryNo. 738Committee on Agriculture, Labor, an Employment, then to the Committee on Ways and MeansNo. 739Committee on Agriculture, Labor, an Employment, then to the Committee on Ways and MeansNo. 740Committee on Agriculture, Labor, and |
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No. 761 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 762 Committee on Consumer Protection

No. 763 Jointly to the Committee on Consumer Protection and the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 764 Committee on Housing, then to the Committee on Judiciary

No. 765 Committee on Housing

No. 766 Committee on Judiciary, then to the Committee on Ways and Means

No. 767 Committee on Judiciary, then to the Committee on Ways and Means

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No. 773 Committee on Judiciary, then to the Committee on Ways and Means

No. 774 Committee on Education, then to the Committee on Ways and Means

No. 775 Committee on Hawaiian Affairs, then to the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 776 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 777 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 778 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 779 Committee on Education, then to the Committee on Ways and Means

No. 780 Jointly to the Committee on Education and the Committee on Communications and Public Utilities, then to the Committee on Ways and Means

No. 781 Committee on Economic Development, then to the Committee on Ways and Means

No. 782 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 783 Committee on Hawaiian Affairs, then to the Committee on Ways and Means

No. 784 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 785 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 786 Committee on Health, then to the Committee on Ways and Means

No. 787 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 788 Jointly to the Committee on Tourism and Recreation and the Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 789 Jointly to the Committee on Education and the Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 790 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 791 Committee on Transportation and Government Affairs, then to the Committee on Consumer Protection

No. 792 Committee on Health, then to the Committee on Consumer Protection

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No. 794 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

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No. 802 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

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No. 804 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 805 Committee on Agriculture, Labor, and Employment, then to the Committee on Judiciary

No. 806 Committee on Consumer Protection, then to the Committee on Judiciary

No. 807 Committee on Consumer Protection

No. 808 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 809 Committee on Higher Education, Culture, and Arts

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No. 811 Committee on Education, then to the Committee on Ways and Means

No. 812 Committee on Human Services, then to the Committee on Ways and Means

No. 813 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means

No. 814 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 815 Committee on Judiciary, then to the Committee on Ways and Means

No. 816 Committee on Health, then to the Committee on Consumer Protection

No. 817 Committee on Human Services, then to the Committee on Ways and Means

No. 818 Committee on Human Services, then to the Committee on Ways and Means

No. 819 Committee on Judiciary

No. 820 Committee on Consumer Protection

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No. 824 Committee on Consumer Protection

No. 825 Committee on Housing, then to the Committee on Ways and Means

No. 826 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 827 Committee on Education, then to the Committee on Ways and Means

No. 828 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 829 Committee on Hawaiian Affairs, then to the Committee on Planning, Land and Water Use Management

No. 830 Committee on Ecology and Environmental Protection, then to the Committee on Ways and Means

No. 831 Committee on Economic Development, then to the Committee on Ways and Means

No. 832 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 833 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 834 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 835 Committee on Transportation and Government Affairs, then to the Committee on Economic Development

No. 836 Committee on Human Services, then to the Committee on Ways and Means

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No. 843 Committee on Economic Development, then to the Committee on Ways and Means

No. 844 Committee on Health, then to the Committee on Judiciary

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No. 846 Committee on Economic Development, then to the Committee on Ways and Means

No. 847 Committee on Economic Development, then to the Committee on Ways and Means

No. 848 Committee on Transportation and Government Affairs, then to the Committee on Consumer Protection

No. 849 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 850 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 851 Committee on Agriculture, Labor, and Employment

No. 852 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 853 Committee on Transportation and Government Affairs, then to the Committee on Communications and Public Utilities

No. 854 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 855 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 856 Committee on Housing, then to the Committee on Ways and Means

No. 857 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 858 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 859 Committee on Consumer Protection

No. 860 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

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No. 864 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 865 Committee on Planning, Land and Water Use Management, then to the Committee on Judiciary

No. 866 Committee on Planning, Land and Water Use Management

- No. 867 Committee on Judiciary
- No. 868 Committee on Judiciary
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No. 876 Committee on Judiciary

No. 877 Committee on Economic Development, then to the Committee on Ways and Means

No. 878 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 879 Committee on Ecology and Environmental Protection, then to the Committee on Ways and Means

No. 880 Committee on Health, then to the Committee on Ways and Means

No. 881 Committee on Consumer Protection, then to the Committee on Ways and Means

No. 882 Committee on Ecology and Environmental Protection, then to the Committee on Judiciary

No. 883 Committee on Ecology and Environmental Protection, then to the Committee on Ways and Means

No. 884 Committee on Health, then to the Committee on Transportation and Government Affairs

No. 885 Jointly to the Committee on Education and the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 886 Committee on Ways and Means

No. 887 Committee on Ways and Means

No. 888 Committee on Judiciary, then to the Committee on Ways and Means

No. 889 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 890 Committee on Ecology and Environmental Protection, then to the Committee on Ways and Means

No. 891 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 892 Committee on Tourism and Recreation, then to the Committee on Judiciary

No. 893 Committee on Ways and Means

No. 894 Committee on Judiciary

No. 895 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 896 Committee on Education, then to the Committee on Ways and Means

No. 897 Committee on Consumer Protection

No. 898 Committee on Economic Development, then to the Committee on Ways and Means

No. 899 Committee on Transportation and Government Affairs, then to the Committee on Consumer Protection

No. 900 Committee on Economic Development, then to the Committee on Ways and Means

No. 901 Committee on Economic Development, then to the Committee on Ways and Means

No. 902 Jointly to the Committee on Economic Development and the Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 903 Committee on Economic Development, then to the Committee on Ways and Means

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No. 909 Committee on Economic Development, then to the Committee on Consumer Protection

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No. 911 Committee on Economic Development, then to the Committee on Ways and Means

No. 912 Committee on Economic Development, then to the Committee on Ways and Means

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No. 914 Committee on Communications and Public Utilities, then to the Committee on Ways and Means No. 915 Committee on Communications and Public Utilities, then to the Committee on Ways and Means

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No. 917 Committee on Communications and Public Utilities, then to the Committee on Ways and Means

No. 918 Committee on Economic Development, then to the Committee on Communications and Public Utilities, then to the Committee on Ways and Means

