

FORTY-FOURTH DAY

Tuesday, April 6, 1999

The Senate of the Twentieth Legislature of the State of Hawaii, Regular Session of 1999, convened at 11:42 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Stuart Shigemitsu, Moanalua Gardens Missionary Church, after which the Roll was called showing all Senators present.

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

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

Senator Chun Oakland introduced the following 1999 YWCA Annual Leader Luncheon Honorees: Kitty Lagareta, Maile Meyer, Jo Ann Moe and Betty White. Accompanying the honorees was Susan Au Doyle, executive director of the YWCA.

Senator Chumbley then introduced and congratulated Wadsworth Y.H. Yee on the occasion of his appointment as the "Ambassador of Goodwill" for the Commonwealth of the Northern Mariana Islands. Accompanying Mr. Yee was his wife, Aileen Kitaoka-Yee, and sons -- Jeffrey, Alan, Randall and Brian.

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

The Senate reconvened at 12:26 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 264 and 265) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 264, informing the Senate that on April 1, 1999, he signed into law House Bill No. 1151 as Act 3, entitled: "MAKING AN EMERGENCY APPROPRIATION FOR THE CHILD AND ADOLESCENT MENTAL HEALTH DIVISION," was placed on file.

Gov. Msg. No. 265, submitting for consideration and consent, the nomination of JOHN S.W. LIM to the office of Associate Judge, Intermediate Appellate Court, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of ten years, was referred to the Committee on Judiciary.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 417 to 426) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 417, transmitting H.C.R. No. 11, which was adopted by the House of Representatives on April 5, 1999, was placed on file.

By unanimous consent, action on H.C.R. No. 11, entitled: "HOUSE CONCURRENT RESOLUTION URGING COUNSELORS, CLERGY OF ALL RELIGIONS, FAITH HEALERS, AND HEALTH CARE PROFESSIONALS TO INTEGRATE SPIRITUAL AND CULTURAL COUNSELING SERVICES INTO THE HEALTH CARE SYSTEM," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 418, transmitting H.C.R. No. 133, H.D. 1, which was adopted by the House of Representatives on April 5, 1999, was placed on file.

By unanimous consent, action on H.C.R. No. 133, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE GOVERNOR PROCLAIM AUGUST 15 TO AUGUST 21, 1999, AS OFFICIAL YO-YO WORLD COMPETITION WEEK IN THE STATE OF HAWAII," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 419, transmitting H.C.R. No. 166, which was adopted by the House of Representatives on April 5, 1999, was placed on file.

By unanimous consent, action on H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE ABRACADABRA 2000, WAIKIKI YACHT CLUB'S ALOHA RACING CHALLENGE TO THE ROYAL NEW ZEALAND YACHT SQUADRON FOR AMERICA'S CUP XXX," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 420, transmitting H.C.R. No. 249, H.D. 1, which was adopted by the House of Representatives on April 5, 1999, was placed on file.

By unanimous consent, action on H.C.R. No. 249, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED NATIONS CHILDREN'S FUND (UNICEF) TO ESTABLISH A CENTER FOR THE HEALTH, WELFARE, AND RIGHTS OF CHILDREN AND YOUTH IN HAWAII, AND RESPECTFULLY REQUESTING THE PRESIDENT OF THE UNITED STATES AND THE U.S. CONGRESS TO SUPPORT THE CENTER," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 421, returning S.B. No. 21, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 1999, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 21, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATHLETIC CONTEST OFFICIALS," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 422, returning S.B. No. 591, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 1999, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 591, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CUSTODY AND VISITATION," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 423, returning S.B. No. 776, which passed Third Reading in the House of Representatives on April 5, 1999, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 776, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 424, returning S.B. No. 1134, S.D. 1, which passed Third Reading in the House of Representatives on April 5, 1999, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1134, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REVERSE MORTGAGES," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 425, returning S.B. No. 1262, which passed Third Reading in the House of Representatives on April 5, 1999, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1262, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," was deferred until Wednesday, April 7, 1999.

Hse. Com. No. 426, returning S.B. No. 1379, S.D. 2, which passed Third Reading in the House of Representatives on April 5, 1999, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1379, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL ASSAULTS AND RELATED OFFENSES," was deferred until Wednesday, April 7, 1999.

STANDING COMMITTEE REPORTS

Senator Hanabusa, for the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1369) recommending that S.C.R. No. 56, as amended in S.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A COMPREHENSIVE APPROACH TO RESOLVE OUTSTANDING ISSUES THAT AFFECT NATIVE HAWAIIANS," was adopted.

