

## FIFTY-FOURTH DAY

Thursday, April 22, 1999

The Senate of the Twentieth Legislature of the State of Hawaii, Regular Session of 1999, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Lieutenant Richard Pease, The Salvation Army, Central Oahu Corps, after which the Roll was called showing all Senators present.

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

At this time, the following introductions were made to the members of the Senate:

Senator Sakamoto congratulated the Moanalua High School Girls Wrestling Team on becoming the Hawaii High School Athletic Association State Champions, as well as the Oahu Interscholastic Association, Western Division Champions for 1999 and introduced the following individuals: Coach Joel Kawachi; Jacqueline Heupel, principal; George Goto, athletic director; and co-captains Renee Nakata and Shelley-Ann Tomita.

Senator M. Ige then introduced Keolalaulani Dalire of Keolalaulani Halau 'Olapa 'O Laka and congratulated her on capturing the title of Miss Alhoa Hula at the 36th Annual Merrie Monarch Festival. Accompanying Miss Dalire was her mother, kumu hula Aloha Dalire, and her father, John Dalire.

Senators Ihara and Matsunaga congratulated the Kaimuki High School Cheerleading Squad on becoming the 1999 National Cheerleader Champions, Small Varsity Division, and the 1999 Hawaii State Cheerleader Grand Champions and introduced the following members of the squad: Christine Nguyen, Ludia Park, Noweo Akau, Jo'el Lujan, Lindy Nagata, Linda Nguyen, Joy Okada and Iwalani Yamaguchi. Accompanying the young ladies were Coach Brandy Rhineland, and advisor, Gail Gushikuma.

Senator Kawamoto introduced Admiral Dennis C. Blair, Commander in Chief of the U.S. Pacific Command, and his wife Diane and extended a warm welcome-back and aloha to the Admiral and his family.

Senator Kawamoto then introduced General Patrick K. Gamble, Commander of the Pacific Air Forces, and extended best wishes and a warm aloha to the General, his wife Aileese, and his family.

At this time, the Chair appointed Senators Kawamoto, Anderson and Ihara to escort Admiral Blair and General Gamble to the rostrum to address the members of the Senate.

Admiral Blair addressed the members of the Senate and their guests as follows:

"Thank you very much, Senators.

"When General Gamble and I are in a group, generally we're the best looking uniforms there, but this morning we've been completely upstaged by the uniforms and the skills of the Kaimuki cheerleaders. (Laughter.) It was very nicely done, ladies, and let me know who your tailor is and we'll see what we can do. (More laughter.)

"Thank you very much for this recognition. The State of Hawaii has always meant a great deal to the Armed Forces of the United States, both the Hawaiians who have served with honor and distinction in the past -- the 442nd Regiment, of course, with its distinguished history; the workers at Pearl Harbor Shipyard who patched together two old aircraft carriers

which went out to win the greatest battle in naval history. Hawaii has always made a great contribution to our armed forces, and the way I see the future, it will in upcoming years as well.

"By the same token, the armed forces have always meant a great deal to Hawaii. When we woke up this morning there were about 44,000 of us who put on the uniform and went to work here in Hawaii or on the ships that are stationed here. And by the time you add in our families, the civilian workers who work side-by-side with us, the guardsmen, the reservists, the retirees, their families, there are about 120,000 of us who live here in Hawaii who are connected with the Armed Forces of the United States. So we mean a great deal to this State as well.

"Our goal is to be good residents, good neighbors, and to work in very close cooperation with the people of Hawaii, their elected representatives and all the officials who are here in this State. I hope that when they look back on these years in the future, they will look at these years as a time in which those of us in uniform and those of you who live in this State worked together to solve the problems that face us, both for our country, for the State, and for all of our people. And it certainly is my goal, during my time here, to work with you towards that end.

"Thank you very much."

General Gamble then addressed the members of the Senate and their guests as follows:

"Mr. President, Senators and friends -- let me first say thank you for the honor that you do me, personally, and my wife Aileese, who is out of town and couldn't be here today.

"The spirit of aloha is something that we are learning, having only been here eight months, and appreciating very much because it has so much more to it than the simple word that it is. As a Commander, I know you look upon me as I stand here representing some 45,000 Air Force people in the Pacific, and believe me, we all have felt the spirit of aloha and it's made coming to the Islands one of the premier assignments in the Air Force, and I certainly am happy to be a part of that. And on behalf of all those who have been the beneficiaries of that grateful hospitality and the openness that the heart feels when welcoming a stranger into your area, let me say thank you on behalf of all those Air Force people and those that will come long into the future.

