

## FIFTY-EIGHTH DAY

**Thursday, April 27, 1995**

The Senate of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1995, convened at 11:33 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Kriya Shakti, International Society for Krishna Consciousness, after which the Roll was called showing all Senators present with the exception of Senators Aki, Ikeda and Tanaka who were excused.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 383 and 384) were read by the Clerk and were placed on file:

Gov. Msg. No. 383, Informing the Senate that on April 24, 1995, he signed the following bills into law:

House Bill No. 7 as Act 24, entitled: "RELATING TO MOTOR VEHICLES";

House Bill No. 360 as Act 25, entitled: "RELATING TO TRANSPORTATION";

House Bill No. 553 as Act 26, entitled: "RELATING TO FINANCIAL SERVICES LOAN COMPANIES";

House Bill No. 554 as Act 27, entitled: "RELATING TO FINANCIAL SERVICES LOAN COMPANIES";

House Bill No. 867 as Act 28, entitled: "RELATING TO CONDOMINIUM PROPERTY REGIMES";

House Bill No. 1274 as Act 29, entitled: "RELATING TO PUBLIC IMPROVEMENTS";

House Bill No. 1313 as Act 30, entitled: "RELATING TO PUBLIC LANDS";

House Bill No. 1427 as Act 31, entitled: "RELATING TO THE PROBATE CODE";

House Bill No. 1848 as Act 32, entitled: "RELATING TO PESTICIDE RESIDUE LABELING";

House Bill No. 1937 as Act 33, entitled: "RELATING TO INTERSTATE BANKING";

House Bill No. 1940 as Act 34, entitled: "RELATING TO PHARMACISTS";

House Bill No. 1942 as Act 35, entitled: "RELATING TO UNIFORM LICENSING REQUIREMENTS";

House Bill No. 2204 as Act 36, entitled: "RELATING TO FINANCIAL INSTITUTIONS";

House Bill No. 2237 as Act 37, entitled: "RELATING TO ADOPTIONS";

House Bill No. 2275 as Act 38, entitled: "RELATING TO LIQUOR";

Senate Bill No. 927 as Act 39, entitled: "RELATING TO FINANCIAL SERVICES LOAN COMPANIES";

Senate Bill No. 1381 as Act 40, entitled: "RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 3";

Senate Bill No. 1747 as Act 41, entitled: "RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE";

Senate Bill No. 1748 as Act 42, entitled: "RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE"; and

Senate Bill No. 1912 as Act 43, entitled: "RELATING TO THE RESIDENTIAL LANDLORD TENANT CODE."

Gov. Msg. No. 384, Informing the Senate that on April 25, 1995, he signed the following bills into law:

House Bill No. 552 as Act 44, entitled: "RELATING TO FINANCIAL SERVICES LOAN COMPANIES";

House Bill No. 556 as Act 45, entitled: "RELATING TO FINANCIAL SERVICES LOAN COMPANIES";

House Bill No. 775 as Act 46, entitled: "RELATING TO ENDOWMENT FUNDS";

House Bill No. 896 as Act 47, entitled: "RELATING TO HEALTH INSURANCE";

House Bill No. 1376 as Act 48, entitled: "RELATING TO THE CODE OF FINANCIAL INSTITUTIONS";

House Bill No. 1502 as Act 49, entitled: "RELATING TO CANDIDATES' FINANCIAL DISCLOSURE STATEMENTS";

House Bill No. 1928 as Act 50, entitled: "RELATING TO CHARITABLE ORGANIZATIONS";

House Bill No. 1929 as Act 51, entitled: "RELATING TO THE DEFINITION OF CAPITAL OF A FINANCIAL INSTITUTION";

House Bill No. 1930 as Act 52, entitled: "RELATING TO CONSENT ORDER OF REMOVAL OR PROHIBITION FOR ANY FINANCIAL INSTITUTION-AFFILIATED PARTY";

House Bill No. 1932 as Act 53, entitled: "RELATING TO SUBMISSIONS TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS";

House Bill No. 1933 as Act 54, entitled: "RELATING TO CLARIFYING THE REQUIREMENTS OF THE CODE OF FINANCIAL INSTITUTIONS AS IT RELATES TO THE HAWAII BUSINESS CORPORATION ACT IN CONVERSION, MERGER, OR CONSOLIDATION SITUATIONS";

House Bill No. 1934 as Act 55, entitled: "RELATING TO FORMS OF DEPOSIT IN HAWAII FINANCIAL INSTITUTIONS";

