

FIFTY-FOURTH DAY

Thursday, April 20, 2000

The Senate of the Twentieth Legislature of the State of Hawaii, Regular Session of 2000, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Major Warren Dabis, Kauluwela Mission Corps, Salvation Army, after which the Roll was called showing all Senators present with the exception of Senator Matsuura who was excused.

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 Tam introduced Heidi Maeda, an eighth grade student at Kawanakoa Middle School, and congratulated her on winning the 2000 State Spelling Bee Championship. Accompanying Heidi were her parents, Jennifer and Willis Maeda, and Richard Anbe, principal of Kawanakoa Middle School.

Senator D. Ige, on behalf of President Mizuguchi and himself, introduced Glenn Shigetomi, an eighth grade student at Punahou School, and congratulated him on winning the Hawaii State Geography Bee. Accompanying Glenn were his parents Kenneth and Linda Shigetomi; his coach and social studies teacher at Punahou, John Saporito; and the State Geography Bee coordinator, Mary Frances Higuchi.

At 11:46 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:04 o'clock p.m.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 680 to 682) were read by the Clerk and were placed of file:

Hse. Com. No. 680, informing the Senate that the Speaker on April 19, 2000, discharged Representative Meyer and appointed Representative Thielen as a manager on the part of the House at the conference on H.B. No. 2572, H.D. 1, S.D. 2.

Hse. Com. No. 681, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to the following House bills and has on April 19, 2000, agreed to the amendments and passed said bills on Final Reading:

H.B. No. 2409, H.D. 1, S.D. 1; and
H.B. No. 2537, S.D. 1.

Hse. Com. No. 682, informing the Senate that the Speaker on April 20, 2000, made the following changes to the conferees on the following House bills:

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

Discharged Representatives Souki, Yoshinaga and Meyer as managers.

H.B. No. 2476, H.D. 1 (S.D. 2):

Appointed Representative Yoshinaga as second co-chairman, and Representatives Souki and Meyer as additional managers.

H.B. No. 2906, H.D. 1 (S.D. 1):

Discharged Representatives Rath as a manager.
Appointed Representative Auwae as a manager.

STANDING COMMITTEE REPORTS

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3526) recommending that the Senate advise and consent to the nomination of LORRAINE HENDERSON to the Hawaii Teacher Standards Board, in accordance with Gov. Msg. No. 160.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3526 and Gov. Msg. No. 160 was deferred until Monday, April 24, 2000.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3527) recommending that the Senate advise and consent to the nominations of LYONS K. NAONE III, ERIC K. KEAWE, MARY LANI AKUI, LANE KAAIAI and CASINA K. WATERMAN to the King Kamehameha Celebration Commission, in accordance with Gov. Msg. No. 239.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3527 and Gov. Msg. No. 239 was deferred until Monday, April 24, 2000.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3528) recommending that the Senate advise and consent to the nominations of CHARLES T. ARAKI, ED.D., and DONALD S. KARIMOTO to the State Post-Secondary Education Commission, in accordance with Gov. Msg. No. 246.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3528 and Gov. Msg. No. 246 was deferred until Monday, April 24, 2000.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3529) recommending that the Senate advise and consent to the nomination of LYNN C. KINNEY to the Board of Directors, Research Corporation of the University of Hawaii, in accordance with Gov. Msg. No. 253.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3529 and Gov. Msg. No. 253 was deferred until Monday, April 24, 2000.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3530) recommending that the Senate advise and consent to the nominations of STANLEY S. GIMA and IAN L. MATTOCH to the State Foundation on Culture and the Arts Commission, in accordance with Gov. Msg. No. 261.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3530 and Gov. Msg. No. 261 was deferred until Monday, April 24, 2000.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3531) recommending that the Senate advise and consent to the nominations of WILLIAM K. MILLS, LINDA NISHIGAYA, PH.D., AGNES E. GRIFFIN, MICHIKO KODAMA-NISHIMOTO and GAYLORD C. KUBOTA to the Hawaii Historic Places Review Board, in accordance with Gov. Msg. No. 280.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3531 and Gov. Msg. No. 280 was deferred until Monday, April 24, 2000.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3532) recommending that H.C.R. No. 37, 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. 37, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SUPPORT OF THE TWENTIETH LEGISLATURE OF THE STATE OF HAWAII FOR THE RESPONSIBLE USE OF AGRICULTURAL BIOTECHNOLOGY FOR THE BENEFIT OF HAWAII'S PEOPLE," was adopted.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3533) recommending that H.C.R. No. 24, H.D. 1, as amended in S.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. 24, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A HAWAII FARMER'S MARKET," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3534) recommending that H.C.R. No. 96 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. 96, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INSTITUTE OF PUBLIC AFFAIRS TO CONDUCT A PUBLIC POLICY REPORT ON HAWAII AND THE NEW ECONOMY," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3535) recommending that H.C.R. No. 164, H.D. 2, 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. 164, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO ESTABLISH A TRANSITION PLAN TO TRANSFER THE FUNCTIONS AND RESPONSIBILITIES OF THE CONVENTION CENTER AUTHORITY TO THE HAWAII TOURISM AUTHORITY," was referred to the Committee on Ways and Means.

