

## FORTY-FIFTH DAY

Thursday, April 6, 1995

The Senate of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:31 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Chaplain Ed Domme, Naval Submarine Base, Pearl Harbor, after which the Roll was called showing all Senators present with the exception of Senators Aki and Taniguchi who were excused.

The President announced that he had read and approved the Journal of the Forty-Fourth Day.

Senator Kawamoto, with the assistance of Senators Kanno and Iwase, introduced the Arakawa family in commemoration of the closing of Arakawas after 86 years of service to the Waipahu community and the State of Hawaii. A Senate certificate and leis were presented to the Arakawa family.

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:51 o'clock a.m.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 439 to 443) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 439, transmitting H.C.R. No. 219, which was adopted by the House of Representatives on April 5, 1995, was placed on file.

By unanimous consent, H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO CONVENE A WHITE HOUSE CONFERENCE ON CHILDREN AND YOUTH IN 1996," was referred to the Committee on Human Services.

Hse. Com. No. 440, returning S.B. No. 287, which passed Third Reading in the House of Representatives on April 5, 1995, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 287, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION WATER DEVELOPMENT," was deferred until Friday, April 7, 1995.

Hse. Com. No. 441, returning S.B. No. 853, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 1995, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 853, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," was deferred until Friday, April 7, 1995.

Hse. Com. No. 442, returning S.B. No. 1141, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 1995, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1141, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AGRICULTURAL RESEARCH AND DEVELOPMENT," was deferred until Friday, April 7, 1995.

Hse. Com. No. 443, returning S.B. No. 1868, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 1995, in an amended form, was placed on file.

On motion by Senator Chumbley, seconded by Senator Kawamoto and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1868, S.D. 1, and requested a conference on the subject matter thereof.

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

The Senate reconvened at 11:53 o'clock a.m.

## STANDING COMMITTEE REPORTS

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a report (Stand. Com. Rep. No. 1165) recommending that S.R. No. 9 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1165 and S.R. No. 9, entitled: "SENATE RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR DANIEL K. AKAKA'S FEDERAL LEGISLATION (S. 2428) TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was deferred until Friday, April 7, 1995.

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a report (Stand. Com. Rep. No. 1166) recommending that S.C.R. No. 9 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1166 and S.C.R. No. 9, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII STATE LEGISLATURE TO SUPPORT SENATOR DANIEL K. AKAKA'S FEDERAL LEGISLATION (S. 2428) TO PROVIDE FOR THE MANAGEMENT OF THE AIRSPACE OVER UNITS OF THE NATIONAL PARK SYSTEM," was deferred until Friday, April 7, 1995.

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a report (Stand. Com. Rep. No. 1167) recommending that S.R. No. 18, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1167 and S.R. No. 18, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING USE OF THE STATE'S WAIPAHU CIVIC CENTER FOR AFTER HOUR MEETINGS," was deferred until Friday, April 7, 1995.

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a report (Stand. Com. Rep. No. 1168) recommending that S.C.R. No. 22, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1168 and S.C.R. No. 22, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING USE OF THE STATE'S WAIPAHU CIVIC CENTER FOR AFTER HOUR MEETINGS," was deferred until Friday, April 7, 1995.

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a

report (Stand. Com. Rep. No. 1169) recommending that S.R. No. 39 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1169 and S.R. No. 39, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO EXERCISE THEIR BEST EFFORTS TO HAVE A NEW WAIPAHU POST OFFICE CONSTRUCTED," was deferred until Friday, April 7, 1995.

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a report (Stand. Com. Rep. No. 1170) recommending that S.C.R. No. 46 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1170 and S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO EXERCISE THEIR BEST EFFORTS TO HAVE A NEW WAIPAHU POST OFFICE CONSTRUCTED," was deferred until Friday, April 7, 1995.

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a report (Stand. Com. Rep. No. 1171) recommending that S.R. No. 243 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1171 and S.R. No. 243, entitled: "SENATE RESOLUTION URGING CONGRESS TO SUPPORT LEGISLATION TO SAFEGUARD VETERANS' DISABILITY COMPENSATION AND SOCIAL SECURITY DISABILITY COMPENSATION FROM ELIMINATION, REDUCTION, OR TAXATION," was deferred until Friday, April 7, 1995.