House Bill No. 1935 as Act 56, entitled: "RELATING TO POWERS OF TRUST COMPANIES";

House Bill No. 1936 as Act 57, entitled: "RELATING TO CHANGES TO THE FIELD OF MEMBERSHIP OF HAWAII CREDIT UNIONS";

House Bill No. 2049 as Act 58, entitled: "RELATING TO AIRPORT LAW ENFORCEMENT";

Senate Bill No. 1262 as Act 59, entitled: "RELATING TO THE SECONDARY MARKET SERVICES CORP.--HAWAII";

Senate Bill No. 872 as Act 60, entitled: "RELATING TO A SECTION OF THE HAWAII REVISED STATUTES AMENDED BY ACT 221, SESSION LAWS OF HAWAII 1994"; and

Senate Bill No. 1712 as Act 61, entitled: "RELATING TO THE INSURANCE CODE."

#### DEPARTMENTAL COMMUNICATION

Dept. Com. No. 44, from the State Auditor dated April 25, 1995, transmitting reports, "Follow-Up Report on a Financial Audit of the Department of Human Services" (Report No. 95-17), and "Follow-Up Report on a Financial Audit of the Department of the Attorney General and a Management Audit of the Child Support Enforcement Agency" (Report No. 95-18), was read by the Clerk and was placed on file.

#### HOUSE COMMUNICATION

Hse. Com. No. 744, informing the Senate that the House reconsidered its action in disagreeing to the amendments proposed by the Senate to H.B. No. 269, H.D. 2, and has on April 26, 1995, agreed to the amendments and passed H.B. No. 269, H.D. 2, S.D. 1, on Final Reading, was read by the Clerk and was placed on file.

#### CONFERENCE COMMITTEE REPORTS

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1800, H.D. 1, presented a report (Conf. Com. Rep. No. 1) recommending that H.B. No. 1800, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1 and H.B. No. 1800, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL EDUCATION," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 518, H.D. 1, presented a report (Conf. Com. Rep. No. 2) recommending that H.B. No. 518, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 2 and H.B. No. 518, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1878, H.D. 2, presented a report (Conf. Com. Rep. No. 3) recommending that H.B. No. 1878, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 3 and H.B. No. 1878, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE

ENTERPRISE ZONES," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1431, H.D. 1, presented a report (Conf. Com. Rep. No. 4) recommending that H.B. No. 1431, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 4 and H.B. No. 1431, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 51, H.D. 1, presented a report (Conf. Com. Rep. No. 5) recommending that H.B. No. 51, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 5 and H.B. No. 51, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," was deferred for a period of 48 hours.

Senator Tam, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 22, H.D. 1, presented a report (Conf. Com. Rep. No. 6) recommending that H.B. No. 22, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 6 and H.B. No. 22, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred for a period of 48 hours.

Senator Iwase, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 15, presented a report (Conf. Com. Rep. No. 52) recommending that S.B. No. 15, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 52 and S.B. No. 15, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 500, presented a report (Conf. Com. Rep. No. 53) recommending that S.B. No. 500, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 53 and S.B. No. 500, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," was deferred for a period of 48 hours.

At 11:37 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:38 o'clock a.m.

#### STANDING COMMITTEE REPORTS

Senator Solomon, for the Committee on Executive and Judicial Appointments, presented a report (Stand. Com. Rep. No. 1559) recommending that the Senate advise and consent to the nominations of the following:

HARVEY A. SHAPIRO, EILENE K. MORTON, T. B. LYONS III and ORLANDO S. SORIANO to the State Highway Safety Council, in accordance with Gov. Msg. No. 301;

DONALD K. W. LAU, NADINE K. NAKAMURA and JAMES W. Y. WONG to the Board of Directors, Housing Finance and Development Corporation, in accordance with Gov. Msg. No. 302;

JOHN R. MANION, KATHLEEN HOLDEN, SHARRY GLASS and CINDY MCCOY to the Statewide Independent Living Council, in accordance with Gov. Msg. No. 303;

PEARL ULUNUI GARMON, ARTHUR P. LERMA, RUBY P. MCDONALD, ELI K. NAHULU and KEIKIALOHA KEKIPI to the Island Burial Council, Island of Hawaii, in accordance with Gov. Msg. No. 304;

LAFRANCE KAPAKA-ARBOLEDA, DAVID W. PRATT, BRUCE B. ROBINSON and KAPU C. SMITH to the Island Burial Council, Islands of Kauai and Niihau, in accordance with Gov. Msg. No. 305;

