

FIFTY-THIRD DAY

Wednesday, April 19, 2000

The Senate of the Twentieth Legislature of the State of Hawaii, Regular Session of 2000, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor David Yamashiro, Christ's Church at Kapolei, after which the Roll was called showing all Senators present with the exception of Senators Iwase, Levin and Tam who were excused.

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

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

In commemoration of Medal of Honor Recipient U.S. Army Private First Class Herbert K. Pililaau for his heroic devotion and outstanding courage above and beyond the call of duty, and in acknowledging the U.S. Navy's recognition of his sacrifice by christening its newest roll-on/roll-off ship, the USNS Pililaau in New Orleans, Louisiana, on January 8, 2000, Senator Hanabusa introduced PFC Pililaau's sisters: Mercy Garcia and Agnes Kim; and brothers: Edward, Bobby and Melvin Pililaau, and extended heartfelt sympathy and appreciation for the service PFC Pililaau provided to his country. Senator Hanabusa also recognized an additional brother, Kama Pililaau, who was unable to attend.

Senator Matsuura, with the assistance of Senator Inouye, congratulated Waiakea High School's 2000 Electron Marathon Team on capturing the title of "Best of Show" at the 2000 Electron Marathon and introduced the following individuals: Derrick Kiyon, lead instructor; and team members: John Apaohopa, Aaron Buyuan, Joyce DeSilva, Reno Lau, Jason Perreira, Scott Shitabata, Jason Tanaka, Ryan Teanio and Danton Zimmerman.

At this time, President Mizuguchi recognized Senator Bunda and said:

"The Chair welcomes back the Senator from Waialua, Wahiawa and the North Shore -- welcome back, Senator Bunda." (Senator Bunda rose and received a resounding round of applause.)

Senator Bunda then commended Waialua High and Intermediate School's Robotics Team for receiving the Daimler Chrysler Team Spirit Award and for winning second place as part of a three-team alliance with McKinley High School and Hope Chapel Academy of Hermosa Beach, California, at the Western Regionals of the National FIRST (For Inspiration and Recognition of Science and Technology) Robotics Competition's NASA Ames Regional and introduced the following individuals: Aloha Coleman, principal of Waialua High and Intermediate School; Cody Ann Iwamoto, team captain; Shaun "Mickey" Woolley, robot driver; Stuart Nishimura, lead engineering mentor; and Terry Lopez, engineering mentor.

Senator Chun Oakland, on behalf of Senator Fukunaga, Senator Tam, Senator Taniguchi, and herself, recognized and congratulated the McKinley High School Robotics Team 2000 for winning second place as part of a three-team alliance with Waialua High and Intermediate School and Hope Chapel Academy of Hermosa Beach, California, at the Western Regionals of the National FIRST (For Inspiration and Recognition of Science and Technology) Robotics Competition's NASA Ames Regional and introduced the following individuals: Alan Ing, head engineering mentor; Roy Tom, machinist mentor; Tom Battisto, software programming mentor; Elaine Owens, robot arm and containment systems

operator and co-team captain; and Chris Orimoto, robot navigation operator and co-team captain.

Senator Matsunaga then recognized Ms. Ellen Masaki for being named the Music Teacher of the Year by the Music Teachers National Association, a 124-year old organization of independent and collegiate music teachers, and congratulated her on being the first recipient of that national recognition award. Accompanying Ms. Masaki was her mother, Margaret Kimura.

Senator Matsunaga also introduced and congratulated the Queen of the 48th Annual Cherry Blossom Festival, Vail Matsumoto, and her court: First Princess Neysa Park; Princess Sheri Sakagawa; and Princess and Miss Congeniality, Shirley Yamauchi. Senator Matsunaga also recognized Princess Vicky Toma and Miss Popularity Shelliann Kawamoto who were unable to attend.

At this time, the Chair appointed Senators Matsunaga, D. Ige and Anderson to escort Cherry Blossom Queen Vail Matsumoto to the podium to address the members of the Senate.

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

"Good morning. On behalf of the Honolulu Japanese Junior Chamber of Commerce and the 48th Cherry Blossom Court, I'd like to thank you for allowing us to be here today. This is a wonderful opportunity for us. We're very excited to be here. I think the only people who are more excited are maybe my students, since they have a substitute today. They also wanted me to say 'hello' to Senator Kawamoto -- warm wishes come to you from Waipahu High School.

"Late Monday evening, we returned from our first official court trip. We returned from San Francisco where they truly treated us like royalty up there. But now it's back to reality and we're eager to begin some work, because as court members, we know that our first priority is to serve the community.