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. 3536) recommending that H.C.R. No. 41, 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 H.C.R. No. 41, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING FEDERAL RECOGNITION OF A NATIVE HAWAIIAN NATION," was adopted.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3537) recommending that H.C.R. No. 94, 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. 94, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE HAWAII PSYCHIATRIC MEDICAL ASSOCIATION'S INTEREST IN HAVING A FUTURE ANNUAL MEETING OF THE AMERICAN PSYCHIATRIC ASSOCIATION IN HAWAII," was adopted.

Senators Kanno and Taniguchi, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 3538) recommending that H.C.R. No. 145, 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. 145, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO DETERMINE WHETHER MOTOR VEHICLE REFORM UNDER ACT 251, SESSION LAWS OF HAWAII 1997, HAS IMPACTED CONSUMER ACCESS TO MEDICALLY REASONABLE, NECESSARY, AND APPROPRIATE REFERRAL TO MASSAGE THERAPY AND PHYSICAL THERAPY, AND IF THIS HAS CONTRIBUTED TO CONSUMER COST SAVINGS UNDER THE ACT," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3539) recommending that H.C.R. No. 103, H.D. 1, as amended in S.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. 103, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE IMPACT THAT COMMERCIAL MARINE MAMMAL WATCHING TOURS MAY HAVE ON COMMERCIAL FISHING IN WATERS OF THE WAIANAE COAST OF OAHU," was referred to the Committee on Ways and Means.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3540) recommending that H.C.R. No. 165, H.D. 1, as amended in S.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. 165, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO IMPLEMENT THE RECOMMENDATIONS REGARDING HAWAII'S COMMERCIAL BOATING AND OCEAN RECREATION INDUSTRY MADE BY THE SMALL BUSINESS TASK FORCE ON REGULATORY RELIEF," was referred to the Committee on Ways and Means.

Senators Kanno and Taniguchi, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 3541) recommending that H.C.R. No. 38, 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. 38, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO REVIEW AND EVALUATE THE LICENSING REQUIREMENTS FOR PSYCHOLOGISTS," was adopted.

Senators Kanno and Taniguchi, jointly with Senator Kawamoto, for the Committee on Commerce and Consumer Protection and the Committee on Transportation and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3542) recommending that H.C.R. No. 65, H.D. 1, 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. 65, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO STUDY THE NEED FOR REGULATING THE ALARM INDUSTRY," was referred to the Committee on Ways and Means.

Senators Kanno and Taniguchi, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 3543) recommending that H.C.R. No. 87 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. 87, entitled: "HOUSE CONCURRENT RESOLUTION URGING LIBERTY NEWSPAPERS TO CONTINUE PUBLICATION OF THE HONOLULU STAR-BULLETIN AND TO ACTIVELY SEEK A BUYER TO PRESERVE TWO INDEPENDENT DAILY NEWSPAPERS IN THE COMMUNITY," was adopted.