EVERETT R. DOWLING, LORETTA PAAHANA HERA and LESLIE A. KULOLOIO to the Island Burial Council, Islands of Maui and Lanai, in accordance with Gov. Msg. No. 306;

WILLIAM M. AKUTAGAWA, JR. and SIDNEY KELI'IPULE'OLE to the Island Burial Council, Island of Molokai, in accordance with Gov. Msg. No. 307;

KALANI KAPU, PHYLLIS COOCHIE CAYAN, CHARLES A. EHRHORN, DUNCAN KA'OHUOKA'ALA SETO, HAUNANI-KAY TRASK and ELIZABETH PA MARTIN to the Island Burial Council, Island of Oahu, in accordance with Gov. Msg. No. 308;

RUPERT K. CHUN to the Land Use Commission, in accordance with Gov. Msg. No. 309;

VIOLET H. HARADA, GEORGE K. IKEDA, Ph.D., JEANNINE H. BENDIX and ANNE PUANANI HIGGINS to the Oahu Library Advisory Commission, in accordance with Gov. Msg. No. 310;

EDEAN D. BARNES, ANTONIA R. LAMBAYAN and GORDON T. H. CHING to the Hawaii Library Advisory Commission, in accordance with Gov. Msg. No. 311;

FEDERICO R. CUARESMA and NAOKO H. HO to the Kauai Library Advisory Commission, in accordance with Gov. Msg. No. 312; and

LINDA LINDSAY and ROBERT H. BUCHANAN to the Maui County Library Advisory Commission, in accordance with Gov. Msg. No. 313.

In accordance with Senate Rule 36(5), action on Stand. Com. Rep. No. 1559 and Gov. Msg. Nos. 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312 and 313 was deferred until Friday, April 28, 1995.

Senator Solomon, for the Committee on Executive and Judicial Appointments, presented a report (Stand. Com.

Rep. No. 1560) recommending that the Senate advise and consent to the nominations of the following:

ANTONIO K. TAN, M.D., BERNARD ROBINSON, M.D., KENDALL C. S. WONG and BENJAMIN M. ONO, M.D. to the Board of Medical Examiners, in accordance with Gov. Msg. No. 315; and

PETER N. ADAMS, MARTHA DIANE BURT, RANDOLPH C. HACK, KUHIO ASAM, M.D., DIERDRE MAMIYA and KATHLEEN G. RHODES to the State Council on Mental Health, in accordance with Gov. Msg. No. 316.

In accordance with Senate Rule 36(5), action on Stand. Com. Rep. No. 1560 and Gov. Msg. Nos. 315 and 316 was deferred until Friday, April 28, 1995.

Senator Solomon, for the Committee on Executive and Judicial Appointments, presented a report (Stand. Com. Rep. No. 1561) recommending that the Senate advise and consent to the nominations of PHYLLIS N. T. SHEA, MIKI OKUMURA, THOMAS C. PEARSON, ALFRED FERNANDES, J. THOMAS MALONEY, JR., and BETTE TATUM to the Tax Review Commission, in accordance with Gov. Msg. No. 337.

In accordance with Senate Rule 36(5), action on Stand. Com. Rep. No. 1561 and Gov. Msg. No. 337 was deferred until Friday, April 28, 1995.

Senator Solomon, for the Committee on Executive and Judicial Appointments, presented a report (Stand. Com. Rep. No. 1562) recommending that the Senate advise and consent to the nominations of the following:

GLENN IOANE TEVES, VINCE G. BAGOYO, JR., JANE HIGA TESTA, CHRISTINE VAN BERGEIJK, MICHAEL J. COY, ALAN T. MURAKAMI and DAVID B. FISHER to the Community-Based Development Advisory Council, in accordance with Gov. Msg. No. 355;

KENNETH T. TOKUNAGA and MARVIN R. KOGA to the Contractors License Board, in accordance with Gov. Msg. No. 356;

HIDEO ORIDE to the Kauai Library Advisory Commission, in accordance with Gov. Msg. No. 357;

LYN S. BONK to the Molokai Irrigation System Water Users Advisory Board, in accordance with Gov. Msg. No. 358;

ARLENE J. HICKS to the Board of Dispensing Opticians, in accordance with Gov. Msg. No. 359;

NAOMI KINOSHITA WADA, P.T. to the Board of Physical Therapy, in accordance with Gov. Msg. No. 360;

RICHARD CHAMBERLAIN to the Board of Public Broadcasting, in accordance with Gov. Msg. No. 361;

CRAIG K. HIRAI to the Rental Housing Trust Fund Commission, in accordance with Gov. Msg. No. 362;

KEN H. TAKAYAMA to the Commission to Promote Uniform Legislation, in accordance with Gov. Msg. No. 363;

RICHARD H. COX to the Commission on Water Resource Management, in accordance with Gov. Msg. No. 364; and

**BOBBY JEAN LEITHEAD-TODD** and **GARY BALDWIN** to the Board of Directors, High Technology Development Corporation, in accordance with Gov. Msg. No. 370.

