

THIRTIETH DAY

Tuesday, March 11, 1997

The Senate of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1997, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Seung Eun Grace Lee, Kahaluu United Methodist Church, after which the Roll was called showing all Senators present with the exception of Senators Ihara, McCartney and Tanaka who were excused.

The President announced that he had read and approved the Journal of the Twenty-Ninth Day.

Senator M. Ige, in celebration of Meadow Gold Dairies' 100 years of service to the community, introduced Glenn Muranaka, president and general manager of Meadow Gold Dairies, Inc. Accompanying Mr. Muranaka were Roger and Jenai Wall, Rose Schiltz, Deanna Nakamura, Gretchen Neal, and Stanley Seki.

At 11:48 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.

HOUSE COMMUNICATION

Hse. Com. No. 513, returning S.B. No. 175, which passed Third Reading in the House of Representatives on March 10, 1997, in an amended form, was read by the Clerk and was placed on file.

By unanimous consent, action on S.B. No. 175, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred until Thursday, March 13, 1997.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 138 to 160) were read by the Clerk and were referred to committees or deferred:

Senate Concurrent Resolution

No. 138 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO CONSIDER SHIFTING A PORTION OF FOREIGN LANGUAGE EDUCATION RESOURCES FROM THE HIGH SCHOOL TO THE ELEMENTARY SCHOOL LEVEL."

Offered by: Senator Tam.

Referred to: Committee on Education, then to the Committee on Ways and Means

No. 139 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII VISITORS AND CONVENTION BUREAU TO ENLIST THE SUPPORT OF THE UNITED CHINESE SOCIETY TO DEVELOP AND DISSEMINATE INFORMATION ON THE CULTURAL AND ETHNIC DIVERSITY OF HAWAII AS A MEANS TO PROMOTE TOURISM IN HAWAII."

Offered by: Senator Tam.

Referred to: Committee on Economic Development

No. 140 "SENATE CONCURRENT RESOLUTION REQUESTING EXAMINATION OF AN ALTERNATIVE HEALTH BENEFITS PLAN."

Offered by: Senator Tam.

Referred to: Committee on Human Resources, then to the Committee on Ways and Means

No. 141 "SENATE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY ON THE TRANSFER OF ADMINISTRATIVE FUNCTIONS OF CERTAIN PUBLIC FACILITIES TO THE OFFICE OF HAWAIIAN AFFAIRS."

Offered by: Senator Solomon.

Referred to: Committee on Water, Land, and Hawaiian Affairs, then to the Committee on Ways and Means

No. 142 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO STUDY THE REVENUE EFFECT OF DOUBLING THE GENERAL EXCISE TAX AND ELIMINATING THE INCOME TAX."

Offered by: Senator Bunda.

Referred to: Committee on Ways and Means

No. 143 "SENATE CONCURRENT RESOLUTION SUPPORTING THE ESTABLISHMENT OF A HAWAIIAN LANGUAGE COLLEGE AT THE UNIVERSITY OF HAWAII AT HILO."

Offered by: Senator Bunda.

Referred to: Committee on Education, then to the Committee on Ways and Means

No. 144 "SENATE CONCURRENT RESOLUTION URGING GREATER EFFORT AND DEVOTION OF MORE RESOURCES TOWARD THE TREATMENT AND PREVENTION OF ALCOHOL AND SUBSTANCE ABUSE AMONG HAWAII'S CHILDREN AND YOUTH."

Offered by: Senators Chun Oakland, Kanno.

Referred to: Committee on Health and Environment, then to the Committee on Ways and Means

No. 145 "SENATE CONCURRENT RESOLUTION SUPPORTING THE EXPANSION OF THE DRUG ABUSE RESISTANCE PROGRAM."

Offered by: Senator Mizuguchi, by request.

No. 146 "SENATE CONCURRENT RESOLUTION SUPPORTING THE HAWAII STATEWIDE TRAILS AND ACCESS PROGRAM, OR 'NA ALA HELE.'"

Offered by: Senator Mizuguchi, by request.

No. 147 "SENATE CONCURRENT RESOLUTION REQUESTING THE EXPEDITION OF THE CALCULATION OF SICK LEAVE CREDIT FOR RETIRED TEACHERS AND THE PAYMENT OF THE ADJUSTED RETIREMENT COMPENSATION WITHIN NINETY DAYS OF RETIREMENT."

Offered by: Senator Mizuguchi, by request.

No. 148 "SENATE CONCURRENT RESOLUTION REQUESTING THE PAYMENT OF EMERGENCY RESTITUTION TO ELDERLY NATIVE HAWAIIAN BENEFICIARIES OF THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Offered by: Senator Bunda.

No. 149 "SENATE CONCURRENT RESOLUTION REQUESTING A PILOT PROGRAM FOR THE MONITORING OF AQUARIUM FISH COLLECTION."

Offered by: Senator Solomon.