Senators Kanno and Taniguchi, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 3544) recommending that H.C.R. No. 184 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. 184, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A TASK FORCE TO REVIEW AND REPORT ON THE BENEFITS AND FEASIBILITY OF COLLABORATIVE HEALTH CARE PURCHASING ARRANGEMENTS BETWEEN HAWAII QUEST AND THE HAWAII PUBLIC EMPLOYEES HEALTH FUND," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3545) recommending that H.C.R. No. 7, 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. 7, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE HAWAII STATE COMMISSION ON THE STATUS OF WOMEN," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3546) recommending that H.C.R. No. 44, 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. 44, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII NURSES' ASSOCIATION AND THE HEALTHCARE ASSOCIATION OF HAWAII TO BEGIN DISCUSSIONS TO IDENTIFY PROBLEMS AND PROVIDE SOLUTIONS FOR ACUTE-CARE ISSUES RELATING TO PATIENT SAFETY, NURSING CARE, AND THE POTENTIAL NURSING SHORTAGE," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3547) recommending that H.C.R. No. 47 be referred to the Committee on Transportation and Intergovernmental Affairs.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 47, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE WORLD HEALTH ORGANIZATION AND WARIS DIRIE TO END THE

HARMFUL TRADITION OF FEMALE GENITAL MUTILATION," was referred to the Committee on Transportation and Intergovernmental Affairs.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3548) recommending that H.C.R. No. 66, as amended in S.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. 66, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A PUBLIC-PRIVATE INTERAGENCY GROUP TO EXAMINE WAYS TO ADVOCATE THE CAPTURE AND MAXIMIZATION OF FEDERAL FUNDS TO SUPPORT HAWAII'S HEALTH AND HUMAN SERVICES PROGRAMS," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3549) recommending that H.C.R. No. 75, H.D. 1, be referred to the Committee on Transportation and Intergovernmental Affairs.

On motion by Senator Chun, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 75, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTIES TO INCORPORATE INTO THE COUNTY BUILDING CODES PROVISIONS FOR DISABILITY ACCESSIBILITY," was referred to the Committee on Transportation and Intergovernmental Affairs.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3550) recommending that H.C.R. No. 77, H.D. 1, as amended in S.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. 77, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY TO DEVELOP A DEPARTMENTAL PUBLIC INFORMATION MEETING PROCESS FOR ANY PROPOSED UTILIZATION OF AN EXISTING STRUCTURE OR CONSTRUCTION OF A NEW STRUCTURE FOR ANY PURPOSE INVOLVING MENTAL HEALTH OR PUBLIC SAFETY IN A COMMUNITY," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3551) recommending that H.C.R. No. 86, H.D. 1, as amended in S.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. 86, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO CONDUCT A COMPREHENSIVE REVIEW OF ALL PROGRAMS IN THE STATE FOR, AND THE BENEFITS RECEIVED BY, HAWAII'S ELDERLY," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3552) recommending that H.C.R. No. 111, H.D. 1, as amended in S.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. 111, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO

CONDUCT A PROGRAM AND FINANCIAL AUDIT OF THE DEPARTMENT OF HEALTH'S ADULT MENTAL HEALTH DIVISION," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 3553) recommending that H.C.R. No. 196, H.D. 1, as amended in S.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. 196, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DEVELOP AND IMPLEMENT A COMPREHENSIVE STATEWIDE PLAN FOR PLACING QUALIFIED PERSONS WITH DISABILITIES IN THE MOST INTEGRATED SETTING POSSIBLE AND TO KEEP WAITING LISTS THAT MOVE AT A REASONABLE PACE," was referred to the Committee on Ways and Means.