In accordance with Senate Rule 36(5), action on Stand. Com. Rep. No. 1562 and Gov. Msg. Nos. 355, 356, 357, 358, 359, 360, 361, 362, 363, 364 and 370 was deferred until Friday, April 28, 1995.

At 11:39 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:42 o'clock a.m.

## ORDER OF THE DAY

### FINAL READING

Conf. Com. Rep. No. 51 (S.B. No. 1868, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Chumbley, seconded by Senator Kawamoto and carried, Conf. Com. Rep. No. 51 was adopted and S.B. No. 1868, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECODIFICATION OF THE EDUCATION STATUTES," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Aki, Ikeda, McCartney, Tanaka).

### RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1331, S.D. 1 (H.D. 2):

Senator Gaulty moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 1331, S.D. 1, seconded by Senator Ihara and carried.

Senator Gaulty then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1331, S.D. 1, seconded by Senator Ihara.

Senator Gaulty then explained:

"Mr. President, the purpose of the bill is to remove the responsibility of the Chief Elections Officer from the Office of the Lieutenant Governor and to establish the Office of Elections. The Amendments made by the House will permit the bill to meet constitutional muster with regard to its administrative attachment to the Office of the Lieutenant Governor."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1331, S.D. 1, and S.B. No. 1331, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 647, S.D. 2 (H.D. 2):

Senator Gaulty moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 647, S.D. 2, seconded by Senator Ihara and carried.

Senator Gaulty then moved that the Senate agree to the amendments proposed by the House to S.B. No. 647, S.D. 2, seconded by Senator Ihara.

Senator Gaulty then noted:

"Mr. President, the purpose of the bill is to adopt the mandates of the Gun Free Schools Act. The House made minor and technical amendments which improved the bill."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 647, S.D. 2, and S.B. No. 647, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 1771 (H.D. 1):

Senator Gaulty moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 1771, seconded by Senator Ihara and carried.

Senator Gaulty then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1771, seconded by Senator Ihara.

Senator Gaulty then noted:

"Mr. President, the purpose of the bill is to streamline the enforcement of income assignment orders. The House amended the bill to further clarify the statute with regard to child support orders."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1771, and S.B. No. 1771, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF CHILD SUPPORT THROUGH INCOME WITHHOLDING," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 337 (H.D. 1):

Senator Gaulty moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 337, seconded by Senator Ihara and carried.

Senator Gaulty then moved that the Senate agree to the amendments proposed by the House to S.B. No. 337, seconded by Senator Ihara.

Senator Gaulty then explained:

"Mr. President, the purpose of the bill is to provide the District Court with jurisdiction in civil cases involving equity claims or defenses. The House amended the bill to grant District Courts original jurisdiction in residential landlord-tenant cases for the purposes of injunctive relief but disallows relief or declaratory judgment by the District Court when the amount in controversy is more than \$20,000. This amendment clarifies the Senate position."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 337, and S.B. No. 337, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 722 (H.D. 1):

Senator Gaulty moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 722, seconded by Senator Ihara and carried.

Senator Grauly then moved that the Senate agree to the amendments proposed by the House to S.B. No. 722, seconded by Senator Ihara.

Senator Grauly then noted:

"Mr. President, the purpose of the bill is to make the cooling off period in instances of family or household abuse a permanent part of state law. The House amended the effective date in a way that improves the act."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 722, and S.B. No. 722, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY AND HOUSEHOLD MEMBERS," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 945, S.D. 1 (H.D. 1):

Senator Grauly moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 945, S.D. 1, seconded by Senator Ihara and carried.

Senator Grauly then moved that the Senate agree to the amendments proposed by the House to S.B. No. 945, S.D. 1, seconded by Senator Ihara.

Senator Grauly noted:

"Mr. President, the purpose of the bill is to establish two types of offenses for prostitution. The House amended the bill by substituting a new misdemeanor offense of street solicitation of prostitution in Waikiki. The bill imposes a mandatory six-month imprisonment and prohibits bail pending appeal after conviction for the offense."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 945, S.D. 1, and S.B. No. 945, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 85, S.D. 1 (H.D. 1):

Senator Grauly moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 85, S.D. 1, seconded by Senator Ihara and carried.