Senator Chun Oakland, jointly with Senator D. Ige, for the Committee on Health and Human Services and the Committee on Education and Technology, presented a joint report (Stand. Com. Rep. No. 1370) recommending that S.C.R. No. 112, as amended in S.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 112, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT AND USE OF WORKPLACE SAFETY PROTOCOLS ADDRESSING NEEDLESTICK INJURIES," was adopted.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 1371) recommending that S.C.R. No. 58 be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 58, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE FOUNDATION ON CULTURE AND ARTS AND THE OFFICE OF HAWAIIAN AFFAIRS TO WORK EXPEDITIOUSLY WITH HALAU HALOA, THE NATIONAL ACADEMY OF HAWAIIAN PERFORMING ARTS, TO COMPLETE THE PLANNING FOR THE EIGHTH PACIFIC FESTIVAL OF ARTS," was adopted.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 1372) recommending that S.C.R. No. 186, as amended in S.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 186, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII COUNCIL OF PRIVATE SCHOOLS TO REPORT ON ITS ACTIONS, FUNCTIONS, AND DUTIES," was adopted.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 1373) recommending that S.R. No. 83, as amended in S.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 83, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII COUNCIL OF PRIVATE SCHOOLS TO REPORT ON ITS ACTIONS, FUNCTIONS, AND DUTIES," was adopted.

Senator Kawamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1374) recommending that S.C.R. No. 45 be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES GOVERNMENT TO RESTORE REDRESS FUNDS TO COMPENSATE INDIVIDUALS OF JAPANESE ANCESTRY WHO WERE UNJUSTLY INTERNED DURING WORLD WAR II," was adopted.

Senator Kawamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1375) recommending that S.R. No. 25 be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 25, entitled: "SENATE RESOLUTION URGING THE UNITED STATES GOVERNMENT TO RESTORE REDRESS FUNDS TO COMPENSATE INDIVIDUALS OF JAPANESE ANCESTRY WHO WERE UNJUSTLY INTERNED DURING WORLD WAR II," was adopted.

Senator Kawamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1376) recommending that S.C.R. No. 168, as amended in S.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 168, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO PROPOSE LONG-TERM SOLUTIONS TO TRAFFIC AND PARKING PROBLEMS AT WAIMEA BAY AND TO ESTIMATE THE COSTS OF A FEASIBILITY STUDY FOR THE DESIGN AND CONSTRUCTION OF A SCENIC LOOKOUT," was adopted.

Senators Kanno and Taniguchi, jointly with Senator Chun Oakland, for the Committee on Commerce and Consumer Protection and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1377) recommending that S.C.R. No. 111, as amended in S.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 111, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO STUDY THE USE OF GENETIC INFORMATION AND GENETIC TEST RESULTS FOR INSURANCE COVERAGE PURPOSES," was adopted.

Senators Kanno and Taniguchi, jointly with Senator Chun Oakland, for the Committee on Commerce and Consumer Protection and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 1378) recommending that S.R. No. 49, as amended in S.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 49, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONVENE A WORKING GROUP TO STUDY THE USE OF GENETIC INFORMATION AND GENETIC TEST

RESULTS FOR INSURANCE COVERAGE PURPOSES," was adopted.

Senator Nakata, for the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 1379) recommending that the Senate advise and consent to the nomination of GENEVIEVE SALMONSON as Director of Environmental Quality Control, in accordance with Gov. Msg. No. 203.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 1379 and Gov. Msg. No. 203 was deferred until Wednesday, April 7, 1999.

Senator Kawamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1380) recommending that H.B. No. 602, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 602, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF A TRAILER," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 1381) recommending that H.B. No. 746, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 746, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HULA," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 1382) recommending that H.B. No. 1180, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1180, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LICENSE FOR IMPORTED MARINE LIFE," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

Senator Nakata, for the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 1383) recommending that H.B. No. 102, H.D. 2 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 102, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WAGE PAYMENTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 7, 1999.

Senator Nakata, for the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 1384) recommending that H.B. No. 1124, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1384 and H.B. No. 1124, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE ADVISORY COUNCIL ON REHABILITATION," was deferred until Wednesday, April 7, 1999.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1385) recommending that H.B. No. 1431 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1431, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FINANCIAL DISCLOSURE STATEMENTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 7, 1999.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1386) recommending that H.B. No. 83, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 83, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1387) recommending that H.B. No. 77, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 77, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY ENCROACHMENT," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1388) recommending that H.B. No. 1492 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1492, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ADMINISTRATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 7, 1999.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1389) recommending that H.B. No. 1496, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1496, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEADLY OR DANGEROUS WEAPONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1390) recommending that H.B. No. 72, 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 Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 72, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1391) recommending that H.B. No. 165, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 165, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Thursday, April 8, 1999.