Senator Fernandes Salling, for the Committee on Transportation and Government Affairs, presented a report (Stand. Com. Rep. No. 1172) recommending that S.C.R. No. 288 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1172 and S.C.R. No. 288, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT LEGISLATION TO SAFEGUARD VETERANS' DISABILITY COMPENSATION AND SOCIAL SECURITY DISABILITY COMPENSATION FROM ELIMINATION, REDUCTION, OR TAXATION," was deferred until Friday, April 7, 1995.

Senator Ige, for the Committee on Higher Education, Culture, and Arts, presented a report (Stand. Com. Rep. No. 1173) recommending that S.R. No. 63 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1173 and S.R. No. 63, entitled: "SENATE RESOLUTION REQUESTING THE STATE OF HAWAII, THE CITY & COUNTY OF HONOLULU, AND THE HAWAII VISITORS BUREAU, TO HEREAFTER USE THE NAME MOKOLI'I WHEN MAKING REFERENCE TO THE ISLAND MORE COMMONLY KNOWN AS CHINAMAN'S HAT," was deferred until Friday, April 7, 1995.

Senator Ige, for the Committee on Higher Education, Culture, and Arts, presented a report (Stand. Com. Rep. No. 1174) recommending that S.C.R. No. 76 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1174 and S.C.R. No. 76, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII, THE CITY & COUNTY OF HONOLULU, AND THE HAWAII VISITORS BUREAU, TO HEREAFTER USE THE NAME MOKOLI'I WHEN

MAKING REFERENCE TO THE ISLAND MORE COMMONLY KNOWN AS CHINAMAN'S HAT," was deferred until Friday, April 7, 1995.

Senators Chumbley and Levin, for the Committee on Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1175) recommending that S.C.R. No. 127 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1175 and S.C.R. No. 127, entitled: "SENATE CONCURRENT RESOLUTION URGING CONTINUITY OF MENTAL HEALTH SERVICES FOR HIGH RISK SPECIAL EDUCATION CHILDREN," was deferred until Friday, April 7, 1995.

Senator Grauly, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1176) recommending that S.R. No. 161 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1176 and S.R. No. 161, entitled: "SENATE RESOLUTION REQUESTING THE SENATE JUDICIARY COMMITTEE TO HOLD INTERIM PUBLIC HEARINGS AND MAKE RECOMMENDATIONS WITH RESPECT TO THE ELECTION OF THE ATTORNEY GENERAL," was deferred until Friday, April 7, 1995.

Senator Kanno, for the Committee on Agriculture, Labor, and Employment, presented a report (Stand. Com. Rep. No. 1177) recommending that H.B. No. 1839, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kanno, seconded by Senator Ihara and carried, the report of the Committee was adopted and H.B. No. 1839, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEAT INSPECTION" passed Second Reading and was placed on the calendar for Third Reading on Monday, April 10, 1995.

Senator Kanno, for the Committee on Agriculture, Labor, and Employment, presented a report (Stand. Com. Rep. No. 1178) recommending that H.B. No. 1848, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Kanno, seconded by Senator Ihara and carried, the report of the Committee was adopted and H.B. No. 1848, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDE RESIDUE LABELING," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 10, 1995.

## ORDER OF THE DAY

### ADVISE AND CONSENT

Stand. Com. Rep. No. 1161 (Gov. Msg. No. 133):

Senator Solomon moved that Stand. Com. Rep. No. 1161 be received and placed on file, seconded by Senator Holt and carried.

Senator Solomon then moved that the Senate advise and consent to the nomination of EDWARD V. RICHARDSON as Adjutant General, term to expire December 7, 1998, seconded by Senator Holt.

Senator Solomon rose in support of the nominee and said:

"Mr. President, I'm speaking in support of Gov. Msg. No. 133.