Senator Grauly then moved that the Senate agree to the amendments proposed by the House to S.B. No. 85, S.D. 1, seconded by Senator Ihara.

Senator Grauly explained:

"Mr. President, the purpose of the bill is to require the court to review the bail status of persons held in custody at the preliminary arraignment hearing. The House amendments were technical and non-substantive."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 85, S.D. 1, and S.B. No. 85, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 1200, S.D. 1 (H.D. 1):

Senator Fernandes Salling moved that the Senate reconsider its action taken on March 30, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 1200, S.D. 1, seconded by Senator Solomon and carried.

Senator Fernandes Salling then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1200, S.D. 1, seconded by Senator Solomon.

Senator Fernandes Salling then explained:

"Mr. President, this bill deals with the definition of thrillcraft, and the House amendment merely clarifies it further."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1200, S.D. 1, and S.B. No. 1200, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 1732 (H.D. 1):

Senator Holt moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 1732, seconded by Senator Ihara and carried.

Senator Holt then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1732, seconded by Senator Ihara.

Senator Holt then noted:

"Mr. President, this bill is relating to licensing records of massage therapists and apprentices, and the amendments were just technical and nonsubstantive."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1732, and S.B. No. 1732, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LICENSING RECORDS OF MASSAGE THERAPISTS AND MASSAGE THERAPIST APPRENTICES," was deferred until Friday, April 28, 1995.

S.B. No. 1743, S.D. 1 (H.D. 2):

Senator Holt moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 1743, S.D. 1, seconded by Senator Ihara and carried.

Senator Holt then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1743, S.D. 1, seconded by Senator Ihara.

Senator Holt explained:

"Mr. President, this bill is relating to an exemption for physical therapist support personnel. Again, amendments were technical and nonsubstantive."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1743, S.D. 1, and S.B. No. 1743, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AN EXEMPTION FOR PHYSICAL THERAPIST SUPPORT PERSONNEL," was placed on the calendar for Final Reading on Friday, April 28, 1995.

S.B. No. 1746 (H.D. 1):

Senator Holt moved that the Senate reconsider its action taken on April 13, 1995, in disagreeing to the amendments proposed by the House to S.B. No. 1746, seconded by Senator Ihara and carried.

Senator Holt then moved that the Senate agree to the amendments proposed by the House to S.B. No. 1746, seconded by Senator Ihara.

Senator Holt noted:

"Mr. President, this bill relates to requirements to obtain an acupuncture intern permit. Again, amendments were technical and nonsubstantive."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1746, and S.B. No. 1746, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A REQUIREMENT TO OBTAIN AN ACUPUNCTURE INTERN PERMIT," was placed on the calendar for Final Reading on Friday, April 28, 1995.

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

"Mr. President, I would like to commend this morning's paper for their editorial on the Hawaiian Homes claim settlement. It is exactly right. We must not at the eleventh hour of this session betray the commitments that have been made. A commitment by the previous administration in the signing of the memorandum of understanding. A commitment made by our present governor in his state of the state address. A commitment made by the chairmen of the respective committees in January and I quote: 'Aki and Arakaki both said their number one goal this session is getting their colleagues to approve and fund the \$600 million settlement of claims for past misuses of Hawaiian Home lands by the State.'

"Legislators have been urging Hawaiians to avoid going to court and to follow the legislative processes outlined in HRS Chapters 673 and 674 for the past seven years to fully resolve breaches of trust that occurred between 1959 and 1988 and even before that. Relying in the good faith and integrity of these assurances, Hawaiians now find certain Legislators telling them the rules have been changed suddenly for no other reason than political expediency. We should respect the integrity of the process initially authorized by the legislature and act as a prudent trustee must act to protect the interest of the native Hawaiian beneficiaries under this trust. Should we break faith with the native Hawaiians, the greatest injury will be the further erosion of the people's confidence in their government for they will recognize that a breach of faith with any group of citizens signifies a possible future breach with all of our citizens.

"Mr. President, the increase of one percent or a half percent will not take care of the problem facing us. Our tax director has already told us that collections are down so one percent no longer represents the dollars that it used to, but if we do not live up to our obligation to the Hawaiian community and they sue, ask the real estate people what would happen.