ORDER OF THE DAY

MATTERS DEFERRED FROM MONDAY, APRIL 5, 1999

AGREE/DISAGREE

S.B. No. 186, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 186, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 592, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 592, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 594, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 594, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 630, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 630, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 631, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 631, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 829, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 829, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 919, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 919, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1118, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1118, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1119, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1119, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1502, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1502, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 616, S.D. 1 (H.D. 1):

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 616, S.D. 1, and requested a conference on the subject matter thereof.

THIRD READING

H.B. No. 1485:

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, H.B. No. 1485, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1234 (H.B. No. 622, H.D. 2):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1234 was adopted and H.B. No. 622, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1235 (H.B. No. 1277, H.D. 1, S.D. 1):

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, Stand. Com. Rep. No. 1235 was adopted and H.B. No. 1277, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER TREATMENT FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

H.B. No. 1034:

On motion by Senator Kanno, seconded by Senator Hanabusa and carried, H.B. No. 1034, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

H.B. No. 1444:

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, H.B. No. 1444, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF NOTARY RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

H.B. No. 992, H.D. 1:

Senator Chumbley moved that H.B. No. 992, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Matsunaga.

Senator Slom rose in opposition to the measure and said:

"Mr. President, I rise to speak against the bill.

"The purpose of the act in Section 1 says that the purpose is to remove the requirement of displaying specific mandatory information, such as the social security number. This is something that we've been discussing for a number of years, something that I've been personally involved in. However, in the bill in Section 2, it says, 'Information to be secured. The department of the attorney general shall require,' and then it goes on to list a number of items, and on page 3 it lists '(9) The social security number of the applicant.' How can we say that the purpose is to remove the social security number and then say that the Attorney General shall require the social security number of the applicant?

"Unless someone can explain that difference to me, Mr. President, I'll vote 'no' on the bill.

"Thank you."

Senator Anderson rose to speak on the measure with reservations as follows:

"Mr. President, I have some reservations on the bill primarily because I've taken down a check to the bank and they're State checks, so I gave them this ID badge that we all carry. It says, 'This is to certify that Whitney T. Anderson is a member of the Senate.' It's got the State seal and it's signed by the Lt. Governor. And they asked for my driver's license because it doesn't have anything else on it. And we pay for this. And I brought it up before.

"And I don't know why we're paying for an ID? An identification card that says that you're a Senator, when they don't really give a damn if you're a Senator. And yet you have a State check that they won't cash unless you show them something with a social security number and other identification that they believe is pertinent.

"So, I would have a lot of concerns on spending money on something that's not worth a damn. So that's why I have some reservations on some of our ID cards and things that we carry.

"Thank you very much, Mr. President."

The motion was put by the Chair and carried, H.B. No. 992, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF CERTIFICATES OF IDENTIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Slom). Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

H.B. No. 1430, H.D. 1:

On motion by Senator Chumbley, seconded by Senator Matsunaga and carried, H.B. No. 1430, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING, REENACTING, OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND

DELETING OBSOLETE OR UNNECESSARY PROVISIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1241 (H.B. No. 970, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1241 be adopted and H.B. No. 970, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senator Slom rose to speak on the measure with reservations as follows:

"Mr. President, I rise to speak for the bill with reservations.

"Mr. President, I notice that on the bills we have today (whether we are going to vote for all of them or not) I've raised the question about special purpose revenue bonds before. But our hardworking, industrious Minority staff has totalled the amounts of these special purpose revenue bond bills. Just today, they totalled \$212,700,000, plus an additional bill that only has an appropriation of \$1 (H.B. No. 1594), plus a blank amount in H.B. No. 854. I'm very concerned, Mr. President, about the totals and the amounts and the fact that most of my colleagues I don't think spend much time looking at those totals when we do things piecemeal.

"So, I'll vote for the bill because of the purpose of the bill, but with reservations.

"Thank you."

Senator Anderson requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1241 was adopted and H.B. No. 970, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1242 (H.B. No. 971, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1242 be adopted and H.B. No. 971, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1242 was adopted and H.B. No. 971, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1243 (H.B. No. 972, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1243 be adopted and H.B. No. 972, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1243 was adopted and H.B. No. 972, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1244 (H.B. No. 973, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1244 be adopted and H.B. No. 973, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1244 was adopted and H.B. No. 973, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1245 (H.B. No. 1257, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1245 be adopted and H.B. No. 1257, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1245 was adopted and H.B. No. 1257, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1246 (H.B. No. 1286, H.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1246 be adopted and H.B. No. 1286, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1246 was adopted and H.B. No. 1286, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR NORTH HAWAII COMMUNITY HOSPITAL, INC.," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1247 (H.B. No. 1594, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1247 be adopted and H.B. No. 1594, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1247 was adopted and H.B. No. 1594, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR AN INTERGENERATIONAL CARE CENTER AT EWA VILLAGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1248 (H.B. No. 1616, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1248 be adopted and H.B. No. 1616, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Anderson rose to speak on the measure and stated:

"Mr. President, I'd also like to mention that when you say 'not for profit' we know that we have some that make a profit, but the non-profit -- normally the administrative groups -- probably make more money than anyone else, and they make sure that their companies come out with a non-profit. So those are some of my concerns that I've had over the years because we keep forming non-profit organizations. And let me tell you, when you start looking at the administrators and the money that they're making, the non-profit makes more money than the for-profit.

"I just wanted to make that a little clear on why we have some reservations, also."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1248 was adopted and H.B. No. 1616, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1249 (H.B. No. 1617, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1249 be adopted and H.B. No. 1617, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1249 was adopted and H.B. No. 1617, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1250 (H.B. No. 1621, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1250 be adopted and H.B. No. 1621, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1250 was adopted and H.B. No. 1621, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1251 (H.B. No. 98, H.D. 1, S.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1251 be adopted and H.B. No. 98, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senator Slom rose to speak against the measure as follows:

"Mr. President, I rise to speak against the bill.

"I know that many people in our community are suffering and they're hurting right now, and they're hurting because of what our government has done to them in terms of taxes and regulations and the cost of living. But our pensioners and our retirees are among the best paid pensioners and retirees in the nation. And to continue to increase bonuses, particularly unfunded bonuses, I think hurts everyone in the community.

"And if we're saying that the pensioners have not had a bonus because it has not kept pace with the cost of living, it depends on what measure we take. If we're using a measure of inflation, we find out that we've had almost nil inflation in this State. If we got to the point where we use that as a measurement and we had deflation, then we would have to require the pensioners to actually give us money back.

"I think the real problem here is that people don't understand if we continue to add to our costs of pension and retirement, add the bills that are presently before this session to add even more people and more money for more pensions, more retirement, more health care benefits, then the remaining people who are not government public employee pensioners and retirees are going to continue to suffer in this State, or to leave this State. So I think it's a bad precedent. I think it's bad financial planning, and I think it harms all of us, so I'll be voting 'no.'

"Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1251 was adopted and H.B. No. 98, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS' BONUS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Slom). Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1252 (H.B. No. 1287, H.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1252 be adopted and H.B. No. 1287, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1252 was adopted and H.B. No. 1287, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE GAS UTILITY SERVING THE GENERAL PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1253 (H.B. No. 221, H.D. 2, S.D. 1):

On motion by Senator Fukunaga, seconded by Senator Levin and carried, Stand. Com. Rep. No. 1253 was adopted and H.B. No. 221, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1254 (H.B. No. 801, H.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1254 be adopted and H.B. No. 801, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1254 was adopted and H.B. No. 801, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR PROCESSING ENTERPRISES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1255 (H.B. No. 854, S.D. 1):

On motion by Senator Fukunaga, seconded by Senator Levin and carried, Stand. Com. Rep. No. 1255 was adopted and H.B. No. 854, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (M. Ige, Slom). Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1256 (H.B. No. 1085, H.D. 1, S.D. 1):

On motion by Senator Fukunaga, seconded by Senator Levin and carried, Stand. Com. Rep. No. 1256 was adopted and H.B. No. 1085, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1257 (H.B. No. 849, H.D. 1):

On motion by Senator Fukunaga, seconded by Senator Levin and carried, Stand. Com. Rep. No. 1257 was adopted and H.B. No. 849, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL FACILITY REVENUE BONDS FOR AIRPORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1258 (H.B. No. 1114, H.D. 1):

On motion by Senator Fukunaga, seconded by Senator Levin and carried, Stand. Com. Rep. No. 1258 was adopted and H.B. No. 1114, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

Stand. Com. Rep. No. 1259 (H.B. No. 1595, H.D. 1):

Senator Fukunaga moved that Stand. Com. Rep. No. 1259 be adopted and H.B. No. 1595, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senators Slom and Anderson requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1259 was adopted and H.B. No. 1595, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WASTE PROCESSING ENTERPRISES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Iwase, Tanaka, Taniguchi).

RE-REFERRAL OF HOUSE BILL

The Chair re-referred the following House bill that was received:

House Bill Referred to:

No. 990, H.D. 1 Jointly to the Committee on Water, Land, and Hawaiian Affairs and the Committee on Ways and Means

ADJOURNMENT

At 12:44 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., Wednesday, April 7, 1999.