

## ELEVENTH DAY

Thursday, February 3, 2000

The Senate of the Twentieth Legislature of the State of Hawaii, Regular Session of 2000, convened at 11:35 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor O.W. Efurd, Executive Director of the Pacific Baptist Convention in Honolulu, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga and Kawamoto who were excused.

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

## MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 132, informing the Senate that on February 2, 2000, he signed into law House Bill No. 2150 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," was read by the Clerk and was placed on file.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 16 to 22) were read by the Clerk and were deferred:

## Senate Concurrent Resolution

No. 16 "SENATE CONCURRENT RESOLUTION RELATING TO THE BIENNIAL REVIEW OF THE COMPENSATION PLANS AND THE COSTS THEREOF."

Offered by: Senator Mizuguchi, by request.

No. 17 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO STUDY AND DETERMINE THE FEASIBILITY OF BUILDING A PRISON AT KALAELOA."

Offered by: Senators Kawamoto, Bunda, Iwase.

No. 18 "SENATE CONCURRENT RESOLUTION URGING MILITARY AND FEDERAL AGENCIES TO HONOR THE DEFINITION OF STATE RESIDENT FOR CONTRACTS."

Offered by: Senators Kawamoto, Buen, Bunda, Sakamoto.

No. 19 "SENATE CONCURRENT RESOLUTION SUPPORTING A MISSILE DEFENSE SYSTEM FOR HAWAII."

Offered by: Senators Kawamoto, Buen, Bunda, Chun, Sakamoto.

No. 20 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO USE HAWAII-GROWN FOOD PRODUCTS AT LEAST ONE DAY EACH MONTH IN ALL PUBLIC SCHOOL FOOD SERVICE PROGRAMS."

Offered by: Senators Kawamoto, Bunda, Sakamoto.

No. 21 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES MILITARY TO USE HAWAII-GROWN COFFEE ON ALL MILITARY VESSELS."

Offered by: Senators Kawamoto, Buen, Bunda, Iwase.

No. 22 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING A HAWAII FILM INDUSTRY DEVELOPMENT LOAN GUARANTEE PROGRAM."

Offered by: Senators Kawamoto, Buen, Bunda, Iwase.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 6 to 9) were read by the Clerk and were deferred:

## Senate Resolution

No. 6 "SENATE RESOLUTION SUPPORTING A MISSILE DEFENSE SYSTEM FOR HAWAII."

Offered by: Senators Kawamoto, Buen, Bunda, Chun, Sakamoto.

No. 7 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO USE HAWAII-GROWN FOOD PRODUCTS AT LEAST ONE DAY EACH MONTH IN ALL PUBLIC SCHOOL FOOD SERVICE PROGRAMS."

Offered by: Senators Kawamoto, Bunda, Sakamoto.

No. 8 "SENATE RESOLUTION URGING THE UNITED STATES MILITARY TO USE HAWAII-GROWN COFFEE ON ALL MILITARY VESSELS."

Offered by: Senators Kawamoto, Buen, Bunda, Iwase.

No. 9 "SENATE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF ESTABLISHING A HAWAII FILM INDUSTRY DEVELOPMENT LOAN GUARANTEE PROGRAM."

Offered by: Senators Kawamoto, Buen, Bunda, Iwase.

## STANDING COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2002) recommending that the Senate advise and consent to the nominations of GLADYS A. BRANDT, KEOLAHOU DAVIDSON-COLEMAN, ZACHARY HELM, CLARA KAKALIA, KAMAKI KANAHELE, JOSEPH PAPALIMU and JAMES KAPULE TORIO to the Office of Hawaiian Affairs Salary Commission, in accordance with Gov. Msg. No. 1.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 2002 and Gov. Msg. No. 1 was deferred until Friday, February 4, 2000.

Senator Nakata, for the majority of the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 2003) recommending that S.B. No. 2052, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 2052, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 2004) recommending that S.B. No. 2060 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 2060, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT DISCRIMINATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator Nakata, for the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 2005) recommending that S.B. No. 2171 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2171, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 2006) recommending that S.B. No. 2204 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 2204, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LITTER CONTROL AND BEAUTIFICATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the majority of the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 2007) recommending that S.B. No. 2255 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 2255, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Ways and Means.

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

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

"I guess it's because of different items that I've read and one of them happened to be on you, Mr. President, where you were saying that you would hope that this was going to be a very successful session. I would hope so too. The people will call it another wasteful three months if we don't do something on fireworks, make decisions regarding our prison site and cost, and some of the other necessary reforms.

"But I want to discuss the other things that I read, Mr. President. I received a call the other day . . . I guess it was an interview for those who opposed my vote on Ms. Bronster's appointment. The media reported I'm out of touch with my community, and I don't seem to realize what's happening. Well, the gentleman who they called to find out how the community felt about me was Mr. Kiefer, who's with the Bank of Hawaii, and Mr. Grimmer, who is Mr. Kiefer's partner. They've never asked me for an appointment at one of my offices. I've been here for twenty-something years and avail myself to all requests for appointments. So I don't know who's out of touch with whom.

"Also Mr. President, we have a number of bills that have passed and the governor has signed into law. Although I don't run upstairs to take pictures with the governor, I supported

these bills because I think they're necessary and the people wanted them.

"We also have many bills here, my fellow colleagues, which will stimulate the economy and help the banking industry. I don't see any of the banks or anybody else coming forth and saying, 'Hey, why don't we try these bills?' If these bills will stimulate the economy and help the banking industry, they should be interested. So who's out of touch with whom? Not once have they ever come forth to discuss their concerns with me, and yet they attempt to make sure that the community knows that I'm out of touch.

"And I am concerned because these skewed perceptions and stories get printed. How I feel, what I say on this floor is the only way that I can accurately communicate to the people and to the media most of the time.

"I also want you to know that we do have many bills that should go forth regardless of the partisanship. They're good bills. If the community doesn't come forth -- be it our constituents or the business community -- we as legislators should move them forward because these bills are for their benefit. That's what we're here for. And I'll fight for their rights, but I'll also call them hypocrites when the same persons or entities cry to the news media without coming here to demand we send out good legislation that would be beneficial to everybody.

"So I just thought I would stand up this morning. If you notice, I'm not angry. (Laughter.) I'm not taking shots at anyone. Like all of you, I read, watch television, and I use judgment that I believe is fair and equitable for everybody.

"So Mr. President, I wish you a very successful session. I hope my colleagues will pass some of the legislation that the community and our constituents are looking for. And thank you for giving me this time."

#### ADJOURNMENT

At 11:45 o'clock a.m., on motion by Senator Chun, seconded by Senator Slom and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, February 4, 2000.