"To name just a few things, Mr. President, our courts would become backlogged; escrow companies would be mired in problems because of past titles being cleared that are cloudy. The state would be sued for their part in selling off lands. Homes could not be sold because of doubt of ownership. Construction would come to a halt because of land disagreements. Banks could not make loans for new homes nor would they loan money on

renovations in some cases because they may not own that land that their home is on.

"This is to name just a few of the things that could happen, Mr. President, and I hope that we in the Senate carry this message loud and clear so that people understand that the Hawaiian community has waited long enough and will not wait another year. And very truthfully, I don't blame them. I think that we should live up to our obligation. As I said before, I'm sorry that I don't sit on that conference and I don't mean to hinder it, but I do certainly agree with the morning's paper and I know that shocks them.

"Thank you, Mr. President."

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

"Mr. President, I'm also rising on a point of personal privilege.

"I want to thank the Minority for their position as stated. As a conferee, I just want to report, Mr. President, that I think our Judiciary chairman, who is taking the lead, is doing a very creditable job. I think that the Senate position is solid. We are scrutinizing the House position and trying to look at where they are coming from, but there's no doubt in your conferees' mind, Mr. President, that this issue has to be resolved. And we are doing everything we possibly can to make it happen for the Hawaiians. This is a culmination of ten years that the Legislature has been working to try to bring this issue to a resolve. I feel hopeful and confident.

"I think that the Hawaiian people have given the Legislature a lot of space in trying to solve our differences. They are very, very appreciative of that, although last night some of the Hawaiian organizations that did show up are feeling the pressure and I'm hoping that we have the time to come to a resolve. I think that if we do not move on this issue, the Hawaiian community might come here lobbying and, in my mind, make the issue much more complicated than it already is.

"So with that, Mr. President, I'm hoping that we can continue our talks and negotiations this evening. Thank you."

At this time, Senator Ige, for the Committee on Higher Education, Culture, and Arts, requested a waiver of the required hours of notice for a public hearing on H.C.R. No. 140, and the Chair granted the waiver.

#### APPOINTMENT OF CONFEREES

H.B. No. 26, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 26, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Holt, chairman, Fernandes Salling, Iwase, Anderson as managers on the part of the Senate at such conference.

S.C.R. No. 290 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 290, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Grauly, chairman, Matsunaga, Matsuura, McCartney as managers on the part of the Senate at such conference.

#### CONFERENCE COMMITTEE REPORTS

On motion by Senator Ihara, seconded by Senator Liu and carried, the Senate authorized the Senate Clerk to receive conference committee reports on Senate and House bills for Final Reading. In consequence thereof, and subsequent to its recessing at 12:00 o'clock noon, the Senate took the following actions:

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2000, presented a report (Conf. Com. Rep. No. 7) recommending that H.B. No. 2000, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 7 and H.B. No. 2000, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 149, presented a report (Conf. Com. Rep. No. 8) recommending that H.B. No. 149, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 8 and H.B. No. 149, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred for a period of 48 hours.

Senator Bunda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2179, H.D. 1, presented a report (Conf. Com. Rep. No. 9) recommending that H.B. No. 2179, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 9 and H.B. No. 2179, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 819, H.D. 1, presented a report (Conf. Com. Rep. No. 10) recommending that H.B. No. 819, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 10 and H.B. No. 819, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1965, H.D. 1, presented a report (Conf. Com. Rep. No. 11) recommending that H.B. No. 1965, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 11 and H.B. No. 1965, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments

proposed by the Senate to H.B. No. 898, H.D. 2, presented a report (Conf. Com. Rep. No. 12) recommending that H.B. No. 898, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 12 and H.B. No. 898, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST KAPIOLANI HEALTH CARE SYSTEMS," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1968, H.D. 2, presented a report (Conf. Com. Rep. No. 13) recommending that H.B. No. 1968, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 13 and H.B. No. 1968, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RUBELLA TESTING," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 813, H.D. 1, presented a report (Conf. Com. Rep. No. 14) recommending that H.B. No. 813, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 14 and H.B. No. 813, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1188, presented a report (Conf. Com. Rep. No. 15) recommending that H.B. No. 1188, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 15 and H.B. No. 1188, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE ETHICS COMMISSION," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1485, H.D. 2, presented a report (Conf. Com. Rep. No. 16) recommending that H.B. No. 1485, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 16 and H.B. No. 1485, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR COMMISSION," was deferred for a period of 48 hours.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1770, presented a report (Conf. Com. Rep. No. 17) recommending that H.B. No. 1770, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 17 and H.B. No. 1770, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," was deferred for a period of 48 hours.