"We in the Air Force are part of a joint team here in Hawaii. I am a component commander and offer aerospace capability to my commander the CINC, and that teamwork and that jointness is very, very important and it is epitomized, I think, best of all by the fact that our headquarters here are almost co-located and so this becomes a very, very important military location for an area that covers half of the world. I'm very thankful for that because it makes my job easier and it makes our effectiveness in the Pacific much better to be co-located and have our staffs be able to work together. And we've done this for a long time here. I think the first airplane showed up here in about 1917. Luke Field out on Ford Island was where the first flight of an aircraft in the Army Air Corps occurred here in the islands, and then within two years we were carrying the mail to Hilo. And we've been here ever since and it looks like we're going to be here to stay because, unfortunately as we all know, the world is not an easy place to get along, and U.S. security interests out here will need the entire team, all the forces, and the Air Force is a part of that team.

"I think it would be safe to say at this point in time, as you look at world events, that we could not do what we're doing these days in the Air Force unless we were a total team. A total

team effort means our Reserve and Guard Forces too, and your Air National Guard and the 154th here are so very important to what we do in the Pacific. I am very grateful that I have them by my side doing the job that I have to do. But I must tell you that they don't just stay here in the Pacific. Right now their aircraft are in Iceland pulling air defense alert. Their tankers have been to Bosnia and Kosovo, and their C-130's fly missions throughout the Pacific. You can be very, very proud of them as I am.

"Finally, let me say on behalf of all the Air Force people that I represent, that we in the community here admire you for what you are doing to step up to very difficult challenges and decisions of running a government that has all the problems that governments have that face you every single day, trying to make apportionment decisions, resource decisions, decisions that affect all the citizenry of the Islands, including all those Air Force people who are part of your community. We know that's tough and we know that the decisions you make are people decisions and we're part of those people. And on behalf of all those who appreciate the good work that you do, let me say thank you for that and for what you do, just as you've honored me this morning.

"Thank you very much."

At 12:13 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:23 o'clock p.m.

#### MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 345, dated April 20, 1999, transmitting the 1998 Annual Report prepared by the Department of Hawaiian Home Lands, pursuant to Section 222, Hawaiian Homes Commission Act, 1920, as amended, was read by the Clerk and was placed on file.

#### HOUSE COMMUNICATION

Hse. Com. No. 684, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 1013 and the amendments proposed by the Senate were agreed to by the House and H.B. No. 1013, S.D. 1, passed Final Reading in the House of Representatives on April 21, 1999, was read by the Clerk and was placed on file.

#### STANDING COMMITTEE REPORTS

Senators Fukunaga and Levin, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1744) recommending that S.R. No. 53 be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 53, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT A FEASIBILITY STUDY TO PLAN, DESIGN, ACQUIRE LAND, AND CONSTRUCT ONE OR MORE ADDITIONAL BRIDGES INTO WAHIAWA TO PROVIDE A SECOND ENTRANCE INTO AND EXIT OUT OF THAT COMMUNITY," was adopted.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1745) recommending that the Senate advise and consent to the nomination of BRUCE S. ANDERSON, Ph.D., as Director of Health, in accordance with Gov. Msg. No. 151.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1745 and Gov. Msg. No. 151 was deferred until Monday, April 26, 1999.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 1746) recommending that the Senate advise and consent to the nomination of SUSAN MEYERS CHANDLER, Ph.D., as Director of Human Services, in accordance with Gov. Msg. No. 153.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1746 and Gov. Msg. No. 153 was deferred until Monday, April 26, 1999.