"We have many projects that we're thinking about doing. Some of them include visiting elementary, intermediate and high schools across the state to perpetuate the Japanese culture, as well as, perhaps, a book drive and a food drive.

"I'd like to mention that you have been very supportive, so if there's anything that the court can do to reciprocate that support in your community service projects (I know that most of you probably have many), please do not hesitate to call upon us.

"I think it's fitting that we're here today because I know all of you work very hard for the communities, and that's what we hope to do also. I'm sure our paths will cross again as we all work towards a better Hawaii.

"Thank you."

At 12:11 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:25 o'clock p.m.

At this time, Senator Chumbley introduced Senator Bunda's wife, Gail. (Mrs. Bunda, who was seated behind her husband on the Senate Floor, rose to be recognized.)

MESSAGE FROM THE GOVERNOR

Gov. Msg. No. 312, informing the Senate that on April 17, 2000, he signed the following bills into law:

House Bill No. 2020 as Act 18, entitled: "RELATING TO OBSOLETE LAWS";

House Bill No. 2457 as Act 19, entitled: "RELATING TO VETERANS LOANS"; and

House Bill No. 2495 as Act 20, entitled: "RELATING TO EDUCATION,"

was read by the Clerk and was placed on file.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 676 to 679) were read by the Clerk and were placed on file:

Hse. Com. No. 676, informing the Senate that the amendments proposed by the Senate to the following House bills were agreed to by the House, and said bills, as amended, passed Final Reading in the House of Representatives on April 17, 2000:

H.B. No. 1949, H.D. 2, S.D. 2;
H.B. No. 2262, H.D. 2, S.D. 1;
H.B. No. 2278, H.D. 2, S.D. 1;
H.B. No. 2760, H.D. 2, S.D. 1; and
H.B. No. 3001, H.D. 2, S.D. 1.

Hse. Com. No. 677, informing the Senate that the Speaker on April 17, 2000, made the following changes to the conferees on the following bills:

H.B. No. 1883, H.D. 2 (S.D. 3):

Discharged Representative Yamane as third co-chairman.
Appointed Representative Goodenow as third co-chairman.

S.B. No. 873, S.D. 1 (H.D. 2):

Discharged Representative Whalen as a manager.
Appointed Representative Marumoto as a manager.

S.B. No. 2151, S.D. 1 (H.D. 1):

Discharged Representative Auwae as a manager.
Appointed Representative Whalen as a manager.

S.B. No. 2194, S.D. 1 (H.D. 1):

Discharged Representatives Kawakami and Suzuki as managers.
Appointed Representatives Goodenow and Yamane as managers.

S.B. No. 2254, S.D. 1 (H.D. 2):

Appointed Representative Cachola as an additional manager.

S.B. No. 2287, S.D. 1 (H.D. 2):

Discharged Representative Moses as a manager.
Appointed Representatives Kanohe and Marumoto as managers.

S.B. No. 2301, S.D. 2 (H.D. 1):

Discharged Representative Fox as a manager.
Appointed Representative Meyer as a manager.

S.B. No. 2312, S.D. 1 (H.D. 1):

Discharged Representative Fox as a manager.
Appointed Representative Moses as a manager.

S.B. No. 2467, S.D. 2 (H.D. 1):

Discharged Representative Whalen as a manager.
Appointed Representative Marumoto as a manager.

S.B. No. 2657, S.D. 2 (H.D. 2):

Discharged Representative Whalen as a manager.
Appointed Representative Marumoto as a manager.

S.B. No. 2692, S.D. 2 (H.D. 2):

Discharged Representative Meyer as a manager.
Appointed Representative Auwae as a manager.

S.B. No. 2729, S.D. 1 (H.D. 2):

Discharged Representative Whalen as a manager.
Appointed Representative Marumoto as a manager.

S.B. No. 2935, S.D. 1 (H.D. 2):

Discharged Representative Meyer as a manager.
Appointed Representative Halford as a manager.

S.B. No. 2945, S.D. 1 (H.D. 3):

Discharged Representative Halford as a manager.
Appointed Representatives Souki and Marumoto as managers.

S.B. No. 3002, S.D. 2 (H.D. 1):

Discharged Representative Moses as a manager.
Appointed Representative Auwae as a manager.

Hse. Com. No. 678, informing the Senate that the Speaker on April 18, 2000, made the following changes to the conferees on the following bills:

H.B. No. 37, H.D. 1 (S.D. 2):

Discharged Representative Herkes as first co-chairman.