Senator Holt, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 26, H.D. 2, presented a report (Conf. Com. Rep. No. 18) recommending that H.B. No. 26, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 18 and H.B. No. 26, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," was deferred for a period of 48 hours.

Senator Holt, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1385, H.D. 2, presented a report (Conf. Com. Rep. No. 19) recommending that H.B. No. 1385, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 19 and H.B. No. 1385, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," was deferred for a period of 48 hours.

Senator Tanaka, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1790, H.D. 1, presented a report (Conf. Com. Rep. No. 20) recommending that H.B. No. 1790, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 20 and H.B. No. 1790, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAME MAMMALS," was deferred for a period of 48 hours.

Senator Iwase, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2013, H.D. 1, presented a report (Conf. Com. Rep. No. 21) recommending that H.B. No. 2013, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 21 and H.B. No. 2013, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSERVATION DISTRICT," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 715, H.D. 1, presented a report (Conf. Com. Rep. No. 22) recommending that H.B. No. 715, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 22 and H.B. No. 715, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF

INTOXICATING LIQUOR OR DRUGS," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 87, H.D. 1, presented a report (Conf. Com. Rep. No. 23) recommending that H.B. No. 87, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 23 and H.B. No. 87, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 181, H.D. 1, presented a report (Conf. Com. Rep. No. 24) recommending that H.B. No. 181, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 24 and H.B. No. 181, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN AUTOMATIC FINGERPRINT IDENTIFICATION SYSTEM," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1499, H.D. 1, presented a report (Conf. Com. Rep. No. 25) recommending that H.B. No. 1499, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 25 and H.B. No. 1499, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INTERESTS DISCLOSURES," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1853, H.D. 2, presented a report (Conf. Com. Rep. No. 26) recommending that H.B. No. 1853, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 26 and H.B. No. 1853, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD INFORMATION," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1857, H.D. 2, presented a report (Conf. Com. Rep. No. 27) recommending that H.B. No. 1857, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 27 and H.B. No. 1857, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2023, presented a report (Conf. Com. Rep. No. 28) recommending that



H.B. No. 2023, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 28 and H.B. No. 2023, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2038, H.D. 2, presented a report (Conf. Com. Rep. No. 29) recommending that H.B. No. 2038, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 29 and H.B. No. 2038, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL TAX PENALTIES," was deferred for a period of 48 hours.

Senator Holt, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1244, presented a report (Conf. Com. Rep. No. 30) recommending that H.B. No. 1244, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 30 and H.B. No. 1244, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ACTIVITY PROVIDERS AND ACTIVITY DESKS," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1977, H.D. 1, presented a report (Conf. Com. Rep. No. 31) recommending that H.B. No. 1977, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 31 and H.B. No. 1977, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 112, H.D. 2, presented a report (Conf. Com. Rep. No. 32) recommending that H.B. No. 112, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 32 and H.B. No. 112, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENFORCEMENT OF THE STATE ETHICS CODE," was deferred for a period of 48 hours.

Senator Bunda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1311, H.D. 1, presented a report (Conf. Com. Rep. No. 33) recommending that H.B. No. 1311, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 33 and H.B. No. 1311, H.D. 1, S.D. 1, C.D.

1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1763, H.D. 3, presented a report (Conf. Com. Rep. No. 34) recommending that H.B. No. 1763, H.D. 3, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 34 and H.B. No. 1763, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 424, S.D. 1, presented a report (Conf. Com. Rep. No. 54) recommending that S.B. No. 424, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 54 and S.B. No. 424, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Senator Chumbley, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 995, S.D. 1, presented a report (Conf. Com. Rep. No. 55) recommending that S.B. No. 995, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 55 and S.B. No. 995, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE SCHOOLS," was deferred for a period of 48 hours.

Senator Fernandes Salling, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1320, S.D. 1, presented a report (Conf. Com. Rep. No. 56) recommending that S.B. No. 1320, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 56 and S.B. No. 1320, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ROADSIDE HERBICIDE USE," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1577, S.D. 1, presented a report (Conf. Com. Rep. No. 57) recommending that S.B. No. 1577, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 57 and S.B. No. 1577, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PAYMENT OF TAXES BY ELECTRONIC FUNDS TRANSFER," was deferred for a period of 48 hours.

Senator Holt, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 807, S.D. 1, presented a report (Conf. Com. Rep. No. 58)

recommending that S.B. No. 807, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 58 and S.B. No. 807, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTIONS," was deferred for a period of 48 hours.

