

FORTY-THIRD DAY

Friday, April 3, 1998

The Senate of the Nineteenth Legislature of the State of Hawaii, Regular Session of 1998, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Claudia Wong, CSJ, Sisters of St. Joseph, after which the Roll was called showing all Senators present.

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

Senator M. Ige introduced the Queen of the 46th Annual Cherry Blossom Festival, Lorijoy Leiko Morita; First Princess Wendy Okamura; Princess Renee Hamasaki; Princess Dawna Abe; Princess Sharleen Iwanaka; and Miss Congeniality, Tracey Shizuno. Accompanying the young ladies were Russell Iwamura and Sherri Chun.

At this time, the Chair appointed Senators M. Ige, McCartney and Anderson to escort Queen Lorijoy Morita to the podium to address the members of the Senate.

Queen Lorijoy addressed the members of the Senate and their guests as follows:

"Good afternoon, President Mizuguchi and members of the Senate. Thank you very much for having us today and for honoring us with these certificates of recognition.

"I must say that today has been a rather unique day. This morning I was reading Green Eggs and Ham to a kindergarten class at Waikiki Elementary School, and now I am addressing the Senate. And to be honest, I'm not sure which crowd makes me more nervous.

"Being chosen as the 46th Cherry Blossom Court is a wonderful opportunity for the six of us to go out into our community and serve as young Japanese American women leaders. This year our court is determined to make a difference. These days, with the current state of Hawaii's economy, we are all faced with challenging times, and many of us foresee facing an uncertain future and we look towards leaders such as all of you to not take the easy road but to provide us with the best future.

"Our contribution as the 46th Cherry Blossom Court is to lead the community towards a more positive and optimistic attitude. We look forward to spending time at care homes, simply sharing a song or craft to let our elderly know that they are not forgotten. We also plan to visit elementary schools to participate in such events as career day, encouraging students to stay focussed with their studies. Times will get better and they are a huge part of our future.

"We hope to work with the Shriner's children and other handicapped children with rehab or therapy and just to be there for support. It's a miracle how much a little smile or hug, how much of a difference that can make in a child's life.

"And lastly, we'd like to work with organizations, such as Temari, to continue perpetuating our Japanese culture.

"Once again, on behalf of the 46th Cherry Blossom Court, I thank you for having this special recognition today. As we embark now on our journey as the 46th Cherry Blossom Queen and Court, we are filled with excitement to go to places and to touch the lives of those we meet. We proudly represent not only the Honolulu Japanese Junior Chamber of Commerce, but the people of Hawaii as well.

"Thank you."

Senator Chun Oakland introduced the following members of The Step*taculans in recognition of their community service: Bill Doherty, Christina Dougherty, Louise Guerrero, Coral Holland, Ah Nee Leong, Barbie Paris, Bob Paris, Taps Pratt, Inge Vaas, Betty Varley and Tony Yipil.

At 12:02 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:13 o'clock p.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 95 to 104) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 95, informing the Senate that the House has disagreed to the amendments proposed by the Senate to H.B. No. 2693, H.D. 1, was placed on file.

Hse. Com. No. 96, transmitting H.C.R. No. 38, H.D. 1, which was adopted by the House of Representatives on April 1, 1998, was placed on file.

By unanimous consent, H.C.R. No. 38, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING PRIVATE AND PUBLIC AGENCIES SERVING CHILDREN TO ADOPT A STATE POLICY FOR IMPROVING THE WELL-BEING OF CHILDREN, YOUTH, AND FAMILIES," was referred to the Committee on Human Resources, then to the Committee on Ways and Means.

Hse. Com. No. 97, transmitting H.C.R. No. 102, H.D. 1, which was adopted by the House of Representatives on April 1, 1998, was placed on file.

By unanimous consent, H.C.R. No. 102, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO RESOLVE THE PROBLEMS WITH THE HONOLULU SYMPHONY AND WORK TOWARDS AN AMICABLE SETTLEMENT OF BOOKING DATES," was referred to the Committee on Transportation and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 98, transmitting H.C.R. No. 106, H.D. 1, which was adopted by the House of Representatives on April 1, 1998, was placed on file.

By unanimous consent, H.C.R. No. 106, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE 'ALOHA EVERY DAY' CONCEPT AND EFFORTS TO NURTURE THE ALOHA SPIRIT IN GOVERNMENT AND ENHANCE HAWAII'S REPUTATION AS THE ALOHA STATE," was referred to the Committee on Economic Development.