Senator Hanabusa, for the majority of the Committee on Water, Land, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 3554) recommending that H.C.R. No. 31, H.D. 2, as amended in S.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 majority of the Committee was adopted and H.C.R. No. 31, H.D. 2, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE CONSERVATION OF TWO PARCELS OF LAND ADJACENT TO LIMAHULI STREAM ON THE ISLAND OF KAUAI FOR THE PRESERVATION OF IMPORTANT CULTURAL RESOURCES," 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. 3555) recommending that H.C.R. No. 101, 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. 101, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO ASCERTAIN THE FEASIBILITY OF AMENDING THE HAWAIIAN HOMES COMMISSION ACT TO ALLOW FOR DIRECT ELECTION OF MEMBERS," 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. 3556) recommending that H.C.R. No. 120, 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. 120, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO CREATE A MASTER PLAN FOR FLOOD MITIGATION FOR WAIMANALO," 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. 3557) recommending that H.C.R. No. 151, 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. 151, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO A COMPREHENSIVE MASTER PLAN FOR KOKEE AND WAIMEA CANYON STATE PARKS," 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. 3558) recommending that H.C.R. No. 156, 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. 156, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO COMMISSION A STUDY TO DETERMINE THE SECURITY OF THE 5(F) TRUST ASSETS IN LIGHT OF THE RICE V. CAYETANO U.S. SUPREME COURT RULING," was referred to the Committee on Ways and Means.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3559) recommending that H.C.R. No. 52, 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. 52, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO FACILITATE AND ASSIST EFFORTS TO STRENGTHEN AND EVALUATE EXISTING STUDENT LEADERSHIP PROGRAMS," was referred to the Committee on Ways and Means.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3560) recommending that H.C.R. No. 81, H.D. 1, be referred to the Committee on Ways and Means.

By unanimous consent, Stand. Com. Rep. No. 3560 and H.C.R. No. 81, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RESOLUTION DECLARING THE SECOND TUESDAY OF SEPTEMBER AS LEGISLATORS BACK-TO-SCHOOL DAY IN HAWAII," were recommitted to the Committee on Education and Technology.

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 o'clock p.m.

Senator D. Ige, jointly with Senator Inouye, for the Committee on Education and Technology and the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3561) recommending that H.C.R. No. 116, H.D. 1, 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. 116, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN ADVISORY COUNCIL TO STUDY ISSUES RELATING TO ENCOURAGING AND ATTRACTING THE DEVELOPMENT OF PUBLIC AND PRIVATE HIGH TECHNOLOGY BIOSCIENCE RESEARCH IN THE STATE," was referred to the Committee on Ways and Means.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3562) recommending that H.C.R. No. 123, H.D. 1, as amended in S.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. 123, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF AGRICULTURE TO TAKE MEASURES TO MITIGATE THE INFESTATION OF FLIES, UNPLEASANT ODORS, INUNDATION BY DUST, AND SEVERE DRAINAGE PROBLEMS AT MAILI ELEMENTARY SCHOOL," was referred to the Committee on Ways and Means.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3563) recommending that H.C.R. No. 157, as amended in S.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. 157, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN ANALYSIS OF CURRENT AND COMPARATIVE PATTERNS OF PUBLIC SCHOOL FINANCING," was referred to the Committee on Ways and Means.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3564) recommending that H.C.R. No. 158 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. 158, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION AND THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES INITIATE A COLLABORATIVE PARTNERSHIP TO IMPROVE SERVICES FOR ADULTS AND EXPAND OPPORTUNITIES FOR HIGH SCHOOL STUDENTS THAT WILL RESULT IN SUBSTANTIVE OUTCOMES FOR THE TWO ENTITIES," was referred to the Committee on Ways and Means.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3565) recommending that H.C.R. No. 163, H.D. 1, as amended in S.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. 163, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CPR TRAINING IN HIGH SCHOOLS," was referred to the Committee on Ways and Means.

Senator D. Ige, for the Committee on Education and Technology, presented a report (Stand. Com. Rep. No. 3566) recommending that H.C.R. No. 188, 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. 188, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A RESEARCH INSTITUTE AND A MASTER OF ARTS PROGRAM AT THE UNIVERSITY OF HAWAII AT MANOA CENTER FOR HAWAIIAN STUDIES," was referred to the Committee on Ways and Means.

Senator Tam, for the Committee on Government Operations and Housing, presented a report (Stand. Com. Rep. No. 3567) recommending that the Senate advise and consent to the nomination of LESLIE Y. KURISAKI to the Rental Housing Trust Fund Advisory Commission, in accordance with Gov. Msg. No. 198.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3567 and Gov. Msg. No. 198 was deferred until Monday, April 24, 2000.

Senator Inouye, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 3568) recommending that the Senate advise and consent to the nomination of FRANK JAMES "JIM" LYON to the Board of Directors, Aloha Tower Development Corporation, in accordance with Gov. Msg. No. 272.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3568 and Gov. Msg. No. 272 was deferred until Monday, April 24, 2000.