Senator Holt, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1161, presented a report (Conf. Com. Rep. No. 59) recommending that S.B. No. 1161, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 59 and S.B. No. 1161, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS BANKS INVESTMENTS," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 87, S.D. 1, presented a report (Conf. Com. Rep. No. 60) recommending that S.B. No. 87, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 60 and S.B. No. 87, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELEASE OF PRETRIAL INMATES," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 158, S.D. 1, presented a report (Conf. Com. Rep. No. 61) recommending that S.B. No. 158, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 61 and S.B. No. 158, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 159, presented a report (Conf. Com. Rep. No. 62) recommending that S.B. No. 159, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 62 and S.B. No. 159, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," was deferred for a period of 48 hours.

Senator Gaulty, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 288, S.D. 1, presented a report (Conf. Com. Rep. No. 63) recommending that S.B. No. 288, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 63 and S.B. No. 288, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

HUNTERS AND FISHERMEN," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 869, presented a report (Conf. Com. Rep. No. 64) recommending that S.B. No. 869, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 64 and S.B. No. 869, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A SECTION OF THE HAWAII REVISED STATUTES AMENDED BY ACT 164, SESSION LAWS OF HAWAII 1991," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 889, S.D. 2, presented a report (Conf. Com. Rep. No. 65) recommending that S.B. No. 889, S.D. 2, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 65 and S.B. No. 889, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPORTS," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1254, S.D. 1, presented a report (Conf. Com. Rep. No. 66) recommending that S.B. No. 1254, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 66 and S.B. No. 1254, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1560, S.D. 1, presented a report (Conf. Com. Rep. No. 67) recommending that S.B. No. 1560, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 67 and S.B. No. 1560, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1568, S.D. 2, presented a report (Conf. Com. Rep. No. 68) recommending that S.B. No. 1568, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 68 and S.B. No. 1568, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BULK SALES," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1642, S.D. 1, presented a report (Conf. Com. Rep. No. 69)

recommending that S.B. No. 1642, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 69 and S.B. No. 1642, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOATING," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 596, S.D. 1, presented a report (Conf. Com. Rep. No. 70) recommending that S.B. No. 596, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 70 and S.B. No. 596, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 385, presented a report (Conf. Com. Rep. No. 71) recommending that S.B. No. 385, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 71 and S.B. No. 385, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WELFARE FRAUD," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 887, presented a report (Conf. Com. Rep. No. 72) recommending that S.B. No. 887, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 72 and S.B. No. 887, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO SECTION 11 OF ARTICLE VII OF THE CONSTITUTION OF THE STATE OF HAWAII," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1521, S.D. 2, presented a report (Conf. Com. Rep. No. 73) recommending that S.B. No. 1521, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 73 and S.B. No. 1521, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE DATA DISCOVERY," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 287, presented a report (Conf. Com. Rep. No. 74) recommending that S.B. No. 287, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 74 and S.B. No. 287, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION

WATER DEVELOPMENT," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1905, S.D. 2, presented a report (Conf. Com. Rep. No. 75) recommending that S.B. No. 1905, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 75 and S.B. No. 1905, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FACILITIES," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 6, S.D. 1, presented a report (Conf. Com. Rep. No. 76) recommending that S.B. No. 6, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 76 and S.B. No. 6, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 431, S.D. 1, presented a report (Conf. Com. Rep. No. 77) recommending that S.B. No. 431, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 77 and S.B. No. 431, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1286, presented a report (Conf. Com. Rep. No. 78) recommending that S.B. No. 1286, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 78 and S.B. No. 1286, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTRICTIONS ON POST EMPLOYMENT," was deferred for a period of 48 hours.

Senator Gaulty, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 84, S.D. 1, presented a report (Conf. Com. Rep. No. 79) recommending that S.B. No. 84, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 79 and S.B. No. 84, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEALERS," was deferred for a period of 48 hours.

Senator Ikeda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 443, S.D. 2, presented a report (Conf. Com. Rep. No. 80) recommending that S.B. No. 443, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 80 and S.B. No. 443, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEX OFFENDERS," was deferred for a period of 48 hours.

Senator Grauly, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 171, S.D. 1, presented a report (Conf. Com. Rep. No. 81) recommending that S.B. No. 171, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 81 and S.B. No. 171, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM INFORMATION PRACTICES," was deferred for a period of 48 hours.

#### **ADJOURNMENT**

At 12:00 o'clock midnight, the Senate adjourned until 3:00 o'clock p.m., Friday, April 28, 1995.