#### ORDER OF THE DAY

##### ADVISE AND CONSENT

Stand. Com. Rep. No. 1734 (Gov. Msg. No. 257):

Senator Inouye moved that Stand. Com. Rep. No. 1734 be received and placed on file, seconded by Senator Buen and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Convention Center Authority of the following:

KATSUMI TANAKA, term to expire June 30, 2002; and

GLENN K. MURANAKA and JEFF J. COELHO, terms to expire June 30, 2003,

seconded by Senator Buen.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1735 (Gov. Msg. No. 260):

Senator Inouye moved that Stand. Com. Rep. No. 1735 be received and placed on file, seconded by Senator Buen and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of JACQUELINE A. PARNELL, MAURICE TAMURA, JOHN JOSEPH MCHUGH, JR., Ph.D., SUSAN MILLER and BARRY MICHAEL BRENNAN, Ph.D., to the Advisory Committee on Pesticides, terms to expire June 30, 2003, seconded by Senator Buen.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1736 (Gov. Msg. No. 270):

Senator Inouye moved that Stand. Com. Rep. No. 1736 be received and placed on file, seconded by Senator Buen and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of PETER B.H. KIM to the Board of Directors, Aloha Tower Development Corporation, term to expire June 30, 2003, seconded by Senator Buen.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1737 (Gov. Msg. No. 271):

Senator Inouye moved that Stand. Com. Rep. No. 1737 be received and placed on file, seconded by Senator Buen and carried.

Senator Inouye then moved that the Senate advise and consent to the nomination of STEVEN J. ARAUJO to the Aquatic Life and Wildlife Advisory Committee, County of Hawai'i, term to expire June 30, 2003, seconded by Senator Buen.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1738 (Gov. Msg. No. 272):

Senator Inouye moved that Stand. Com. Rep. No. 1738 be received and placed on file, seconded by Senator Buen and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of DERYCK ISHIMOTO, JACK N. GUSHIKEN and ANTHONY KAUAHI to the Aquatic Life and Wildlife Advisory Committee, County of Kauai, terms to expire June 30, 2003, seconded by Senator Buen.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1739 (Gov. Msg. No. 278):

Senator Inouye moved that Stand. Com. Rep. No. 1739 be received and placed on file, seconded by Senator Buen and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations of THOMAS I. FUJIKAWA, KEN KOIKE and CREIGHTON D. ARITA to the Board of Directors, High Technology Development Corporation, terms to expire June 30, 2003, seconded by Senator Buen.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1740 (Gov. Msg. No. 238):

Senator Hanabusa moved that Stand. Com. Rep. No. 1740 be received and placed on file, seconded by Senator Chun and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of KATHLEEN K.S.L. THURSTON to the Hawaiian Homes Commission, terms to expire June 30, 1999 and June 30, 2003, seconded by Senator Chun.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1741 (Gov. Msg. No. 258):

Senator Hanabusa moved that Stand. Com. Rep. No. 1741 be received and placed on file, seconded by Senator Chun and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nomination of PATRICK T. KUBOTA to the Hawai'i Community Development Authority, term to expire June 30, 2003, seconded by Senator Chun.

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

Stand. Com. Rep. No. 1742 (Gov. Msg. No. 152):

Senator Nakata moved that Stand. Com. Rep. No. 1742 be received and placed on file, seconded by Senator M. Ige and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of MICHAEL MCCARTNEY as Director of Human Resources Development, term to expire December 2, 2002, seconded by Senator M. Ige.

Senator Nakata rose in support of the nominee and said:

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

"Mr. McCartney is a former colleague of many of you, so you know him well. He has a Bachelor of Science degree from Pacific University. He has completed graduate studies in mediation and conflict resolution at the University of Hawaii at Manoa, skills which I think stood him in good stead when he was in this body. I look forward to working with him in these skill areas in the near future as we work on civil service reform.

"Mr. McCartney also has served for ten years in this body and he chaired the Committees on Education, Higher Education, Governmental Operations, and Labor and Human Resources. He also served as Negotiations Specialist and Field Representative for the Hawaii State Teachers Association.

"He has been honored with several awards including the Freshman Legislator of the Year awarded by the University of Hawaii Professional Assembly, the Nona Beamer Community Service Award for Exceptional Leadership awarded by the Hawaii Association for the Education of Young Children, the Lawmaker of the Year awarded by Small Business Hawaii, Good Guy Award for Open Government awarded by Common Cause Hawaii, and the Provost Award for Outstanding Public Service awarded by Windward Community College.

"He was supported in the hearing by a diverse group of individuals and groups -- the Personnel Director for the Judiciary, the Director of Human Resources for the City and County of Honolulu, Director of Personnel for Hawaii County and the other counties, Hawaii Health Systems Corporation, and several other organizations.

"We all know the kind of person that Mike is, the optimism and the commitment that he brings to the work that he does. We know his human traits, his ability to work with people. So I highly recommend this nominee for advise and consent.

"Thank you."