H.B. No. 353, H.D. 2 (S.D. 1):

Appointed Representative Souki as an additional manager.

H.B. No. 564, H.D. 2 (S.D. 2):

Appointed Representative Souki as an additional manager.

H.B. No. 1149, H.D. 1 (S.D. 1):

Appointed Representative Souki as an additional manager.

H.B. No. 2024, H.D. 1 (S.D. 2):

Appointed Representative Souki as an additional manager.

H.B. No. 2311, H.D. 1 (S.D. 1):

Discharged Representative Saiki as a manager.
Appointed Representative Souki as a manager.

H.B. No. 2572, H.D. 1 (S.D. 2):

Discharged Representative Thielen as a manager.
Appointed Representative Meyer as a manager.

H.B. No. 2727, H.D. 1 (S.D. 2):

Appointed Representative Souki as an additional manager.

S.B. No. 992, S.D. 2 (H.D. 2):

Appointed Representative Souki as an additional manager.

S.B. No. 2409, S.D. 1 (H.D. 2):

Appointed Representative Souki as an additional manager.

S.B. No. 2859, S.D. 1 (H.D. 1):

Appointed Representative Souki as an additional manager.

Hse. Com. No. 679, informing the Senate that the Speaker on April 19, 2000, made the following changes to the conferees on the following bills:

H.B. No. 2473, H.D. 1 (S.D. 1):

Appointed Representatives Souki, Yoshinaga and Meyer as additional managers.

S.B. No. 2843 (H.D. 2):

Appointed Representative Hamakawa as an additional manager.

STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3503) recommending that the Senate advise and consent to the nominations of SUSAN K. FORBES, DRPH., MELODY S. FANNING, CRAIG KADOOKA, M.D., NOELLA J. KONG, ROSEMARY NELSON and PATRICK S. SAKA to the Statewide Health Coordinating Council, in accordance with Gov. Msg. No. 229.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3503 and Gov. Msg. No. 229 was deferred until Thursday, April 20, 2000.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3504) recommending that the Senate advise and consent to the nominations of KATHLEEN DELAHANTY, PAMELA HINSDALE, ROBYN KAUFMAN, ANDREW W. CHAR, MARK TAYLOR, PATRICIA TOMPKINS and JAMES P. WALSH to the Honolulu Subarea Health Planning Council, in accordance with Gov. Msg. No. 230.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3504 and Gov. Msg. No. 230 was deferred until Thursday, April 20, 2000.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3505) recommending that the Senate advise and consent to the nominations of WENDY A. ABE, LEE ELLEN BUENCONSEJO, M.D., NELSON M. HIGA, C. MIKE KIDO and RICHARD F. KOLBE to the West Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 231.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3505 and Gov. Msg. No. 231 was deferred until Thursday, April 20, 2000.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3506) recommending that the Senate advise and consent to the nominations of JIM D. ALDRED, JOHN E. AOKI, M.D., AGNES E.P. CADIZ, LESLIE S. CHINEN and ANNETTE L. OSTREM to the Windward Oahu Subarea Health Planning Council, in accordance with Gov. Msg. No. 232.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3506 and Gov. Msg. No. 232 was deferred until Thursday, April 20, 2000.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3507) recommending that the Senate advise and consent to the nominations of ROBERTA M. CARTWRIGHT, SUSAN B. HUNT, JOHN MCNEIL, CLIFFORD K. MOTTA, IDA H. OTAKE, PAUL P. PAIVA, ALAN R. PARKER and BEVERLY JEAN WITHINGTON to the Hawaii County Subarea Health Planning Council, in accordance with Gov. Msg. No. 233.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3507 and Gov. Msg. No. 233 was deferred until Thursday, April 20, 2000.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3508) recommending that the Senate advise and consent to the nominations of PETRA LOPEZ, DAVID PETERS, BELLE SHEPHERD, LILI BRYAN-CONANT, CESAR G. CADABES, CARMEN L. PANUI, ELIZABETH UBAY and KENNETH VILLABRILLE to the Kauai County Subarea Health Planning Council, in accordance with Gov. Msg. No. 234.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3508 and Gov. Msg. No. 234 was deferred until Thursday, April 20, 2000.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3509) recommending that the Senate advise and consent to the nomination of TIMOTHY T. SHIROMA to the Maui County Subarea Health Planning Council, in accordance with Gov. Msg. No. 235.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3509 and Gov. Msg. No. 235 was deferred until Thursday, April 20, 2000.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3510) recommending that the Senate advise and consent to the nominations of GARRETT TOGUCHI, BARBARA FISCHLOWITZ-LEONG, RANDALL LICHTER and MARK T. OBATAKE to the Statewide Independent Living Council, in accordance with Gov. Msg. No. 237.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3510 and Gov. Msg. No. 237 was deferred until Thursday, April 20, 2000.