"Mr. President, your committee report speaks for itself. However, I would like to share with the members some of the remarks that were made during the hearing process. Mr. President, your committee members diligently questioned the nominee regarding his administrative qualifications, his visions and priorities for the Department of Defense, and related policy issues presently before the Legislature.

"Concerning the vision of the State Department of Defense, General Richardson stated, and I quote, 'We are the servants of the people of Hawaii, entrusted to be "na ka'ai," the guardians of their security and peace. To honor this trust, we pledge ourselves to defend and enhance the quality of life in this special "aina" we call home. This special tie to the "aina" fosters in us a strong commitment to serve with compassion, loyalty, dedication and a special pride which moves us to excel in our effort to accomplish our mission. We are an organization dedicated to the pursuit of excellence. In this we are of one mind and spirit. Our simple promise, therefore, is to provide leadership in the caring for the people of Hawaii to insure that the life of the land shall be perpetuated in righteousness. "Ua mau ke ea o ka aina i ka pono."' "

"Your committee believes that the nominee adequately responded to the committee's inquiries and as a result, Mr. President, we recommend confirmation for this nominee. Thank you."

Senator McCartney also rose in support of the nominee and said:

"Mr. President, I rise to speak in support of the nomination.

"Very briefly, Mr. President, I had the chance to work with the general on many different projects. I think there are three words that describe him -- respect, dignity and integrity. He is a leader whom we can all be proud of. He has worked so hard in many different areas trying to do better not only for Hawaii, but he is also a strong advocate of taking care of his men. I think that is something a good leader should be proud of. I would like to commend him and recommend that my colleagues support the nominee. Thank you."

Senator Holt rose in support and said:

"Mr. President, in speaking in support of the nominee, I have a little conflict -- I'm related to him (laughter) ... but I'm not asking for a ruling.

The Chair interjected: "The Chair rules there is no conflict."

Senator Holt continued:

"I'd also like to say that he went to Kamehameha and that's another conflict. (Laughter.)

"At the hearing, we had nothing but positive testimony in support of the nominee. I think it was overwhelming by any measure in any confirmation hearing that I have attended in my tenure here and a tribute to the person who has taken his time and effort in leading this state into a very, very important and critical position. I would like to add my support and echo the previous statements by the other Senators. I urge everyone to support this nomination. Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Aki, Taniguchi).

Stand. Com. Rep. No. 1162 (Gov. Msg. No. 134):

Senator Solomon moved that Stand. Com. Rep. No. 1162 be received and placed on file, seconded by Senator Holt and carried.

Senator Solomon then moved that the Senate advise and consent to the nomination of KALI K. WATSON as Chairperson, Hawaiian Homes Commission, term to expire December 7, 1998, seconded by Senator Holt.

Senator Solomon rose in support of the nominee and stated:

"Mr. President, I'm speaking in support of Gov. Msg. No. 134.

"Again, Mr. President, I stand on the committee report that was submitted. However, I would like to add, Mr. President, that throughout his career Kali has focused on public service through advocating for and representing native Hawaiian interests, particularly those related to land issues.

"In his resume Kali states: 'Because I believe in public service, but more importantly I have an intense desire to help the Hawaiian people. Pu pu kahi holomua -- united in order to progress.'

"Testimony in support of the nominee submitted to your committee indicates that Mr. Watson is well-regarded as someone committed to serving the native Hawaiian constituency to whom he will be responsible. Further, Mr. Watson is noted for his diligence and willingness to resolve the historic difficulties in solving the beneficiaries of the ceded land trust.

"With this, Mr. President, I recommend to the rest of my colleagues to vote in the affirmative. Thank you."

Senator McCartney rose in support of the nomination as follows:

"Mr. President, I rise to speak in support of the nomination.

"I'd like to insert some remarks into the Journal on behalf of the chairman of the Hawaiian Affairs Committee, Chairman Aki. I would like to read the last statement of his insertion into the Journal.

'I have had the opportunity to work closely with Mr. Watson during this session. I believe that he is well-qualified for the position and that he will continue to work hard to help the Hawaiians get back on their land. I fully support Kali Watson.'