No. 919 Committee on Judiciary

No. 920 Committee on Human Services, then to the Committee on Ways and Means

No. 921 Committee on Consumer Protection, then to the Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 922 Committee on Education, then to the Committee on Ways and Means

No. 923 Committee on Ways and Means

No. 924 Committee on Judiciary

No. 925 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 926 Committee on Hawaiian Affairs, then to the Committee on Consumer Protection

No. 927 Committee on Consumer Protection

No. 928 Committee on Consumer Protection, then to the Committee on Ways and Means

No. 929 Committee on Economic Development, then to the Committee on Ways and Means

No. 930 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 931 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 932 Committee on Education, then to the Committee on Ways and Means

No. 933 Committee on Economic Development, then to the Committee on Ways and Means

No. 934 Committee on Economic Development, then to the Committee on Ways and Means

No. 935 Committee on Judiciary, then to the Committee on Ways and Means

No. 936 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 937 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 938 Committee on Communications and Public Utilities, then to the Committee on Transportation and Government Affairs

No. 939 Committee on Health, then to the Committee on Ways and Means

No. 940 Committee on Human Services, then to the Committee on Ways and Means

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No. 942 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

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No. 946 Committee on Judiciary, then to the Committee on Ways and Means

No. 947 Committee on Consumer Protection

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No. 949 Committee on Consumer Protection, then to the Committee on Ways and Means

No. 950 Committee on Consumer Protection, then to the Committee on Judiciary

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No. 953 Committee on Judiciary, then to the Committee on Consumer Protection

No. 954 Committee on Education, then to the Committee on Ways and Means

No. 955 Committee on Consumer Protection

No. 956 Committee on Consumer Protection, then to the Committee on Judiciary

No. 957 Committee on Housing

No. 958 Committee on Consumer Protection

No. 959 Committee on Consumer Protection

No. 960 Committee on Consumer Protection

No. 961 Committee on Consumer Protection

No. 962 Committee on Agriculture, Labor, and Employment, then to the Committee on Judiciary

No. 963 Committee on Transportation and Government Affairs

No. 964 Jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Planning, Land and Water Use Management

No. 965 Committee on Human Services, then to the Committee on Ways and Means

No. 966 Committee on Human Services, then to the Committee on Ways and Means

No. 967 Committee on Human Services, then to the Committee on Ways and Means

No. 968 Committee on Human Services, then to the Committee on Ways and Means

No. 969 Committee on Judiciary, then to the Committee on Ways and Means

No. 970 Committee on Health, then to the Committee on Agriculture, Labor, and Employment

No. 971 Committee on Communications and Public Utilities

No. 972 Committee on Judiciary

No. 973 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 974 Jointly to the Committee on Agriculture, Labor, and Employment and the Committee on Planning, Land and Water Use Management

No. 975 Committee on Planning, Land and Water Use Management

No. 976 Committee on Planning, Land and Water Use Management

No. 977 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 978 Committee on Health, then to the Committee on Ways and Means

No. 979 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 980 Committee on Consumer Protection

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No. 986 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 987 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 988 Committee on Consumer Protection

No. 989 Committee on Education, then to the Committee on Agriculture, Labor, and Employment

No. 990 Committee on Consumer Protection

No. 991 Committee on Consumer Protection

No. 992 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 993 Committee on Education, then to the Committee on Judiciary

No. 994 Committee on Education, then to the Committee on Judiciary

No. 995 Committee on Education

No. 996 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 997 Committee on Education, then to the Committee on Ways and Means

No. 998 Jointly to the Committee on Education and the Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 999 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1000 Committee on Higher Education, Culture, and Arts

No. 1001 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1002 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1003 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1004 Committee on Higher Education, Culture, and Arts, then to the Committee on Transportation and Government Affairs

No. 1005 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1006 Committee on Economic Development, then to the Committee on Ways and Means

No. 1007 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1008 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1009 Committee on Consumer Protection

No. 1010 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1011 Committee on Ways and Means

No. 1012 Committee on Consumer Protection

No. 1013 Committee on Education, then to the Committee on Ways and Means

No. 1014 Jointly to the Committee on Education and the Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1015 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1016 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means No. 1017 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1018 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1019 Committee on Transportation and Government Affairs

No. 1020 Committee on Education, then to the Committee on Ways and Means

No. 1021 Committee on Health, then to the Committee on Ways and Means

No. 1022 Committee on Health, then to the Committee on Ways and Means

No. 1023 Committee on Health, then to the Committee on Consumer Protection

No. 1024 Committee on Health, then to the Committee on Ways and Means

No. 1025 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 1026 Committee on Economic Development, then to the Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 1027 Committee on Consumer Protection

No. 1028 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

No. 1029 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1030 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1031 Committee on Planning, Land and Water Use Management, then to the Committee on Transportation and Government Affairs

No. 1032 Committee on Human Services, then to the Committee on Ways and Means

No. 1033 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1034 Committee on Education, then to the Committee on Ways and Means

| No. 1035 | Committee on Ways and Means |
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No. 1041 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 1042 Committee on Consumer Protection

No. 1043 Committee on Education, then to the Committee on Ways and Means

No. 1044 Committee on Judiciary

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No. 1047 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 1048 Committee on Judiciary

No. 1049 Committee on Transportation and Government Affairs, then to the Committee on Judiciary

No. 1050 Committee on Judiciary

No. 1051 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1052 Committee on Tourism and Recreation, then to the Committee on Judiciary

No. 1053 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1054 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1055 Committee on Judiciary, then to the Committee on Ways and Means

No. 1056 Committee on Planning, Land and Water Use Management

No. 1057 Committee on Education

No. 1058 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1059 Committee on Judiciary, then to the Committee on Ways and Means

No. 1060 Committee on Consumer Protection

No. 1061 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1062 Committee on Consumer Protection, then to the Committee on Ways and Means

No. 1063 Committee on Education, then to the Committee on Ways and Means

No. 1064 Committee on Education, then to the Committee on Judiciary

No. 1065 Committee on Education, then to the Committee on Ways and Means

No. 1066 Committee on Education, then to the Committee on Ways and Means

No. 1067 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means No. 1068 Committee on Judiciary, then to the Committee on Ways and Means

No. 1069 Committee on Tourism and Recreation, then to the Committee on Ways and Means

No. 1070 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1071 Committee on Agriculture, Labor, and Employment, then to the Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 1072 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