Senators Chumbley and Matsunaga, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 3569) recommending that the Senate advise and consent to the nomination of KEITH E. TANAKA to the Defender Council, in accordance with Gov. Msg. No. 274.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3569 and Gov. Msg. No. 274 was deferred until Monday, April 24, 2000.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3503 (Gov. Msg. No. 229):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3503 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

SUSAN K. FORBES, DRPH., term to expire June 30, 2001;

MELODY S. FANNING, term to expire June 30, 2003; and

CRAIG KADOOKA, M.D., NOELLA J. KONG, ROSEMARY NELSON and PATRICK S. SAKA, terms to expire June 30, 2004,

seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3504 (Gov. Msg. No. 230):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3504 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Honolulu Subarea Health Planning Council of the following:

KATHLEEN DELAHANTY, PAMELA HINSDALE and ROBYN KAUFMAN, terms to expire June 30, 2003; and

ANDREW W. CHAR, MARK TAYLOR, PATRICIA TOMPKINS and JAMES P. WALSH, terms to expire June 30, 2004,

seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3505 (Gov. Msg. No. 231):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3505 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved 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, terms to expire June 30, 2004, seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3506 (Gov. Msg. No. 232):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3506 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Windward Oahu Subarea Health Planning Council of the following:

JIM D. ALDRED, term to expire June 30, 2003; and

JOHN E. AOKI, M.D., AGNES E.P. CADIZ, LESLIE S. CHINEN and ANNETTE L. OSTREM, terms to expire June 30, 2004,

seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3507 (Gov. Msg. No. 233):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3507 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Hawaii County Subarea Health Planning Council of the following:

ROBERTA M. CARTWRIGHT and SUSAN B. HUNT, terms to expire June 30, 2003; and

JOHN MCNEIL, CLIFFORD K. MOTTA, IDA H. OTAKE, PAUL P. PAIVA, ALAN R. PARKER and BEVERLY JEAN WITHINGTON, terms to expire June 30, 2004,

seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3508 (Gov. Msg. No. 234):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3508 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Kauai County Subarea Health Planning Council of the following:

PETRA LOPEZ, DAVID PETERS and BELLE SHEPHERD terms to expire June 30, 2003; and

LILI BRYAN-CONANT, CESAR G. CADABES, CARMEN L. PANUI, ELIZABETH UBAY and KENNETH VILLABRILLE, terms to expire June 30, 2004,

seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3509 (Gov. Msg. No. 235):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3509 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of TIMOTHY T. SHIROMA to the Maui County Subarea Health Planning Council, term to expire June 30, 2004, seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3510 (Gov. Msg. No. 237):

Senator Chun Oakland moved that Stand. Com. Rep. No. 3510 be received and placed on file, seconded by Senator Iwase and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Statewide Independent Living Council of the following:

GARRETT TOGUCHI, term to expire June 30, 2001; and

BARBARA FISCHLOWITZ-LEONG, RANDALL LICHTER and MARK T. OBATAKE, terms to expire June 30, 2003,

seconded by Senator Iwase.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3516 (Gov. Msg. No. 263):

Senator Nakata moved that Stand. Com. Rep. No. 3516 be received and placed on file, seconded by Senator Chumbley and carried.

Senator Nakata then moved that the Senate advise and consent to the nominations to the Environmental Council of the following:

VERNON D. INOSHITA, term to expire June 30, 2002; and

DONN T. FUKUDA, ARNOLD L. LUM, RAYMOND S. TABATA and PATRICIA TUMMONS, terms to expire June 30, 2004,

seconded by Senator Chumbley.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3517 (Gov. Msg. No. 236):

Senator Inouye moved that Stand. Com. Rep. No. 3517 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 DAVID LASSNER, PH.D., to the Board of Directors, High Technology Development Corporation, term to expire June 30, 2001, seconded by Senator Buen.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3518 (Gov. Msg. No. 225):

Senator Inouye moved that Stand. Com. Rep. No. 3518 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 HIN CHIU LAU to the Community-Based Economic Development Advisory Council, 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, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3519 (Gov. Msg. No. 194):

Senator Inouye moved that Stand. Com. Rep. No. 3519 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 RICHARD L. KLEMM, CALVIN H. ODA and BLAKE VANCE, PH.D., to the Advisory Committee on Pesticides, terms to expire June 30, 2004, seconded by Senator Buen.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3520 (Gov. Msg. No. 148):