"Thank you, Mr. President."

The Chair having so ordered, Senator Aki's remarks read as follows:

"I rise to speak in support of this nominee. From the moment he took office, Kali Watson has been faced with the challenge of convincing the Legislature and the public that they should fund the \$600 million settlement. This is a daunting task for anyone, especially when the state is facing a budget shortfall. But Kali rose to the challenge and with dogged determination, set out on a campaign to educate the public on this issue that affects not only the Hawaiian community, but all of us who call Hawaii home.

"I have had the opportunity to work closely with Mr. Watson during this session and I believe that he is well-qualified for this position and that he will continue to work hard to help the Hawaiians get back on their land. I fully support Kali Watson."

Senator Grauly also rose in support of the nominee and said:

"Mr. President, I rise to speak in support of this nomination.

"Mr. President, I have known Kali Watson for a long time. I went to law school with him and his law office is in the same building as mine. And I have known him over the years. I just wanted to say that in Kali Watson, we have the right man for the right job at the right time. I wholeheartedly support his nomination.

"Thank you, Mr. President."

Senator Holt also rose in support of the nomination as follows:

"Mr. President, just for Senator Matsunaga's edification, he is a very, very good basketball player. He was a year older than I, but fellow colleague Senator Solomon and he were classmates. And if his leadership of the Hawaiian Home Lands is going to be anything like his leadership on the basketball court, we can expect some great things from him. Thank you."

Senator Matsunaga then rose and stated:

"Mr. President, to confirm what the prior speaker referred to, Mr. Watson was indeed the most valuable player of the lawyers' basketball league last season and I believe he is at least a two-time MVP. Thank you, Mr. President."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Aki, Taniguchi).

Stand. Com. Rep. No. 1163 (Gov. Msg. No. 141):

Senator Solomon moved that Stand. Com. Rep. No. 1163 be received and placed on file, seconded by Senator Holt and carried.

Senator Solomon then moved that the Senate advise and consent to the nomination of RAY K. KAMIKAWA as Director of Taxation, term to expire December 7, 1998, seconded by Senator Holt.

Senator Solomon rose in support of the nominee and said:

"Mr. President, I am speaking in support of Gov. Msg. No. 141.

"Again, Mr. President, your chairwoman stands by the committee report. Mr. President, in addition, your committee members diligently questioned the nominee, of course, on his qualifications and his visions, but we were very much impressed with Ray's initiative to develop a single-page individual income tax return for next year's filing season. By adopting this return, the department is responding to public demand for simpler tax filings. And in tandem with the single-page return the department has combined the four major credits now claimed on four separate schedules into one schedule.

"So with this kind of initiative, Mr. President, and with the kind of credentials that Ray has and with his

experience in both federal and state tax systems and regulations, your committee recommends an affirmative vote. Thank you."

Senator Matsuura rose in support of the nominee and stated:

"Mr. President, I rise in support of the nominee.

"I don't know where Governor Cayetano found this individual but it was like finding Michael Jordan when everybody else had passed him over.

"As I have said, there are three categories that I put these nominees into, and that is 'very good,' 'fairly good,' and 'not so good.' All three of these nominees today fall into the category of 'very good.' However, in this case we have one that has a potential to be 'fantastically good'. And I say this in all seriousness because look at Michael Jordan, if you give him a football, he is going to fall into the category of 'not so good.' If you give him a baseball, he is going to fall in the category of 'fairly good.' But if you give him a basketball, then he becomes 'very good.'

"But in Kamikawa's case, what the Legislature has to give him to be 'fantastically good' is a good expensive computer. (Laughter.) I'm serious. You might be laughing, but give him the computer and all these shortfalls -- the 250 million, 350 million, 450 million -- will be made up by collecting the taxes from people who have not been paying state taxes. And when he delivers, I will honor him by placing him in the category of 'fantastically good.' Thank you."

Senator Matsunaga then rose in support of the nominee as follows:

"Mr. President, I rise in support of the nominee.