No. 1073 Committee on Agriculture, Labor, and Employment, then to the Committee on Judiciary

No. 1074 Committee on Agriculture, Labor, and Employment

No. 1075 Committee on Education, then to the Committee on Ways and Means

No. 1076 Committee on Consumer Protection

No. 1077 Committee on Housing, then to the Committee on Ways and Means

No. 1078 Committee on Human Services, then to the Committee on Ways and Means

No. 1079 Jointly to the Committee on Housing and the Committee on Ways and Means

No. 1080 Committee on Human Services, then to the Committee on Ways and Means

No. 1081 Committee on Housing, then to the Committee on Ways and Means

No. 1082 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means

No. 1083 Committee on Health, then to the Committee on Ways and Means

No. 1084 Committee on Transportation and Government Affairs

No. 1085 Committee on Human Services, then to the Committee on Ways and Means

No. 1086 Committee on Health, then to the Committee on Ways and Means

No. 1087 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1088 Committee on Consumer Protection

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No. 1090 Committee on Consumer Protection

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No. 1094 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means No. 1095 Committee on Housing Committee on Ways and Means No. 1096 Committee on Consumer Protection No. 1121 to the Committee on Judiciary No. 1097 Committee on Consumer Protection, then to the Committee on Judiciary No. 1122 No. 1098 Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means No. 1123 No. 1099 Committee on Consumer Protection No. 1124 No. 1100 Committee on Consumer Protection Means No. 1101 Committee on Consumer Protection, then to the Committee on Ways and Means No. 1125 No. 1102 Committee on Agriculture, Labor, and Means Employment No. 1126 Committee No. 1103 Committee on Agriculture, Labor, and Employment, then to the Committee on Judiciary No. 1127 No. 1104 Committee on Consumer Protection No. 1105 Committee on Agriculture, Labor, and No. 1128 Employment, then to the Committee on Ways and Means No. 1129 No. 1106 Committee on Education, then to the Committee on Ways and Means No. 1130 No. 1107 Committee on Transportation and Government Affairs, then to the Committee on Ways and No. 1131 Means Means No. 1108 Committee on Ways and Means No. 1132 Committee No. 1109 Committee on Transportation and Government Affairs, then to the Committee on Ways and **Consumer Protection** Means No. 1133 Committee on Committee on Higher Education, Government Affairs No. 1110 Culture, and Arts, then to the Committee on Ways and Means No. 1134 No. 1111 Committee on Transportation and No. 1135 Government Affairs, then to the Committee on Ways and Committee on Consumer Protection Means No. 1136 No. 1112 Committee on Judiciary then to the Committee on Judiciary Committee on Human Services, then No. 1113 No. 1137 to the Committee on Ways and Means No. 1114 Committee on Agriculture, Labor, and Employment, then to the Committee on Judiciary

Committee on Transportation and No. 1115 Government Affairs, then to the Committee on Ways and Means

No. 1116 Committee on Consumer Protection, then to the Committee on Judiciary

Committee on Judiciary, then to the No. 1117 Committee on Ways and Means

Committee on Agriculture, Labor, and No. 1118 Employment, then to the Committee on Judiciary

Committee on Agriculture, Labor, and No. 1119 Employment, then to the Committee on Judiciary

Committee on Planning, Land and No. 1120 Water Use Management, then to the Committee on Transportation and Government Affairs, then to the

Committee on Human Services, then

Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

Committee on Transportation and Government Affairs, then to the Committee on Ways and

Committee on Transportation and Government Affairs, then to the Committee on Ways and

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Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

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Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means

Committee on Ways and Means

Committee on Transportation and Government Affairs, then to the Committee on Ways and

on Ecology and Environmental Protection, then to the Committee on

Transportation and

Committee on Consumer Protection

Committee on Housing, then to the

Committee on Consumer Protection,

Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Judiciary, then to the Committee on Ways and Means

No. 1138 Committee on Ways and Means

No. 1139 Committee on Judiciary

No. 1140 Committee on Education, then to the Committee on Ways and Means

Committee on Agriculture, Labor, and No. 1141 Employment, then to the Committee on Ways and Means

No. 1142 Committee on Transportation and Government Affairs, then to the Committee on Ways and Means

No. 1143 Committee on Housing, then to the Committee on Ways and Means

No. 1144 Committee on Judiciary, then to the Committee on Ways and Means

No. 1145 Committee on Judiciary

RE-REFERRAL OF SENATE BILL

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

Senate Bill Referred to:

No. 150 Jointly to the Committee on Consumer Protection and the Committee on Communications and Public Utilities, then to the Committee on Ways and Means

At 9:32 o'clock a.m., on motion by Senator Ihara, seconded by Senator Liu and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 1, to receive the Governor's state of the state address.

JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, was called to order at 10:00 o'clock a.m. by the Honorable Joseph Souki, Speaker of the House of Representatives.

At this time, the Speaker welcomed and introduced the following distinguished guests to the members of the Eighteenth Legislature:

Ms. Samantha Cayetano and Mr. Brandon Cayetano, daughter and son of Governor Cayetano;

The Honorable Mazie Hirono, Lieutenant Governor of Hawaii. She was presented leis by Senator Les Ihara, Jr., and Representative Paul Oshiro;

The Honorable Ronald T.Y. Moon, Chief Justice, Hawaii State Supreme Court;

The Honorable Jeremy Harris, Mayor of the City and County of Honolulu;

The Honorable Stephen Yamashiro, Mayor of the County of Hawaii;

Rear Admiral Howard Gehring, District Commander, 14th Coast Guard District;

The Honorable William Quinn, former Governor of Hawaii, and Mrs. Quinn;

The Honorable John Waihee, former Governor of Hawaii, and Mrs. Waihee;

The Honorable Murray Cobban, Consul General of Australia;

The Honorable Solita Aguirre, Consul General of the Philippines;

The Honorable Antoine Frasetto, Consul General of France;

The Honorable Roger Ulveling, Honorary Dean of the Consular Corps;

The Honorable Yu Tin Yu, Consul General of Taiwan; and

The Honorable Daniel J. Kihano, former Speaker of the House of Representatives.

The Speaker then appointed Senators Rosalyn Baker, Mike McCartney and Michael Liu, on behalf of the Senate, and Representatives Paul Oshiro, Tom Okamura and Gene Ward, on behalf of the House of Representatives, to escort the Honorable Benjamin J. Cayetano, Governor of Hawaii, to the rostrum.