Senator Inouye moved that Stand. Com. Rep. No. 3520 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 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, terms to expire June 30, 2001, seconded by Senator Buen.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3521 (Gov. Msg. No. 260):

Senator Inouye moved that Stand. Com. Rep. No. 3521 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 NEIL N. NAKAMURA to the Board of Agriculture, term to expire June 30, 2004, seconded by Senator Buen.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3522 (Gov. Msg. No. 273):

Senator Hanabusa moved that Stand. Com. Rep. No. 3522 be received and placed on file, seconded by Senator Chun and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nominations to the Barbers Point Naval Air Station Redevelopment Commission of the following:

HOWARD C.O. LUM, term to expire June 30, 2001; and

RICK EGGED, term to expire June 30, 2004,

seconded by Senator Chun.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3523 (Gov. Msg. No. 282):

Senator Hanabusa moved that Stand. Com. Rep. No. 3523 be received and placed on file, seconded by Senator Chun and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nominations to the Island Burial Council, Island of Hawaii, of the following:

PERRY H. KEALOHA and K. KEALOHA PISCIOTTA, terms to expire June 30, 2003; and

PEARL ULUNUI GARMON, J. KEOLALANI HANOVA, E. NALEI PATE-KAHAKALAU and JOHN B. RAY, terms to expire June 30, 2004,

seconded by Senator Chun.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3524 (Gov. Msg. No. 284):

Senator Hanabusa moved that Stand. Com. Rep. No. 3524 be received and placed on file, seconded by Senator Chun and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Maui and Lanai, of the following:

GLENN RICHARDSON, term to expire June 30, 2003; and

MERCER K. VICENS, term to expire June 30, 2004,

seconded by Senator Chun.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

Stand. Com. Rep. No. 3525 (Gov. Msg. No. 285):

Senator Hanabusa moved that Stand. Com. Rep. No. 3525 be received and placed on file, seconded by Senator Chun and carried.

Senator Hanabusa then moved that the Senate advise and consent to the nominations to the Island Burial Council, Island of Molokai, of the following:

ROBERT ALCAIN, term to expire June 30, 2003; and

WAYDE H. LEE, term to expire June 30, 2004,

seconded by Senator Chun.

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

Ayes, 22. Noes, none. Excused, 3 (M. Ige, Matsuura, Tanaka).

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTION

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

House Concurrent Resolution

Referred to:

No. 93 Committee on Education and Technology

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

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

"Mr. President, it gives me great honor and pleasure to announce that at 4:30 this afternoon we'll have the fireworks bill. I think we're going to have a bill. (Laughter.)

"I'd like to really thank our co-chairs -- the Senators from Maui and Kauai; and from Kahala and Palolo -- for their help. Also, the members -- Senators from Wahiawa, Waialua, and Sunset; from Waikiki and Kaimuki; from Waialae and Hawaii Kai; from McCully, Moiliili and Manoa. I'd also like to thank you, Mr. President, from Kalihi Valley and Aiea; the TIA and Judiciary staff; the SMA staff, namely Susan, Rick, and Blake; and Richard and Bob.

"This is a bill that's been three years in the making and we're as close as we're ever going to be. So at 4:30 this afternoon, we hope to vote on a bill that's going to be proudly put forth as our fireworks bill.

"Thank you very much."

APPOINTMENT OF CONFEREES

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

The President appointed Senator Kanno as a co-chairman 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.

H.B. No. 2314, H.D. 1 (S.D. 2):

The President discharged Senator Chun as a co-chairman and appointed him 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. 2314, H.D. 1.

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

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

"I'm really seriously disappointed that my union brethren and sistern did not invite me to speak yesterday at the rally. I took in all of the drums. I listened to all the music. I talked to all of the people. I was downstairs with all the folks. I'm sure it was nothing personal. I'm sure they just ran out of time, because after Congresswoman Mink was ranting and raving and Mr. Abercrombie, the lion of labor, was shouting and screaming and dividing us all, I'm sure they just ran out of time. But I was available to do that.

"Thank you very much, Mr. President."

ADJOURNMENT

At 12:14 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 24, 2000.