Senator Kawamoto also rose to speak in support of the nominee and said:

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

"Mr. President, former Senator Mike McCartney and I many times were on opposite sides, primarily because he was from the Windward side and I was from the Leeward side. But anyway, we had our fights, we had our arguments, we had our positions.

"One really stands out in my mind. He sat there and he said, 'You know, Kawamoto, why can't I be hard-head like you?' Why couldn't he be that way? I said, 'Well, Senator, you're the Majority Co-leader, and you're campaign coordinator for the Governor. That's the difference.' He realized that and we had a few discussions.

"All in all, he is a man of vision, a man of understanding the makings of the Senate. I personally thank him for the many lessons that he has given me.

"So, Mike, best wishes. Thank you."

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

Ayes, 24. Noes, none. Excused, 1 (Tanaka).

At this time, Senator Nakata introduced and congratulated former Senator Mike McCartney who was seated in the gallery with his family and friends.

Stand. Com. Rep. No. 1743 (Gov. Msg. No. 154):

Senator Nakata moved that Stand. Com. Rep. No. 1743 be received and placed on file, seconded by Senator M. Ige and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of LORRAINE H. AKIBA as Director of Labor and Industrial Relations, term to expire December 2, 2002, seconded by Senator M. Ige.

Senator Nakata rose in support of the nominee as follows:

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

"Lorraine Akiba has already served in this office for four years and she has served with distinction. She holds a Bachelor degree in Political Science from the University of California at Berkeley and a J.D. degree from Hastings College of Law. Ms. Akiba has 13 years of legal experience in private practice including environmental law, real estate, products liability, and lender liability litigation. She has been honored with several awards and honors including Phi Beta Kappa membership and Outstanding Lawyer of 1990 awarded by the Hawaii Women Lawyers.

"She was also supported strongly by many administrators, office chiefs and heads of administratively attached agencies of her department, the USDA Forest Service Institute of Pacific Islands Forestry, Maui County Private Industry Council, Maui Economic Development Board, Inc., the Hawaii School-to-Work Executive Council, the YWCA of Oahu, Catholic Charities of the Diocese of Honolulu, Child and Family Service, and many other organizations and a number of individuals.

"It has been a pleasure working with Ms. Akiba. She is someone of energy and talent, a strong leader. I must say, though, that she talks awfully fast, and one of the suggestions that I would have for her is that she slow down a little bit so that the rest of us can keep up with her.

"I would urge this body to support her confirmation.

"Thank you."

Senator Kawamoto rose in opposition to the nominee and said:

"Mr. President, I rise to speak against this nomination.

"Mr. President, a long time ago if you will remember, maybe some of you don't, but there was a guy named Lucky Luck, and he said, 'If you cannot say anything good about nobody, no say nothing.' Well, in this instance I'm just trying to make a point and maybe the message will get across.

"Four years ago when we had Ms. Akiba as a nominee, I went 'with reservations.' My primary reservation was because of the fact that we had 19 transition centers in the high schools. This was a pilot project, and in the midst of her appointment there was a discussion whether they go to the Department of Education or stay in Labor. Efforts were made and it went to the Department of Education. This is really a great program.

During this time, we had a conference with many student leaders from the State and the number one program that the students wanted at their school was transition centers. They wanted one for every school. So the pilot project worked. We finally gave it to the DOE and as everything happened as we thought, funds cut in the DOE were still available, and we had around a million dollars in the Department of Labor to run this program, yet after three years, we do not have any. Waipahu High School had the only transition center and it just died about a year-and-a-half ago.

"The concern is here because of the desire to have our workforce ready to work. Many of the employees and many of the small business folks, as you have heard Senator Slom say, indicate that the quality of the workforce that's coming out of high school is not as good as it used to be. And there are many complaints about the workforce.

"So I felt, at that time, that the transition center had done a great job, so did the students. The students that came to this statewide conference voted unanimously, all except for one person that was against it. But this was the number one -- number one -- program they wanted in their schools. Today, we do not have it. Although school-to-work was supposed to be the answer to this program, because of different emphasis, we haven't touched on the workforce of our public and private employers.