No. 150 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO ADOPT A VISA WAIVER PROGRAM FOR NATIONALS OF THE REPUBLIC OF KOREA."

Offered by: Senator Sakamoto.

No. 151 "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLECTION OF DATA RELATING TO SEXUAL HARASSMENT IN STATE AGENCIES AND A PROPOSED EDUCATIONAL TRAINING PROGRAM FOR STATE AGENCY DIRECTORS AND MANAGEMENT."

Offered by: Senators Matsunaga, Chumbley, Kanno, Chun Oakland, Metcalf, Baker, Ige, D., McCartney, Ihara.

No. 152 "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO STUDY WAYS TO SIMPLIFY PROOF OF PRIOR CRIMINAL CONVICTIONS."

Offered by: Senator Matsunaga.

No. 153 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY TO ASSESS THE NEEDS AND THE PROVISION OF SERVICES AND SHELTER TO MINORS AGES FOURTEEN TO EIGHTEEN WHO ARE VICTIMS OF DOMESTIC VIOLENCE."

Offered by: Senator Matsunaga.

No. 154 "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO EXAMINE THE SENIOR HEALTH INSURANCE BENEFITS ADVISORS PROGRAM IN THE STATE OF WASHINGTON AND TO CONSIDER IMPLEMENTING A SIMILAR PROGRAM IN HAWAII."

Offered by: Senator Levin.

No. 155 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO EXAMINE AND RECONSIDER THE APPROPRIATENESS OF THE FORMULARY APPROVED FOR QUEST PATIENTS AND THE PROCESS OF AUTHORIZING THE USE OF NON-FORMULARY DRUGS."

Offered by: Senators Levin, Chun Oakland.

No. 156 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENTS OF HUMAN SERVICES AND HEALTH TO DEVELOP A JOINT BROCHURE TO INFORM CONSUMERS AND PROVIDERS ABOUT ACCESS TO MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES UNDER THE QUEST PROGRAM, INCLUDING THOSE AVAILABLE ON THE ISLAND OF HAWAII."

Offered by: Senators Levin, Chun Oakland.

No. 157 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AND THE COUNTY OF HAWAII TO CONDUCT AN INVESTIGATION INTO ALLEGATIONS OF THE STARVATION AND ABUSE OF WILD HORSES IN WAIPIO VALLEY."

Offered by: Senator Levin.

No. 158 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DIRECT ALL STATE EXECUTIVE AGENCIES THAT LEASE OFFICE SPACE TO OTHER STATE AGENCIES TO CEASE THE PRACTICE OF CHARGING THESE OTHER STATE AGENCIES OFFICE RENT, EXCLUDING THEIR PRORATED OPERATING EXPENSES."

Offered by: Senator Tam.

No. 159 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO DEVELOP A STEP-BY-STEP PLAN TO ACCOMPLISH THE HAWAII GOALS FOR EDUCATION."

Offered by: Senator Tam.

No. 160 "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE UNIVERSITY OF HAWAII COLLEGE OF BUSINESS ADMINISTRATION'S CURRENT LEVELS OF INSTRUCTION, MANAGEMENT OF RESOURCES, CONTACTS WITH THE BUSINESS COMMUNITY, AND MEANS OF PREPARING AND AIDING GRADUATES IN OBTAINING JOBS."

Offered by: Senator Tam.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 67 to 82) were read by the Clerk and were referred to committees or deferred:

Senate Resolution

No. 67 "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO CONSIDER SHIFTING A PORTION OF FOREIGN LANGUAGE EDUCATION RESOURCES FROM THE HIGH SCHOOL TO THE ELEMENTARY SCHOOL LEVEL."

Offered by: Senator Tam.

Referred to: Committee on Education, then to the Committee on Ways and Means

No. 68 "SENATE RESOLUTION REQUESTING THE HAWAII VISITORS AND CONVENTION BUREAU TO ENLIST THE SUPPORT OF THE UNITED CHINESE SOCIETY TO DEVELOP AND DISSEMINATE INFORMATION ON THE CULTURAL AND ETHNIC DIVERSITY OF HAWAII AS A MEANS TO PROMOTE TOURISM IN HAWAII."

Offered by: Senator Tam.

Referred to: Committee on Economic Development

No. 69 "SENATE RESOLUTION REQUESTING EXAMINATION OF AN ALTERNATIVE HEALTH BENEFITS PLAN."

Offered by: Senator Tam.

Referred to: Committee on Human Resources, then to the Committee on Ways and Means

No. 70 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO STUDY THE REVENUE EFFECT OF DOUBLING THE GENERAL EXCISE TAX AND ELIMINATING THE INCOME TAX."

Offered by: Senator Bunda.

Referred to: Committee on Ways and Means

No. 71 "SENATE RESOLUTION SUPPORTING THE ESTABLISHMENT OF A HAWAIIAN LANGUAGE COLLEGE AT THE UNIVERSITY OF HAWAII AT HILO."