Senator Malama Solomon and Representative Annelle Amaral presented Governor Cayetano with maile-ilima leis.

The Speaker then presented the Honorable Benjamin J. Cayetano, Governor of Hawaii, to the members of the Eighteenth Legislature.

The Governor addressed the Joint Session as follows:

"Mr. President, Mr. Speaker, members of the Eighteenth Hawaii State Legislature, honored guests, my fellow citizens:

"I am truly honored this morning that the great privilege of presenting our state's appraisal of the state of our state has been given to me.

"As a former legislator, I am not a stranger to this process. And I want you to know I am proud to have once served amongst you, and I am most appreciative for the invitation you have given me to present the goals my cabinet and I intend to pursue.

"At the outset, there are two things I want to bring to your attention. The first is, that whatever I say here today is said with hope and confidence. I believe our ability to solve our state's problems is limited only by our imagination and our resolve. Second, I will not cover all of the issues which face us. Instead, I will focus on those issues which are of the highest priority.

"Thomas Jefferson said that 'democracy begins in conversation. My friends, let our conversation this morning begin in earnest.

"No government can sustain itself if the people do not believe in it.

"In the 20 years I have served the public, I have never seen public confidence in government as low as it is today. Too many people find their government irrelevant to their lives. Too many people have lost faith in their government's ability to solve their problems, meet their needs and make life better. And there are far too many people who believe that public officials are self-serving, arrogant and corrupt.

"We must restore faith in state government. We must restore faith in public service. And we will begin by reaffirming our belief that government must serve and not be served. As your Governor, I will lead by example, as I have over my 20 years in public service. And my cabinet will follow my lead, making it clear to all who serve in my administration that cronyism and corruption will not be tolerated. There is no room in my administration for those who violate this standard.

"To this end, I have appointed an Attorney General who understands fully that the Attorney General is the People's lawyer -- and that her supreme loyalty in enforcing the law is not to me as Governor nor to you as members of the legislature -- but to the public, to the People.

"This fundamental principle is the cornerstone of public service. Like the Attorney General, our loyalty to the public supersedes our loyalty to each other. This principle will be the creed of my administration.

"To allay the public's concern about cronyism and corruption in government, we will establish in the Attorney General's Office a Public Integrity/White Collar Crime Unit to fairly and vigorously enforce the law.

"Openness will be the hallmark of my administration. I have instructed my cabinet to be liberal, to be free in providing you and the media with information. In time of trouble, you will never find me or my cabinet hunkering down defensively. That has never been my style. As Governor, my cards will be face up on the table, as they have always been. If you want information, ask for it. If the law permits us to give it and we have it, we will provide it.

"The past few difficult years have taught us something we should never forget. It is the economy which allows us our life-style. Without a strong economy, we all suffer.

"Hawaii's economy is at a crossroads. Tourism, I'm confident, will bounce back, but large corporate agribusiness such as sugar and defense spending are in a decline. We must diversify our economy, strike a better balance among economic, environmental and social objectives, and lay the foundation for a better educated and higher skilled work force and population.

"Economic opportunities literally surround us. Hawaii is at the center of the world's most vibrant and dynamic economic region. My director of DBEDT, Dr. Seiji Naya, estimates there are \$600 billion in trade flying over or bypassing us every year. If we could only capture onetenth of one percent of that amount, it would be \$600 million in additional revenues which we can use to help our people and create new jobs.

"Opportunities in education, healthcare and the knowledge industry hold great potential for Hawaii. A few years ago, for example, Boston University was interested in buying Hawaii Loa College to service the demand for American higher education among Pacific Rim nations. Hawaii Pacific University, with a 56 percent out-of-state enrollment, servicing many students from the Pacific Rim has successfully found its niche in this market.

"Like American education, American healthcare is the best in the world and American healthcare is in high demand in the Pacific Rim. A few weeks ago, I had the privilege of being invited to golf with the King of Malaysia (that's one of the nice things about this job, you get to do this). And the King had just returned from Stanford Medical Center where he received medical treatment. Having gone to Stanford for medical treatment, he decided he would stop to rest and play golf in Hawaii before returning to Malaysia. The appeal of American healthcare is not limited to kings. Every year, thousands of foreigners flock to the United States to patronize American hospitals, doctors, medical schools and healthcare businesses.

"We have some great ideas on how to seize these opportunities but we will not be able to fully take advantage of them unless we take some basic steps which are essential, essential to meaningful diversification of our economy.

"First, we must build a quality public school system which will produce a high quality work force. Creating economic opportunities means little to me if our children are not prepared to seize them. This is why improving the public schools continues to be my highest priority.

"Second, meaningful economic diversification and growth will not occur unless we nurture a favorable business climate. This means accelerating our efforts to cut red tape and we will give you examples of that and bring down workers' compensation costs by reforming the system. Effective workers' compensation reform will not be achieved unless all of the affected parties stop blaming each other, unless business, labor, medical providers and government work together toward a common solution. I place workers' compensation reform very high on my list of priorities and I believe it is so important that I have asked the Lt. Governor to lead the administration's team on this matter. We have already developed a plan which she will soon present to you.

"Third, Hawaii needs a first-rate state-of-the-art telecommunications system. We have made great strides in building a good telecommunications network. But, it is not a question of our capacity, rather it is a question of 'access.' In other words, what we have achieved in Hawaii is to build a telecommunications freeway, a super freeway, but there are very few on-ramps and few people can use this freeway.

"To provide greater accessibility to business, to scholars, to our schools, to our telecommunications system, I will propose that we go to the PUC and ask for the deregulation of telecommunications. I will ask the PUC to deregulate telecommunications to create a climate of free and open competition to allow all telecommunications companies -- telephone, cable, microwave, cellular and satellite -- to operate here.

"Tourism, of course, will continue to be Hawaii's largest industry. And we will continue to strongly support tourism without micromanaging it. In this connection, we will continue our strong support of the Hawaii Visitors Bureau but we will require that the private sector begin to assume a greater share of the HVB's funding. On this issue, I find myself in strong support of Senate President Mizuguchi's position on HVB.

"Let me now turn to education. Nothing we do will be more important than improving the education we give our children. A quality education goes far beyond preparing our children to earn a living. It is essential to improving our quality of life.