"Ray Kamikawa's credentials and qualifications in the field of tax are impeccable. I won't go through all of his qualifications, but I would like to highlight a couple of things. He is a graduate of Georgetown University Law Center -- the alma mater of three of our Legislators and our current lieutenant governor -- and he was an excellent legislative aide in the office of another Senator Matsunaga -- my father.

"Mr. President, to address today's budgetary shortfall will inevitably involve contentious and unpopular decisions. In this session, we have considered imposing tax increases, suspending tax credits, and eliminating tax exemptions. Ray Kamikawa is faced with the difficult task of defining the priorities and guiding the policies. Fortunately, I cannot think of anyone I trust to do the job more fairly and responsibly than Ray Kamikawa.

"While our projected shortfall is an immediate problem, there is also a proposal, as the chair of the Executive and Judicial Appointments Committee mentioned, to restructure our state's tax laws. The goals include simplifying our tax system, implementing more aggressive collection procedures (and anyone that has seen Ray at the Clark Hatch Fitness Center punch the heavy bag knows that he has the toughness to go after the non-filers), and stiffening our criminal tax penalties. Ray Kamikawa, I'm confident, possesses the practical experience, the wise providence and the personal commitment to tackle this difficult but commendable task.

"Thank you."

Senator Ikeda rose in support of the nominee and said:

"Mr. President, I rise to speak in favor of this nominee and in doing so I would like the remarks of the Senator from the Big Island to be incorporated as my own. I certainly agree with him and we will do everything we can to be sure that Mr. Kamikawa gets his computer, including borrowing the money from the Senator's budget. (Laughter.) And when he is successful, I am sure that he will be repaid. Thank you."

Senator Anderson rose in support and said:

"Mr. President, I'd like to congratulate all of them. I waited until the end so that I wouldn't do it one by one, but would you ask the Clerk if he would kindly put Senator Holt's words in the Journal as my own on General Richardson, including the conflict. Thank you."

Senator Grauly then rose in support of the nominee as follows:

"Mr. President, I rise to speak in favor of this nomination.

"Mr. President, with all the enforcement bills that have come out of the Department of Taxation this session, in the last 90 days I've gotten to know Ray Kamikawa real well. He has drunk my soda; he has even fed my fish, and I really believe that in Mr. Kamikawa we have a person who is ideally qualified for this position. I dare say that after he gets his computer with Senator Ikeda's support and Senator Matsuura's support, he will be the most popular cabinet appointee in the Senate. Thank you very much."

Senator Holt rose in support of the nominee and said:

"Mr. President, I'm speaking in support of the nominee.

"I just had an opportunity to work with him very briefly this session. However, I feel that he has great potential to be a great tax director to follow in the shoes of the previous tax directors that we have had and we expect a lot of good things from him. Thank you."

Senator Matsuura then rose and said:

"I've been thinking about the comments that the chair of Ways and Means made. Her staff came to see me this morning and with the amount of cuts in the general assistance funds I can assure Mr. Kamikawa that he is going to get one hell of a big computer. Thank you."

Senator McCartney rose and stated:

"Mr. President, I rise very briefly to wish the nominee well and to speak in support of his nomination.

"We all had a chance to know him and work with him and I was really impressed when he came to my office and we talked. We talked about public service and his commitment to serve. He has made a lot more money on the outside, but he said, 'If I'm not going to make more money, I want to make a difference, I want to serve and I want to do the best I can. This is my opportunity in life to give something back.' And I think that characterizes the nominees who are being confirmed here today. I think that Ray really expressed it well. I want to congratulate him and wish him well in his efforts to collect more revenues on behalf of the State of Hawaii.

"Thank you."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Aki, Taniguchi).

At this time, Edward Richardson, Kali Watson and Ray Kamikawa rose to be recognized and were escorted to the floor of the Senate where congratulations were offered by the members of the Senate.

At 12:09 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 o'clock p.m.

## **MATTERS DEFERRED FROM WEDNESDAY, APRIL 5, 1995**

### **ADOPTION OF RESOLUTION**

Stand. Com. Rep. No. 1164 (S.R. No. 202, S.D. 1):

Senator Grauly moved that Stand. Com. Rep. No. 1164 and S.R. No. 202, S.D. 1, be adopted, seconded by Senator McCartney.