Senator Kawamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3511) recommending that H.C.R. No. 40, H.D. 1, be adopted.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 40, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SECRETARY OF VETERANS AFFAIRS AND CONGRESSIONAL LEADERS TO WORK TOWARD ALLOWING FILIPINO-AMERICAN VETERANS TO BE INTERRED IN NATIONAL OR STATE VETERANS CEMETERIES," was adopted.

Senator Kawamoto, for the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3512) recommending that H.C.R. No. 55 be referred to the Committee on Water, Land, and Hawaiian Affairs.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO PROVIDE A STATUS REPORT ON THE RELOCATION OF THE CITY AND

COUNTY OF HONOLULU'S BASEYARD FACILITIES FROM THE KAKAAKO MAKAI AREA," was referred to the Committee on Water, Land, and Hawaiian Affairs.

Senator Hanabusa, jointly with Senator Kawamoto, for the Committee on Water, Land, and Hawaiian Affairs and the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand Com. Rep. No. 3513) recommending that H.C.R. No. 132 be referred to the Committee on Ways and Means.

On motion by Senator Chun, Seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING STATE AGENCIES TO WORK COOPERATIVELY TO ALLOW PUBLIC ACCESS TO HAIKU STAIRS," was referred to the Committee on Ways and Means.

Senator Hanabusa, for the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand Com. Rep. No. 3514) recommending that H.C.R. No. 149, H.D. 1, 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 H.C.R. No. 149, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO WORK WITH AREA RESIDENTS TO DEVELOP USE OPTIONS FOR THE STADIUM BOWL-O-DROME PROPERTY," 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. 3515) recommending that H.C.R. No. 102, as amended in S.D. 1, be referred to the Committee on Water, Land, and Hawaiian Affairs.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 102, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING CONTINUED EFFORTS TOWARD THE POPULATION RECOVERY OF THE HAWAIIAN MONK SEALS AND REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO MONITOR SUCH EFFORTS," was referred to the Committee on Water, Land, and Hawaiian Affairs.

Senator Nakata, for the Committee on Labor and Environment, presented a report (Stand. Com. Rep. No. 3516) recommending that the Senate advise and consent to the nominations of VERNON D. INOSHITA, DONN T. FUKUDA, ARNOLD L. LUM, RAYMOND S. TABATA and PATRICIA TUMMONS to the Environmental Council, in accordance with Gov. Msg. No. 263.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3516 and Gov. Msg. No. 263 was deferred until Thursday, April 20, 2000.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3517) recommending that the Senate advise and consent to the nomination of DAVID LASSNER, PH.D., to the Board of Directors, High Technology Development Corporation, in accordance with Gov. Msg. No. 236.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3517 and Gov. Msg. No. 236 was deferred until Thursday, April 20, 2000.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3518) recommending that the Senate advise and consent to the nomination of HIN CHIU LAU to the Community-Based

Economic Development Advisory Council, in accordance with Gov. Msg. No. 225.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3518 and Gov. Msg. No. 225 was deferred until Thursday, April 20, 2000.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3519) recommending that the Senate advise and consent to the nominations of RICHARD L. KLEMM, CALVIN H. ODA and BLAKE VANCE, PH.D., to the Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 194.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3519 and Gov. Msg. No. 194 was deferred until Thursday, April 20, 2000.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3520) recommending that the Senate advise and consent to the nominations of BERT L. HATTON, LARRY G. JEFTS, DENIS C.H. KAM, CHRIS J. KANAZAWA, YUKIO KITAGAWA, DIANE L. LEY, ALLAN A. SMITH and ROBERT S. SUTHERLAND to the Board of Directors, Agribusiness Development Corporation, in accordance with Gov. Msg. No. 148.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3520 and Gov. Msg. No. 148 was deferred until Thursday, April 20, 2000.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3521) recommending that the Senate advise and consent to the nomination of NEIL N. NAKAMURA to the Board of Agriculture, in accordance with Gov. Msg. No. 260.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3521 and Gov. Msg. No. 260 was deferred until Thursday, April 20, 2000.

