

THIRTEENTH DAY

Tuesday, February 6, 1996

The Senate of the Eighteenth Legislature of the State of Hawaii, Regular Session of 1996, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Richard Among, The Seventh-Day Adventist Church, after which the Roll was called showing all Senators present with the exception of Senators Aki and Fukunaga who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 135 to 140) were read by the Clerk and were placed on file:

Gov. Msg. No. 135, dated January 10, 1996, transmitting the 1995 Annual Report prepared by the Governor's Agriculture Coordinating Committee, pursuant to Act 218, Section 86, SLH 1995.

Gov. Msg. No. 136, dated January 11, 1996, transmitting the 1994 Report prepared by the Department of Agriculture, pursuant to Act 69, SLH 1992.

Gov. Msg. No. 137, dated January 17, 1996, transmitting a report prepared by the Department of Human Services, Self-Sufficiency and Support Services Division, pursuant to Section 346-276, HRS, on the JOBS Opportunities and Basic Skills Program.

Gov. Msg. No. 138, dated January 19, 1996, transmitting the "Report of the Insurance Commissioner of Hawaii 1995, Summary of Insurance Business for the Year 1994," prepared by the Department of Commerce and Consumer Affairs, pursuant to Section 431:2-211, HRS.

Gov. Msg. No. 139, dated January 11, 1996, transmitting a report, "Unlicensed Contracting Study," prepared by the Department of Commerce and Consumer Affairs in response to H.R. No. 15/H.C.R. No. 11 (1995).

Gov. Msg. No. 140, informing the Senate that on February 5, 1996, he signed into law House Bill No. 1 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN."

HOUSE COMMUNICATION

Hse. Com. No. 5, transmitting H.B. No. 2920, H.D. 1, which passed Third Reading in the House of Representatives on February 5, 1996, was read by the Clerk and was placed on file.

On motion by Senator Ihara, seconded by Senator Liu and carried, H.B. No. 2920, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KEAHOLE AIRPORT," passed First Reading by title and was referred to the Committee on Transportation and Government Affairs.

STANDING COMMITTEE REPORTS

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1611) recommending that S.B. No. 2118, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Levin, seconded by Senator Kanno and carried, the report of the Committee was adopted and S.B. No. 2118, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL ALCOHOL AND OTHER DRUG ABUSE TREATMENT PROGRAMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1612) recommending that S.B. No. 2134, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Levin, seconded by Senator Kanno and carried, the report of the Committee was adopted and S.B. No. 2134, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION OF THE WEST HAWAII EMERGENCY MEDICAL HELICOPTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Levin, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1613) recommending that S.B. No. 2441, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Levin, seconded by Senator Kanno and carried, the report of the Committee was adopted and S.B. No. 2441, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill	Referred to:
No. 2093	Jointly to the Committee on Transportation and Government Affairs and the Committee on Ways and Means
No. 2213	Jointly to the Committee on Transportation and Government Affairs and the Committee on Ways and Means
No. 2333	Jointly to the Committee on Transportation and Government Affairs and the Committee on Ways and Means
No. 2785	Committee on Agriculture, Labor, and Employment, then to the Committee on Ways and Means
No. 2840	Jointly to the Committee on Transportation and Government Affairs and the Committee on Ways and Means
No. 2904	Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 3046 Committee on Higher Education, Culture, and Arts, then to the Committee on Ways and Means

No. 3155 Jointly to the Committee on Transportation and Government Affairs and the Committee on Ways and Means

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

"Mr. President, I'm a little confused so I'd like to stand on a point of personal privilege.

"Mr. President, I think we all received the communication on the report on contractors' licensing. What I am confused about is, as I started to read this they were saying that they were given a short period of time, yet they were able to give this report. When I look at this, who is a contractor? So I looked at a definition they have in Section 444-1, HRS: '...any person who by oneself or through others offers to undertake, or holds oneself out as being able to undertake, or does undertake to alter, add to, subtract from, improve, enhance, or beautify any realty or construct, alter, repair' It goes on and on, Mr. President. Now, I looked in the Webster's Dictionary because I'm not very bright at times, and it says: 'Contractor ... one that contracts to perform work or provide supplies; one that contracts to erect buildings; something (as a muscle) that contracts or shortens.' I know we don't use the muscle, so I would have added in there demolition.

"What I am wondering is, are we here to make sure that these laws are going to be put out for the public, where we understand as individuals, or are we going to start giving people the HRS so that they will know exactly what the law is, how it pertains to them and if they can abide by that, well and good; and if they can't, they'll have to change. That's what I'd like to know.

"Thank you very much, Mr. President."

ADJOURNMENT

At 11:46 o'clock a.m., on motion by Senator Ihara, seconded by Senator Liu and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 7, 1996.