"The passage of the Omnibus Education Bill last year was a major step toward education reform. We will continue to support the implementation of the various reforms proposed by the Act. And we will work with you to bring about meaningful education reform.

"But given the fiscal crisis we find ourselves in, it is inappropriate for me to propose new education incentives such as early childhood education which is very dear to my heart, but requires new revenue. Instead, let me discuss some reforms which can help improve our schools and can be made even in this time of fiscal constraints.

"You know it takes approximately five years to build one of our schools. Maybe it's taken less now, but it's close to five years. By contrast, it will take First Hawaiian Bank about two years to build its 30-story skyscraper on the corner of King and Bishop Streets. First Hawaiian Bank has an advantage, however. Its CEO, Walter Dods, did not have to go through 41 steps to have First Hawaiian Bank's construction approved. We have to. We're going to change that and we propose to streamline the process.

"We will establish a 'one-stop' clearinghouse to facilitate all new school construction. This will require an integrated team approach by all of the appropriate state agencies to plan and implement school construction working together. We believe this team approach will save time and improve communications between the different departments and agencies which are involved in the process.

"Repair and maintenance of the schools. We have a tremendous backlog in repair and maintenance. The problem is that the Board of Education, for very good reasons, has limited repair and maintenance of the schools to summer months. As a result, everything is crammed into a space or time of about three months. We are hundreds of millions of dollars behind in repair and maintenance. It is not anyone's fault, it is the system. It is the process. And if we continue to do things in the same way, we will never be able to break that logjam and we will never be able to catch up.

"We propose simple things. I got this idea from someone who worked in DAGS, which tells me a lot about the fertility of ideas among state workers, and I have adopted this idea. We will attempt to change the system by establishing a 'mobile' school consisting of airconditioned trailers that were used on Kauai after Hurricane Iniki hit Kauai, to move this 'mobile' school from school to school year round to provide a regular and continuous repair and maintenance service. We believe that this simple idea will help us break the repair and maintenance logjam and will make the school place better for our children.

"There are so many important issues I would have liked to discuss with you: long-term care (very dear to my heart, and I propose that before my four years is over as governor, that we will do something about long-term care), affordable housing, auto insurance (so important that we have asked the Lieutenant Governor to take the lead on this), the University of Hawaii (the campus at Hilo, the campus at Kapolei, very important issues), agriculture, transportation. I will have to express those views to you at another time and you will learn about them through the budget process and the hearing process as you take a look at the bills. I want to devote the remainder of my time here this morning to what I consider is the state's biggest problem -- its fiscal condition.

"Of all of the issues, there is nothing more urgent, more demanding of our immediate attention, more central to all of our deliberations than the state's financial crisis.

"Make no mistake about it: no governor, no legislature since statehood has faced a financial crisis of the magnitude and severity that we face today.

"Until Saturday afternoon, I had a totally different speech, then on Saturday afternoon I met with my director of Budget and Finance, who seems to make a habit of bringing me this kind of news. Until Saturday, we believed that the state faced a deficit of \$150 million over the next fiscal biennium. However, further analysis of our financial condition during the past weekend led us to the conclusion that the situation is even worse: that we now face a deficit in excess of \$250 million.

"Believe me, we are just as frustrated as you. And each day I hope and pray that it doesn't increase. But the fact of the matter is that we have checked the numbers again and again and again. We have brought other people in to look at the numbers; we are convinced that we are correct, conservatively so. "Let me take the time to decipher for you what seems to have happened. I think it's important that you understand. The executive budget submitted to you by the previous administration indicated that there would be a general fund balance of about \$80 million at the end of the 1995-97 fiscal biennium. The first signal that this projected balance was not likely to hold up occurred when the Council on Revenues submitted its last general fund revenue estimates indicating that the state would take in \$120 million less than previously projected.

"We then learned that certain programs, largely social services entitlements, required deficiency appropriations of about \$30.5 million this year. This also meant additional expenditures for the next biennium of some \$51 million, making for a potential shortfall of some \$200 million at the end of the biennium.

"Our latest analysis indicates that some of the calculations and assumptions were incorrect. For example, the savings, which everybody had high hopes for, from the early retirement program enacted just last session, in the waning hours of the last session, were overstated by \$33 million we found. Why? Because it was mistakenly assumed that all retirees were employees paid by the general fund whereas a significant number were paid by other funds including special funds.

"In addition, there was a miscalculation of nontax revenues in the financial plan requiring a downward adjustment of \$10.4 million.

"At this point, let me say that I don't expect you to remember all of these adjustments, certainly not in their details. But I feel I'm obliged to mention them because we all need to understand that there is a sound basis for concluding that our situation is much worse than we previously thought.

"Could it get worse? Unfortunately, the answer is yes. We do not yet know how changes in federal policies will affect state expenditures, but the outlook is not very bright. Moreover, the financial plan does not include collective bargaining; does not include the specific appropriations that you make every year averaging about \$30 million; and it does not include contingent expenses we may pay because of lawsuits, because of decisions made by the Federal government such as the purchase of the Kapolei land, the reimbursement of the airport funds, or the Felix case, which many of you know about (estimated costs: \$45 perhaps \$90 million). It could get worse.

"Could it get better? Yes, it could get better. We can hope that general fund revenues will pick up soon, but I would suggest to you that it would not be wise to base our financial policy on wishful thinking.

"What then can we do? What course of action should we follow?

"These are the basic alternatives as I see it. First, we could raise taxes to make up for the shortfalls, but the Speaker, the Senate President and I agree, we do not believe that this is the course that we should take. The public will not accept any new taxes without our first exhausting our efforts to control state spending.

"Second, we could impose across the board reductions in state expenditures, but such an arbitrary action would mean that the most needed and worthwhile programs would suffer.

"Third, we could restructure government to realize efficiencies and economies and reduce or curtail programs which are less needed or outlived their usefulness.

"I propose that the third alternative is the most reasonable, the most responsible and the best course of action to follow if we are to resolve the crisis that we are in and also provide the basis for a more efficient and economical state government over the longer term.

"One of the first steps that we can take in redesigning the structure of government is to review the need for all boards and commissions and those agencies which are attached to the core departments and offices of state government.