Senator Solomon rose in support of the measure as follows:

"Mr. President, I would like to briefly speak in support of this resolution.

"I want to thank the chairman of the Judiciary committee for doing a fine job. And as you know, Mr. President, this was brought to your attention when your Committee on Executive and Judicial Appointments requested the Judicial Selection Commission to appear before them and they, in fact, did not do so. So I am hoping that this resolution will send them a message to become more active and involved in terms of the legislative process. That does not necessarily mean that we are requesting them to become more political. I think that in their discussion with the chairman of Judiciary that seemed to be a concern. They said that they wanted to be removed from politics. But to me, Mr. President, it is a matter of courtesy.

"Thank you very much."

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 202, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE JUDICIAL SELECTION COMMISSION TO PROVIDE THE SENATE WITH A CODE OF ETHICS FOR THE COMMISSION BEFORE THE SENATE'S ADJOURNMENT SINE DIE OF THE 1995 REGULAR SESSION; AND REQUESTING THE ATTORNEY GENERAL TO REVIEW ITS OPINION ISSUED MAY 8, 1992, WITH REGARDS TO THE APPLICABILITY OF THE STATE'S ETHICS CODE, CHAPTER 84, HAWAII REVISED STATUTES, TO THE JUDICIAL SELECTION COMMISSION," was adopted.

### **AGREE/DISAGREE**

S.B. No. 893, S.D. 1 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 893, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1201 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1201, and requested a conference on the subject matter thereof.

S.B. No. 1573, S.D. 2 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1573, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 1577, S.D. 1 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1577, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1214 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1214, and requested a conference on the subject matter thereof.

S.B. No. 1467, S.D. 2 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1467, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 1484, S.D. 2 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1484, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 1665, S.D. 1 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1665, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1683, S.D. 1 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1683, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1688 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1688, and requested a conference on the subject matter thereof.

S.B. No. 1751 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1751, and requested a conference on the subject matter thereof.

S.B. No. 1774 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1774, and requested a conference on the subject matter thereof.

S.B. No. 1939, S.D. 2 (H.D. 1):

On motion by Senator Ikeda, seconded by Senator Baker and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1939, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 107 (H.D. 1):

On motion by Senator Kanno, seconded by Senator Ihara and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 107, and requested a conference on the subject matter thereof.

### RE-REFERRAL OF HOUSE BILL

The President re-referred the following House bill that was received:

House Bill	Referred to:
------------	--------------

No. 1186, H.D. 1 Jointly to the Committee on Communications and Public Utilities, the Committee on Consumer Protection and the Committee on Ways and Means

Senator Solomon rose on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, as your honorary chairwoman for the Senate Women's Caucus I feel compelled to speak on the article that was in the Star-Bulletin in regard to your Committee on Executive and Judicial Appointments.

"Mr. President, we agree with the statements that were made by the Governor -- 'The fact that Mr. Miike, I think, is pro-choice is irrelevant to his confirmation. After all this is a state which has a law that allows abortion. We were the first pro-choice state in this country so his beliefs are totally consistent with the law of this state.' However, Mr. President, the women of the Senate feel compelled at this time to state for the record that pro-choice does not mean pro-abortion.

"And after extensive discussion amongst the caucus, we also would like to reiterate for the record that if you were to go back to the historical debates on this issue, abortion is not considered a means for birth control. I just would like to clarify that for the record and with that, Mr. President, thank you very much."

Senator Kanno, chairman of the Committee on Agriculture, Labor, and Employment, then requested a waiver of the required hours of notice of a public hearing, pursuant to Senate Rule 20, on H.B. No. 1291 and H.B. No. 133, and the Chair granted the waiver.

### ADJOURNMENT

At 12:27 o'clock p.m., on motion by Senator Ihara, seconded by Senator Liu and carried, the Senate adjourned until 5:00 o'clock p.m., Friday, April 7, 1995.