"And these past four years we had opportunities to enhance labor -- which is the name of her department, Labor Department. We haven't done that. Most recently, we asked the Department, and even if it was a consensus within the Minority Party, asked the Department to look at a definition of state resident so that we could enhance our chances for more federal jobs, because we want to define state resident. And we had a symposium and we still didn't get one. So finally we asked the Tax Department to help us with that and we finally found a definition. But we're in the midst of a big fight with the House. And we're talking about trying to get jobs for the State of Hawaii. We're trying to define what a labor task force is. We're trying to define what a state resident is. And we haven't done that. That's my concern that's out there.

"I always try to live up to Lucky Luck, but sometimes we have to speak out about our concerns so we can progress in what we're trying to do.

"Thank you very much."

Senator Chun also rose to speak against the nominee and said:

"Mr. President, I reluctantly stand in opposition to the nomination.

"I was going to originally, Mr. President, go W/R on this one, but I think after being reminded that I'm a hard head sometimes just like the Senator from Waipahu, he reminded me about some of the problems that we've been having this session.

"He reminded me of the PLA, and even though I did not support that bill brought up by the Honorable Senator from Waipahu, I took the time and talked to the people who really supported it as to why we need to have a bill like that. And they kept on coming back and telling us because of the failure of the Departments to enforce the laws. It forces now a bill in front of us to basically take care of that problem.

"I remember in the past, also, we had another bill in front of us from the physicians asking for a change in the workers compensation schedule. They put a bill in front of us to ask us to legislate that kind of change because of the failure of the Department to take into consideration their concerns and to make that change.

"I also recall another bill in front of us regarding . . . see, right now I forgot what it was. But time and time again we have bills in front of us not because the law needs to be changed but because there is a failure in the administration to do something about that. And if you recall, Mr. President, I came in and talked on another bill and said, Why do we keep on coming and having arguments amongst ourselves about bills which could easily be taken care of if the departments were doing their jobs?"

"Now, not to pick on Ms. Akiba, because I'm confident that she has the votes right now, today, to get confirmed and I'm happy for her for that, but I also believe that I need to stand up and make a statement. When we vote for these people to confirm and to advise and consent, we've got to remember not only the good things they've done, because Ms. Akiba has done some very good things -- she has a lot of energy; she's very intelligent; she has some good people working for her -- but we also must remember why our government is the way it is right now, and that is because we have not gone forward to make ourselves better and we try to legislate people to make them better. We can't do that.

"I would hope that with this comment Ms. Akiba will look through her department and try to work with the people to make sure that our laws -- the laws that we have on the books right now -- are enforced adequately so we don't have to keep on making patch-work quilts of laws to take care of situations because our workers don't work, or because our priorities don't match up with our laws.

"I am reluctant. I know I'm taking a risk over here. I know that maybe the former Senator holding this chair probably would have not said anything. But I think we probably would need to remember that the reason why we came over, the reason why the public wants our advice and consent is to look solidly at all aspects of a person's qualifications and a person's performance and to make sure we send a message that the performance has to meet the law, and we have to make sure that's done.

"Mr. President, I reluctantly have to stand up because not often do I agree with the Honorable Senator from Waipahu, but I agree with him on this one point that we need to send a message and the message is -- please, don't make us have to do laws because your department is not able to address problems of the community.

"Thank you, Mr. President."

Senator Slom also rose in opposition and said:

"Mr. President, I, too, rise in opposition to the nominee.

"I'm not concerned about the fast talking of the nominee. I'm concerned about the actions and particularly how they have impacted the 24,000 small businesses in this State. For most small businesses this Department is the single most important, single most powerful, and single biggest problem that small business owners have to deal with. It is, after all, the Department of Labor, and yet I think that the leadership has forgotten that labor includes all of us -- all of us who work, including those of us who own businesses. We labor all the time. Yet, there seems to be a different standard for those that own businesses and how they're treated, particularly, in the various divisions -- workers compensation, unemployment compensation and OSHA or HIOSH. There have been problems, and the problems have been discussed but they have not been addressed.

"Another specific problem that I've had from the very beginning has been the attitude of the Department in regards to the employee payroll and training tax. Initially, that tax was instituted for a five-year period with a specific sunset date. The leadership of the Department of Labor supported that, advocated it, then when it came time near to the five-year

period, lobbied extensively to get that date removed and the plan continued. There was then a moratorium of that tax, and during that period of the moratorium the Department aggressively went out, took money that had not been used previously and gave from one group of people to another group of people encouraging them -- individuals, small businesses and organizations -- to utilize the money, in effect, telling them, 'You know, you've paid the money in, you might as well get some back.' But the problem is that most people, most businesses did not get anything back; did not want to have the money removed in the first place.