"I mentioned earlier in my speech that I would lead by example, and I will. We will start with the Office of the Governor. I have already begun the curtailment of the Governor's Agricultural Coordinating Committee and proposed its eventual elimination because its functions should be assumed by the Department of Agriculture.

"Similarly, we do not need a separate Office of International Relations, not because our relationships in a global economy are not important but because its mission can be pursued by the Department of Business, Economic Development and Tourism.

"I also propose that we review the Office of Children and Youth, the Executive Office on Aging, and the Office of Youth Services to determine whether these important functions can continue to stay in the governor's office or whether they should be absorbed by existing departments.

"A thorough review should also be made of the many agencies assigned to the principal departments with a view towards elimination or consolidation. As an example, SHPDA, the State Health Planning and Development Agency has not shown, in my view, over the years that it has been accomplishing its principal objective of controlling the costs of healthcare facilities. Perhaps it should be terminated. Likewise, the program of the Office of Space Industries is no longer viable, and perhaps it too should be reviewed and shut down.

"With respect to housing, there are now four agencies involved: the Hawaii Housing Authority, Housing Finance and Development Corporation, the Hawaii Community Development Authority, and the Department of Hawaiian Home Lands. I propose that the first three agencies be consolidated into a Department of Housing. Much along the lines suggested by Representative Isbell.

"As to the housing development function of the new department and that of the Department of Hawaiian Home Lands, better results could be achieved by contracting all of the housing development and construction with the private sector. That's been proven time and time again and it's time we got to it.

"We will examine all boards and commissions and recommend the termination of those which are no longer needed.

"This review should especially apply to professional and occupational licensing boards, some of which should probably be sunseted to remove the onerous burden of unnecessary regulation.

"We should extend our review even to advisory boards. With all of the emphasis on public education now centered on the individual school, with the rise and the importance of the commitment of the Legislature, or the Executive, or the Board of Education, to the process of SCBM, it may be time to re-examine the need for the district school advisory councils and determine whether that body is still needed. "The agenda for restructuring government is a long one, and our approach should be systematic. I am establishing a task force on government restructuring to review the roles and responsibilities of the principal departments and to determine the appropriate placement and reassignment of functions.

"This task force, which I will personally chair, will be comprised of the directors of several key departments and will also involve the participation of leaders from our three public employee unions and leaders from the business community.

"Just as organizations need to be restructured for economy and efficiency, so should programs be redesigned if better results and savings can be achieved. For example, we have recognized that our health care programs have been extremely and increasingly costly, and QUEST was developed to address that problem. The underlying principle of QUEST, we all know, is managed care.

"We estimate that QUEST will save \$60 million over five years. We can realize savings faster if we broaden QUEST now to cover the aged, blind, and disabled, which is still under the old fee-for-service system and which recently caused us to ask you for an \$11.1 million deficiency appropriation this year.

"We believe that further savings can be obtained by extending QUEST to public employees and to retirees. And we can also enlarge the scope of QUEST to enable the private sector, small business, and every person in the private sector company who wishes to join, to join.

"The major concern of enlarging QUEST is whether members will be able to choose their doctors and get the quality of care they are accustomed to.

"I believe they will. QUEST today has five managed care plans now available. With a huge infusion of new participants -- we estimate about 140,000 in addition to the 120,000 now enrolled -- experience shows that most doctors will join one of the managed care programs.

"With nearly a quarter of the people of the population of this state in a single massive purchasing pool for health care, we believe QUEST will have enormous bargaining power with providers to purchase quality healthcare at affordable prices. We ask that you support our plan to expand QUEST over the next two years. It will not be easy; there are some very, very serious questions to consider, but we believe we need to make these kinds of changes to bring healthcare costs under control in this state.

"Even as the major thrust in the restructuring of government and the redesign of programs is to achieve greater efficiency and cost savings, there will be some instances where a higher level of expenditures will be required.

"We must continue to fund increased staffing at the State Hospital not just because the courts require it, but because it is the right thing to do.

"And there will be instances where we must provide funding where none was previously appropriated. In this regard, we must honor our commitment to the settlement of \$600 million over 20 years to the Department of Hawaiian Home Lands simply because justice for native Hawaiians requires it. We simply will have to make do with less funds elsewhere, and in this case, if permitted by the settlement, we hope to ask you to earmark \$30 million annually from general obligation bond funds normally

used for the state's capital improvement program to the payment of that settlement.

"We should consider this matter not merely as a settlement to benefit native Hawaiians but also as a matter which will also help the housing needs of our communities in general.

"Let's remember that every family moving into a home on Hawaiian home lands frees a home in the community to help with our affordable housing program. All of our citizens, not just native Hawaiians, stand to gain.

"There are some immediate, though limited, measures that we can take to improve general fund revenues. I will not touch on some of the proposals made by the House and the Senate with respect to gambling, but let me tell you what we're doing. We should review the many special and revolving funds. Where the need for the funds is questionable or where the balances are excessive, we should consider transferring the funds to the general fund.

"We believe there is the potential of gaining \$31 million for the general fund through such transfers.

"We will also be proposing that you look into eliminating or reducing certain tax credits and exemptions. Keep in mind that we currently give away \$140 million a year in tax credits annually.

"Under current financial conditions, some of these exemptions may no longer be justifiable.

"For example, if the current exemption for cruise ships from the general excise tax were to be eliminated and if the tax credits for food purchases, medical services, and care of dependent children were to be limited to those with adjusted gross incomes of less than \$100,000, an additional \$11.6 million would accrue to the general fund.

"The fiscal crisis which I have described to you represents a formidable challenge to you and to my administration. There is no single solution, no magic bullet, which will solve the crisis. I have suggested to you some of the things that can be done. Some of the actions that I believe should be taken. But even if we do all of the things that I have proposed, the bottom line is this: we will still have to make budget cuts of \$40 million in the current fiscal year, \$80 million in each of the next two years of the fiscal biennium, for a total of \$200 million in cuts between now and June 30, 1997.

"In the days ahead, we will identify to the extent possible, the specific cuts that we are proposing. If these cuts are still insufficient, I will hold the line during the budget execution process by applying spending restrictions. In all of these difficult tasks, I ask for your support, your ideas, your understanding, and your full participation.

"The immediate crisis must be resolved before we can move forward to do the things that we promised the people during the election that we would do -- the things that we really want to do to improve the quality of life for Hawaii's people. Like many of you, I support early childhood education and affordable long-term care. These programs are dear to my heart. I am determined that these needs will be met, but I am also a realist and I realize that we cannot attend to them until we put our financial house in order over the next two years.