Senator Hanabusa, for the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3522) recommending that the Senate advise and consent to the nominations of HOWARD C.O. LUM and RICK EGGED to the Barbers Point Naval Air Station Redevelopment Commission, in accordance with Gov. Msg. No. 273.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3522 and Gov. Msg. No. 273 was deferred until Thursday, April 20, 2000.

Senator Hanabusa, for the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3523) recommending that the Senate advise and consent to the nominations of PERRY H. KEALOHA, K. KEALOHA PISCIOTTA, PEARL ULUNUI GARMON, J. KEOLALANI HANOA, E. NALEI PATE-KAHAKALAU and JOHN B. RAY to the Island Burial Council, Island of Hawaii, in accordance with Gov. Msg. No. 282.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3523 and Gov. Msg. No. 282 was deferred until Thursday, April 20, 2000.

Senator Hanabusa, for the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3524) recommending that the Senate advise and consent to the nominations of GLENN RICHARDSON and MERCER K. VICENS to the Island Burial Council, Islands of Maui and Lanai, in accordance with Gov. Msg. No. 284.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3524 and Gov. Msg. No. 284 was deferred until Thursday, April 20, 2000.

Senator Hanabusa, for the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3525) recommending that the Senate advise and consent to the nominations of ROBERT ALCAIN and WAYDE H. LEE to the Island Burial Council, Island of Molokai, in accordance with Gov. Msg. No. 285.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3525 and Gov. Msg. No. 285 was deferred until Thursday, April 20, 2000.

ORDER OF THE DAY

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

House Concurrent Resolution	Referred to:
No. 41	Jointly to the Committee on Water, Land, and Hawaiian Affairs and the Committee on Transportation and Intergovernmental Affairs
No. 62, H.D. 1	Committee on Ways and Means
No. 81, H.D. 1	Committee on Education and Technology
No. 101, H.D. 1	Committee on Water, Land, and Hawaiian Affairs, then to the Committee on Ways and Means
No. 156, H.D. 1	Committee on Water, Land, and Hawaiian Affairs, then to the Committee on Ways and Means
No. 190, H.D. 1	Committee on Ways and Means
No. 192	Committee on Ways and Means

Senator D. Ige, for the Committee on Education and Technology, requested a waiver pursuant to Senate Rule 20 for the following House concurrent resolutions:

- H.C.R. No. 71;
- H.C.R. No. 81;
- H.C.R. No. 93;
- H.C.R. No. 157; and
- H.C.R. No. 158,

and the Chair granted the waiver.

Senator Fukunaga, for the Committee on Ways and Means, requested a waiver pursuant to Senate Rule 20 for the following House concurrent resolutions:

- H.C.R. No. 62;
- H.C.R. No. 89;
- H.C.R. No. 190; and
- H.C.R. No. 192,

and the Chair granted the waiver.

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

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

"Mr. President, it's really a privilege to be able to stand here today and say that I'm really glad to be back. Furthermore, you can only watch Food TV, Emeril, and ESPN for a time -- after that it gets really old. (Laughter.)

"Mr. President, I'd like to say that four weeks ago, my surgery was a real spiritual experience. I feel like I've had a

second chance at life. Having this surgery, Mr. President, is really traumatic, but I'm really fortunate in many ways -- the problem was diagnosed in time; I had an excellent surgeon and great doctors who actually followed up with my care; the prognosis for this particular surgery is full and complete recovery; and my surgeon did tell me that I do have a young heart.

"So today, Mr. President, my heart is so full -- full of gratitude and full of love for my wife, my children, my family and friends. And I'd like to thank my staff who really did a good job in keeping me abreast in all of the things that were happening here. By the way, I felt like I had never left because I saw all of you on television every day. (Laughter.)

"It really feels good to be back here at the capitol among you, my colleagues, and it's been a wonderful, wonderful show of your concern to me and my family as you gave me all the best wishes for my recovery. I really appreciate it. And now, from the bottom of my heart -- actually an invigorated heart -- I really want to say to all of you, thank you and mahalo.

"Thank you, Mr. President."

At this time, Senator Chumbley, on behalf of the Senate, extended happy birthday wishes to Senator Ihara.

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

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

"Today we're going to be welcoming a number of our guests to the capitol this afternoon, thousands of union workers. We all know about this, of course, because the union took out nearly a \$10,000 ad this morning to let us know. And when you take out an expensive ad with the Advertiser, it always guarantees that you'll get a front page story about the news. And then we heard the good Reverend mention the union rally three times in his invocation. So in case anybody missed that, the unions will be here this afternoon.