"And now the tax is reinstated on Hawaii's employers. And I asked the nominee what the position was in terms of the future, and the future is not that this program be sunsetted or this tax be relaxed, but that it be continued and probably expanded.

"So for these and other reasons, Mr. President, I will be voting 'no' on this nomination.

"Thank you."

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

Ayes, 20. Noes, 4 (Chun, Hanabusa, Kawamoto, Slom). Excused, 1 (Tanaka).

At this time, Senator Nakata introduced and congratulated Ms. Akiba who was seated in the gallery.

Senator Chumbley rose on a point of personal privilege as follows:

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

"Mr. President and colleagues, on Tuesday morning the State of Hawaii awoke to the horror and the tragedy taking place at Columbine High School in Littleton, Colorado. At a time when we are so engaged in debate and deliberations on the issues facing the citizens of our State, these discussions seem so insignificant to the problems in Colorado. One can only imagine the shock and grief that the fellow students, the families and the community of Littleton are feeling today. I was encouraged this morning, Mr. President, to hear that there is an extensive effort to provide crisis counselling to the thousands of students, families and the community affected by this horrific act.

"Mr. President and colleagues, we are truly blessed that here in Hawaii our schools are considered safer than most. However, this does not mean that a similar incident could not take place here in any community in Hawaii. To my fellow policy makers, to the Department of Education, to the teachers and parents, statewide, who may be listening at this moment, I urge you to get involved in your community schools to develop programs and curriculum which teach our young children anger and conflict management. At a time when we are inundated with violence and blood throughout the millions of TV sets across our nation and as Hollywood continues to bring us more of the same on the big screens, we must -- we must -- resolve our differences with words and not with violence.

"Mr. President, in memory of the slain students and teacher at Columbine High School, I request a standing adjournment with a moment of silence for all of them.

"Thank you."

The Chair so ordered.

At 12:49 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:53 o'clock p.m.

**RE-REFERRAL OF  
SENATE RESOLUTION**

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

Senate Resolution	Referred to:
No. 52	Committee on Transportation and Intergovernmental Affairs

**RE-REFERRAL OF  
HOUSE CONCURRENT RESOLUTIONS**

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

House Concurrent Resolution	Referred to:
No. 6	Committee on Transportation and Intergovernmental Affairs
No. 7, H.D. 1	Committee on Education and Technology
No. 12, H.D. 1	Committee on Health and Human Services
No. 14, H.D. 1	Jointly to the Committee on Health and Human Services and the Committee on Education and Technology
No. 18, H.D. 1	Committee on Education and Technology
No. 35, H.D. 1	Committee on Judiciary
No. 60	Committee on Judiciary
No. 76, H.D. 1	Jointly to the Committee on Education and Technology and the Committee on Health and Human Services
No. 79	Jointly to the Committee on Health and Human Services and the Committee on Education and Technology
No. 94	Committee on Education and Technology
No. 169	Committee on Health and Human Services
No. 190, H.D. 1	Committee on Health and Human Services
No. 196	Committee on Judiciary
No. 203	Jointly to the Committee on Health and Human Services and the Committee on Transportation and Intergovernmental Affairs
No. 218	Committee on Education and Technology
No. 219	Jointly to the Committee on Health and Human Services and the Committee on Transportation and Intergovernmental Affairs
No. 220, H.D. 1	Committee on Transportation and Intergovernmental Affairs
No. 232, H.D. 1	Committee on Health and Human Services
No. 236, H.D. 1	Committee on Education and Technology

No. 237, H.D. 1      Committee on Education and Technology

No. 249, H.D. 1      Jointly to the Committee on Health and Human Services and the Committee on Transportation and Intergovernmental Affairs

At 12:55 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:56 o'clock p.m.

**APPOINTMENT AND DISCHARGE  
OF CONFEREES**

H.B. No. 955, H.D. 1 (S.D. 1):

The President discharged Senator Ihara as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 955, H.D. 1.

H.B. No. 1620, H.D. 1 (S.D. 2):

The President appointed Senator Bunda as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1620, H.D. 1.

**ADJOURNMENT**

At 12:58 o'clock p.m., on motion by Senator Chun, seconded by Senator Slom and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, April 26, 1999, on a rising vote and observing a moment of silence in memory of the tragedy at Columbine High School in Littleton, Colorado.