"Let me close with these remarks. Recently, a friend told me that this is a terrible time to be governor, that there was no money to do anything and that he felt sorry for me. "First of all, let me tell you whatever the circumstances, I'm glad to be here. I disagree with him. Rather, I feel honored to have been chosen governor by the people of this state to lead in this time of crisis. And you should feel honored too. During the election, the people of Hawaii knew very well that our state was headed for hard times. You heard it over and over again. And yet, they chose you and me to lead, to give them hope, to make things better by doing the right thing.

"Think about it. It's a great privilege. There are only 78 of us -- 51 members of the House, 25 senators, a lieutenant governor and a governor -- chosen out of a population of nearly 1.2 million people. We have been given an awesome responsibility and a great privilege by the people of this great state and we owe them our supreme efforts.

"A wise person once said, 'A pessimist sees calamity in every opportunity; an optimist sees opportunity in every calamity.'

"So I ask you to join me -- join me in being a courageous optimist. Join me in seizing the opportunity to make things right. When we do that, we will then have the right to serve the people of Hawaii with pride and honor.

"Thank you."

Senate President Mizuguchi then rose and stated:

"Thank you Governor for your serious and thoughtprovoking State of the State address.

"We personally share your commitment to public progress on behalf of the people we represent.

"The co-equality of the executive and legislative branches of government is a principle which must be respected and honored if our system is to endure.

"Today you have laid out your blueprint for action. We look forward to working with you towards its enactment, together with complimentary legislative proposals.

"If there is no further business, I declare the joint session of the Eighteenth Legislature adjourned."

At 10:45 o'clock a.m., President Mizuguchi declared the Joint Session adjourned.

INTRODUCTION OF SENATE BILLS

On motion by Senator Ihara, seconded by Senator Liu and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 4:30 o'clock p.m. In consequence thereof and subsequent to its recessing at 10:45 o'clock a.m., the following bills passed First Reading by title and were deferred:

Senate Bill

No. 1146 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."

Introduced by: Senator Taniguchi.

No. 1147 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."

Introduced by: Senator Taniguchi.

No. 1148 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator Taniguchi.

No. 1149 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Kawamoto.

No. 1150 "A BILL FOR AN ACT RELATING TO REVENUES."

Introduced by: Senator Kawamoto.

No. 1151 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO DESTINATION HILO AND DESTINATION KONA COAST FOR MAINTAINING AND DEVELOPING MARKET SHARES."

Introduced by: Senator Solomon.

No. 1152 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE BETHPHAGE MISSION TO PROVIDE SERVICES TO PERSONS WITH DEVELOPMENTAL DISABILITIES."

Introduced by: Senator Solomon.

No. 1153 "A BILL FOR AN ACT RELATING TO ACTIVITY PROVIDERS AND ACTIVITY DESKS."

Introduced by: Senator Baker.

No. 1154 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESEARCH TO CONTROL YELLOW SUGARCANE APHIDS."

Introduced by: Senator Chumbley.

No. 1155 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT CORPORATIONS."

Introduced by: Senator Anderson.

No. 1156 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Senator Chumbley.

No. 1157 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Chumbley.

No. 1158 "A BILL FOR AN ACT RELATING TO TEXTBOOKS."

Introduced by: Senator Chumbley.

No. 1159 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."

Introduced by: Senator Chumbley.

No. 1160 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FAMILIES FOR R.E.A.L. PROGRAM."

Introduced by: Senator Ikeda.

No. 1161 "A BILL FOR AN ACT RELATING TO SAVINGS BANKS INVESTMENTS."

Introduced by: Senator Ikeda.

No. 1162 "A BILL FOR AN ACT RELATING TO DEPOSITS OF PUBLIC FUNDS."

Introduced by: Senator Ikeda.

No. 1163 "A BILL FOR AN ACT RELATING TO COMMUNITY REHABILITATION PROGRAMS."

Introduced by: Senators Baker, Chumbley.

No. 1164 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Baker, Chumbley.

No. 1165 "A BILL FOR AN ACT RELATING TO MANSLAUGHTER."

Introduced by: Senator Baker.

No. 1166 "A BILL FOR AN ACT RELATING TO USES WITHIN THE AGRICULTURAL DISTRICT."

Introduced by: Senator Solomon.

No. 1167 "A BILL FOR AN ACT RELATING TO USES WITHIN THE AGRICULTURAL DISTRICT."

Introduced by: Senator Solomon.

No. 1168 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Anderson.

No. 1169 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senator Anderson.

No. 1170 "A BILL FOR AN ACT RELATING TO VOLUNTEER SERVICE."

Introduced by: Senator Anderson.

No. 1171 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS BUDGET."

Introduced by: Senator Aki.

No. 1172 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senator Kanno.

No. 1173 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MEDICAID FUNDS FOR WAIMANO TRAINING SCHOOL AND HOSPITAL."

Introduced by: Senators Matsuura, Bunda.

No. 1174 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO INSTALL FIBER OPTIC LINES TO CONNECT THE FEDERAL KUHIO BUILDING COMPUTERS WITH THE STATE TAX COMPUTERS."

Introduced by: Senators Matsuura, Matsunaga.

 $N_{0}.\ 1175$ "A BILL FOR AN ACT RELATING TO HOTELS."

Introduced by: Senator Matsuura.

No. 1176 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII TUITION WAIVERS."

Introduced by: Senators Matsuura, Matsunaga.

No. 1177 "A BILL FOR AN ACT RELATING TO DRUG OFFENDERS."

Introduced by: Senator Matsuura.

No. 1178 "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."

Introduced by: Senator Ige.

No. 1179 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."

Introduced by: Senator Anderson.

No. 1180 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senator McCartney.

No. 1181 "A BILL FOR AN ACT RELATING TO PUBLIC EDUCATION."

Introduced by: Senator McCartney, by request.

No. 1182 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senator McCartney.

No. 1183 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER."

Introduced by: Senators Fukunaga, Ihara, Taniguchi, Tam.

No. 1184 "A BILL FOR AN ACT RELATING TO GEOTHERMAL PERMITS."

Introduced by: Senator Levin.

No. 1185 "A BILL FOR AN ACT RELATING TO A PORT AUTHORITY."