"I welcome them. I intend to be downstairs in the rotunda in between our many conference meetings. But Mr. President, I have to say that I'm very concerned. I'm very concerned about the message and the focus of this rally, because instead of one of unity, of bringing people together, at least the leaders of this rally are calling for defeat of needed legislation, reform, and changes. They're calling again for more divisiveness.

"I note that my colleagues often say, let's not play the blame game; let's not talk about who is responsible for this and that. And the photo that is used in this \$10,000 ad is a photo of the 1946 sugar strike. This is 2000. We're supposed to be moving on. We're supposed to be collaborative, cooperative, working together, finding those areas of improvement that we can all share and work on.

"But the message is the same. The message is -- give us money. The message is -- defeat civil service reform; don't touch collective bargaining; don't touch our benefits; don't do this; don't do that for us . . . for us, not for the rest of the people. Because when we're talking about working families, I'm a working family. My family works. I think all of my colleagues here are working families.

"And this idea of trying to be mutually exclusive, of trying to separate people, and to say that only people in labor unions, compulsory labor unions, can be concerned, I think is a misnomer. I have stood on this Senate floor and I have spoken against and voted against bills that were harmful to labor unions because I thought it was the right thing to do. I have spoken up for their rights, for their benefits, for promises that were made to union members, both active and retirees, to be honored. But the idea of the head of the HGEA coming forth and saying once again, we have to pay for more salary increases and in order to do it we've got to raise the odious general excise tax from 4 to

5.35 percent, and then if we don't do it, they'll remember in November. Catchy phrase, 'remember in November'; I remember enunciating that just two years ago at rallies here at the capitol in 1998.

"The problem here is, if in fact we have turned the economy around, 90 percent of the population isn't aware of it -- those who are still here; those who have not moved away; those who have not made plans to move away. People are still struggling. People are still going into bankruptcy. There are still foreclosures, and for this group to come here and say, 'Give us money or raise the taxes on everybody to pay for us,' when we are trying to make changes for the future, when we talk about the new economy and positioning ourselves . . . we should all be working together. There should not be this divisiveness. And yet there is. And why? One word. There's a TV series right now by that name; it's called 'Greed.' Greed and power. And I'm not talking about the rank and file union members. I'm talking about the union leaders, that all they know how to do is try to extort and hijack and get money from other people. That's got to end.

"We must have civil service and collective bargaining reform. We can do so without taking benefits and promises away from existing workers. But we've got to stand up and say, this is what's got to define this 2000 legislative session. Because if we don't, we will be a failure as a body, as a legislature, and we will fail all those children and all those families that we say we're concerned about.

"So I welcome our union brothers and sisters today, and I will be down at the rally and, God forbid, if they give me a microphone, I will speak to them. But I think that we've got to keep this in perspective. And I'm a little disappointed that I haven't heard any of my colleagues stand up and speak out against the very thought of raising taxes again, and particularly taxes for one single purpose -- to pay for pay raises when the vast majority of people are desperately trying to cling to the jobs that they have to try to take care of their families right now.

"So, welcome to our guests, Mr. President, but I will be there with a heavy heart that we still haven't learned the true meaning of collaboration and cooperation.

"Thank you."

APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 456, S.D. 2 (H.D. 1):

The President appointed Senator Anderson as a manager and discharged Senator Slom as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 456, S.D. 2.

S.B. No. 2533, S.D. 1 (H.D. 2):

The President appointed Senator Chun as a manager and discharged Senator Anderson as a manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2533, S.D. 1.

S.B. No. 2779, S.D. 1 (H.D. 2):

The President appointed Senator D. Ige as a co-chairman and discharged Senators Fukunaga and Levin as co-chairmen on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2779, S.D. 1.

S.B. No. 2837, S.D. 1 (H.D. 2):

The President appointed Senator Kawamoto as an additional manager on the part of the Senate at the conference to be held

for the consideration of amendments proposed by the House to S.B. No. 2837, S.D. 1.

H.B. No. 1632, H.D. 3 (S.D. 1):

The President appointed Senator Fukunaga as an additional co-chairman 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. 1632, H.D. 3.

H.B. No. 2588, H.D. 1 (S.D. 1):

The President appointed Senator Chun 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. 2588, H.D. 1.

H.B. No. 2901, H.D. 2 (S.D. 2):

The President appointed Senator Levin as an additional co-chairman 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. 2901, H.D. 2.

ADJOURNMENT

At 12:38 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., Thursday, April 20, 2000.