Hse. Com. No. 99, transmitting H.C.R. No. 162, H.D. 1, which was adopted by the House of Representatives on April 1, 1998, was placed on file.

By unanimous consent, H.C.R. No. 162, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE WAIKIKI YACHT CLUB'S ALOHA RACING CHALLENGE TO THE ROYAL NEW ZEALAND YACHT SQUADRON FOR AMERICA'S CUP XXX," was referred to the Committee on Economic Development, then to the Committee on Ways and Means.

Hse. Com. No. 100, returning the following Senate bills which passed Third Reading in the House of Representatives on April 1, 1998, in an amended form:

S.B. No. 1310, S.D. 1; and
S.B. No. 1597, S.D. 1,

was placed on file.

By unanimous consent, action on the following Senate bills was deferred until Monday, April 6, 1998:

S.B. No. 1310, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION"; and

S.B. No. 1597, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES PENALTIES."

Hse. Com. No. 101, returning the following Senate bills which passed Third Reading in the House of Representatives on April 1, 1998, in an amended form:

S.B. No. 1065, S.D. 1;
S.B. No. 2253, S.D. 1;
S.B. No. 2697, S.D. 1;
S.B. No. 2740, S.D. 1; and
S.B. No. 2957, S.D. 2,

was placed on file.

By unanimous consent, action on the following Senate bills was deferred until Monday, April 6, 1998:

S.B. No. 1065, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION OFFENSES";

S.B. No. 2253, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION";

S.B. No. 2697, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JURISDICTION OF THE COURTS";

S.B. No. 2740, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRUSTS"; and

S.B. No. 2957, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."

Hse. Com. No. 102, returning the following Senate bills which passed Third Reading in the House of Representatives on April 1, 1998, in an amended form:

S.B. No. 1638, S.D. 1;
S.B. No. 3004, S.D. 1;
S.B. No. 3015, S.D. 2; and
S.B. No. 3141, S.D. 1,

was placed on file.

By unanimous consent, action on the following Senate bills was deferred until Monday, April 6, 1998:

S.B. No. 1638, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS BUDGET";

S.B. No. 3004, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE";

S.B. No. 3015, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX EXEMPTION FOR AIRCRAFT SERVICE AND MAINTENANCE FACILITIES"; and

S.B. No. 3141, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TAXATION."

Hse. Com. No. 103, returning the following Senate bills which passed Third Reading in the House of Representatives on April 1, 1998, in an amended form:

S.B. No. 2680, S.D. 1;
S.B. No. 2889, S.D. 1; and
S.B. No. 2913, S.D. 1,

was placed on file.

By unanimous consent, action on the following Senate bills was deferred until Monday, April 6, 1998:

S.B. No. 2680, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERFORMANCE RATINGS OF EMPLOYEES IN THE CIVIL SERVICE";

S.B. No. 2889, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS"; and

S.B. No. 2913, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Hse. Com. No. 104, informing the Senate that the House has disagreed to the amendments proposed by the Senate to H.B. No. 2858, H.D. 2, was placed on file.

STANDING COMMITTEE REPORTS

Senators D. Ige and Metcalf, for the Committee on Commerce, Consumer Protection, and Information Technology, presented a report (Stand. Com. Rep. No. 2989) recommending that H.B. No. 2670, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator McCartney, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 2670, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 6, 1998.

Senators Kawamoto and Sakamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2990) recommending that H.B. No. 2895 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator McCartney, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 2895, entitled: "A BILL FOR AN ACT RELATING TO RIDING BICYCLES ON ROADWAYS," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 6, 1998.

Senators Kawamoto and Sakamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2991) recommending that S.C.R. No. 161, be referred to the Committee on Ways and Means.

On motion by Senator McCartney, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 161, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESSIONAL ACTION ON FEDERAL HIGHWAY LEGISLATION AND FUNDING," was referred to the Committee on Ways and Means.

ORDER OF THE DAY

AGREE/DISAGREE

**MATTER DEFERRED FROM
TUESDAY, MARCH 31, 1998**

S.B. No. 3215, S.D. 1 (H.D. 1:)

By unanimous consent, action on S.B. No. 3215, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL IMPORTATION," was deferred until Monday, April 6, 1998.

ADJOURNMENT

At 12:15 o'clock p.m., on motion by Senator McCartney, seconded by Senator Slom and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, April 6, 1998.