Offered by: Senator Bunda.

Referred to: Committee on Education, then to the Committee on Ways and Means

No. 72 "SENATE RESOLUTION SUPPORTING THE EXPANSION OF THE DRUG ABUSE RESISTANCE PROGRAM."

Offered by: Senator Mizuguchi, by request.

No. 73 "SENATE RESOLUTION SUPPORTING THE HAWAII STATEWIDE TRAILS AND ACCESS PROGRAM, OR 'NA ALA HELE.'"

Offered by: Senator Mizuguchi, by request.

No. 74 "SENATE RESOLUTION REQUESTING THE EXPEDITION OF THE CALCULATION OF SICK LEAVE CREDIT FOR RETIRED TEACHERS AND THE PAYMENT OF THE ADJUSTED RETIREMENT COMPENSATION WITHIN NINETY DAYS OF RETIREMENT."

Offered by: Senator Mizuguchi, by request.

No. 75 "SENATE RESOLUTION REQUESTING THE PAYMENT OF EMERGENCY RESTITUTION TO ELDERLY NATIVE HAWAIIAN BENEFICIARIES OF THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Offered by: Senator Bunda.

No. 76 "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO ADOPT A VISA WAIVER PROGRAM FOR NATIONALS OF THE REPUBLIC OF KOREA."

Offered by: Senator Sakamoto.

No. 77 "SENATE RESOLUTION REQUESTING THE COLLECTION OF DATA RELATING TO SEXUAL HARASSMENT IN STATE AGENCIES AND A PROPOSED EDUCATIONAL TRAINING PROGRAM FOR STATE AGENCY DIRECTORS AND MANAGEMENT."

Offered by: Senators Matsunaga, Chumbley, Kanno, Chun Oakland, Metcalf, McCartney, Ige, D., Baker, Ihara.

No. 78 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO STUDY WAYS TO SIMPLIFY PROOF OF PRIOR CRIMINAL CONVICTIONS."

Offered by: Senator Matsunaga.

No. 79 "SENATE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO EXAMINE THE SENIOR HEALTH INSURANCE BENEFITS ADVISORS PROGRAM IN THE STATE OF WASHINGTON AND TO CONSIDER IMPLEMENTING A SIMILAR PROGRAM IN HAWAII."

Offered by: Senator Levin.

No. 80 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO EXAMINE AND RECONSIDER THE APPROPRIATENESS OF THE FORMULARY APPROVED FOR QUEST PATIENTS AND

THE PROCESS OF AUTHORIZING THE USE OF NON-FORMULARY DRUGS."

Offered by: Senators Levin, Chun Oakland.

No. 81 "SENATE RESOLUTION REQUESTING THE GOVERNOR TO DIRECT ALL STATE EXECUTIVE AGENCIES THAT LEASE OFFICE SPACE TO OTHER STATE AGENCIES TO CEASE THE PRACTICE OF CHARGING THESE OTHER STATE AGENCIES OFFICE RENT, EXCLUDING THEIR PRORATED OPERATING EXPENSES."

Offered by: Senator Tam.

No. 82 "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO DEVELOP A STEP-BY-STEP PLAN TO ACCOMPLISH THE HAWAII GOALS FOR EDUCATION."

Offered by: Senator Tam.

STANDING COMMITTEE REPORT

Senators Baker and D. Ige, for the Committee on Commerce, Consumer Protection, and Information Technology, presented a report (Stand Com. Rep. No. 925) recommending that S.C.R. No. 30, be referred to the Committee on Ways and Means.

On motion by Senator Baker, seconded by Senator D. Ige and carried, the report of the Committee was adopted and S.C.R. No. 30, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF OCCUPATIONAL THERAPISTS," was referred to the Committee on Ways and Means.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 127, H.D. 1	Jointly to the Committee on Water, Land, and Hawaiian Affairs and the Committee on Health and Environment
No. 417, H.D. 3	Jointly to the Committee on Transportation and Intergovernmental Affairs and the Committee on Economic Development, then to the Committee on Ways and Means
No. 454, H.D. 1	Committee on Water, Land, and Hawaiian Affairs
No. 613, H.D. 2	Committee on Water, Land, and Hawaiian Affairs
No. 1893	Committee on Commerce, Consumer Protection, and Information Technology
No. 2082, H.D. 1	Jointly to the Committee on Economic Development and the Committee on Water, Land, and Hawaiian Affairs and the Committee on Transportation and Intergovernmental Affairs, then to the Committee on Ways and Means

RE-REFERRAL OF SENATE CONCURRENT RESOLUTION

The Chair re-referred the following Senate concurrent resolution that was offered:

Senate
Concurrent
Resolution

Referred to:

No. 109
Affairs

Committee on Water, Land, and Hawaiian

ADJOURNMENT

At 11:55 o'clock a.m., on motion by Senator Levin, seconded by Senator Slom and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, March 12, 1997.