Introduced by: Senator Fernandes Salling.

No. 1186 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION, TO PROVIDE FOR JUDICIAL SELECTION COMMISSION REVIEW AND SENATE CONFIRMATION OF PER DIEM DISTRICT COURT JUDGES."

Introduced by: Senators Fernandes Salling, Solomon, Graulty.

No. 1187 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A NATIVE HAWAIIAN EDUCATION PROGRAM FOR THE NI'IHAU COMMUNITY ON NI'IHAU AND KAUA'I."

Introduced by: Senator Fernandes Salling.

No. 1188 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Levin.

No. 1189 "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION."

Introduced by: Senator Levin.

No. 1190 "A BILL FOR AN ACT RELATING TO IMPACT FEES."

Introduced by: Senator Levin.

No. 1191 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR A CONTINUUM OF SUPPORTIVE HOUSING FOR HOMELESS PERSONS WITH SEVERE MENTAL ILLNESS."

Introduced by: Senator Levin.

No. 1192 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senators Tam, Aki.

No. 1193 "A BILL FOR AN ACT RELATING TO LEAD-BASED PAINT."

Introduced by: Senators Tam, Aki.

No. 1194 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION."

Introduced by: Senators Tam, Aki.

No. 1195 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL STRATEGIC PLANNING COMMISSION."

Introduced by: Senators Tam, Aki, Chumbley.

No. 1196 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VARIOUS IMPROVEMENTS AT HONOLULU COMMUNITY COLLEGE."

Introduced by: Senator Holt.

No. 1197 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE."

Introduced by: Senator Holt.

No. 1198 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Holt.

No. 1199 "A BILL FOR AN ACT RELATING TO WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS."

Introduced by: Senator Holt, by request.

No. 1200 "A BILL FOR AN ACT RELATING TO THRILL CRAFT."

Introduced by: Senators Ikeda, Baker.

No. 1201 "A BILL FOR AN ACT RELATING TO SHORT-TERM INVESTMENTS OF STATE MONIES."

Introduced by: Senator Ikeda.

No. 1202 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Taniguchi.

No. 1203 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senator Taniguchi.

No. 1204 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION."

Introduced by: Senators Tam, Aki, Chumbley, Levin.

No. 1205 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senator Bunda.

No. 1206 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO CONSTRUCT A WALKWAY ALONG WHITMORE AVENUE FROM UAKANIKO'O STREET TO IHI IHI AVENUE."

Introduced by: Senator Bunda.

No. 1207 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO EXPAND THE PROGRAM OF MENTAL HEALTH SERVICES FOR CHILDREN AND ADOLESCENTS AND TO ACQUIRE A CHILDREN AND ADOLESCENT MENTAL HEALTH FACILITY AT THE WINDWARD OAHU COMMUNITY MENTAL HEALTH CENTER."

Introduced by: Senator Bunda.

No. 1208 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAHULUI LIGHT DRAFT NAVIGATION IMPROVEMENTS PROJECT."

Introduced by: Senator Tanaka.

No. 1209 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT AND PROMOTION OF HAWAII AS A HONEYMOON DESTINATION."

Introduced by: Senator Tanaka.

No. 1210 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE 1996 UNITED STATES AMATEUR PUBLIC LINKS CHAMPIONSHIP."

Introduced by: Senators Tanaka, Solomon, Fernandes Salling.

No. 1211 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Senators Graulty, Matsunaga, Matsuura, Tam.

No. 1212 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Graulty, Tam.

No. 1213 "A BILL FOR AN ACT RELATING TO AMMUNITION."

Introduced by: Senators Graulty, Matsunaga, Matsuura, Tam.

No. 1214 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Graulty.

No. 1215 "A BILL FOR AN ACT RELATING TO LEGAL SERVICES FOR THE INDIGENT."

Introduced by: Senator Graulty.

No. 1216 "A BILL FOR AN ACT RELATING TO THE HAWAII UNIFIED MARINA DISTRICT."

Introduced by: Senators Ihara, Fukunaga.

No. 1217 "A BILL FOR AN ACT RELATING TO THE WAIKIKI NATATORIUM RESTORATION."

Introduced by: Senators Matsunaga, Ihara.

No. 1218 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN PUBLIC EMPLOYMENT."

Introduced by: Senator Kanno.

No. 1219 "A BILL FOR AN ACT RELATING TO LEGAL SERVICES FOR THE INDIGENT."

Introduced by: Senator Mizuguchi, by request.

No. 1220 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION TO IMPROVE LIKELIKE HIGHWAY FROM VALLEY VIEW DRIVE TO INTERSTATE H-1, OAHU, KALIHI INTERCHANGE."

Introduced by: Senator Mizuguchi.

No. 1221 "A BILL FOR AN ACT RELATING TO STATUTORY **REVISION:** AMENDING, REENACTING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE CORRECTING PURPOSE OF ERRORS AND CLARIFYING LANGUAGE, REFERENCES, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Introduced by: Senator Mizuguchi.

No. 1222 "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT."

Introduced by: Senator Matsunaga.

No. 1223 "A BILL FOR AN ACT RELATING TO A PUBLIC INFORMATION ACCESS POLICY TASK FORCE."

Introduced by: Senator Matsunaga.

No. 1224 "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR MEDICAL WASTE FACILITY PROJECT DEVELOPMENT."

Introduced by: Senator Matsunaga.

No. 1225 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."

Introduced by: Senator Matsunaga.

No. 1226 "A BILL FOR AN ACT RELATING TO UNIFORM EMPLOYMENT TERMINATION ACT."

Introduced by: Senator Matsunaga, by request.

No. 1227 "A BILL FOR AN ACT RELATING TO TEACHING CERTIFICATES."

Introduced by: Senators Chumbley, Iwase, by request.

No. 1228 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF TEACHER HOUSING IN RURAL AREAS."

Introduced by: Senators Chumbley, Iwase.

No. 1229 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chumbley, Iwase.

 $N_{0}.\ 1230$ "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Chumbley, Iwase.

No. 1231 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HIGH SCHOOL ATHLETICS."

Introduced by: Senators Chumbley, Iwase.

ADJOURNMENT

At 4:30 o'clock p.m., the Senate adjourned until 11:30 o'clock a.m., Wednesday, January 25, 1995.