

THIRTY-THIRD DAY

Monday, March 10, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:12 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by the Reverend Ryosho Kondo of the Honpa Hongwanji Mission, after which the Roll was called showing all members present with the exception of Representatives Anderson, Leong, Menor, Souki, Taniguchi and Peters who were excused.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

SENATE COMMUNICATION

The following communication from the Senate (Sen. Com. No. 218) was read by the Clerk and was disposed of as follows:

A communication from the Senate (Sen. Com. No. 218) informing the House that the Senate has disagreed to amendments proposed by the House to Senate Bill No. 909, SD1, (HD1), and will name conferees at a later date, was placed on file.

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

Representative Ikeda introduced more than 50 local and outer island participants in a program called, "Me and My Shadow," which is sponsored by the Family Community Leadership project under the auspices of the University of Hawaii Extension Program. They were accompanied by their coordinator, Mrs. Jean Young.

Representative Marumoto introduced Dr. Harold Mandell, a new resident to Hawaii, formerly of Philadelphia, Pennsylvania.

Representative Tungpalan, on behalf of Representatives D. Ige and Hashimoto, introduced Neal Hannah, a friend who resides in Waiau.

Representative Okamura, on behalf of Representatives Manegdeg

and Graulty introduced Mrs. Esther Izu, president of the Moanalua University of Hawaii Extension Club and also a member of the State Board of Cosmetology.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering a resolution out of order.

A resolution (H.R. No. 134) relating to National Family Week and the Kaaui Family was jointly offered by Representatives Lardizabal, Apo, Kawakami, Blair, Bunda, Cachola, Crozier, Hagino, D. Ige, Ikeda, Kihano, Menor, Metcalf, Shito, Shon, Souki, Tajiri and Tungpalan.

On motion by Representative Lardizabal, seconded by Representative Apo and carried, H.R. No. 134 was adopted.

Representative Lardizabal then rose and stated:

"Mr. Speaker, it's my deepest honor and pleasure to introduce to my colleagues in this House, the Family of the Year from Kauai. They may be from Kauai, but I think they represent, especially their mother, the epitome of a family, during hard times, have made it a success for the children as well as for themselves. We are very proud of them."

"The honoree today is a very unusual person. As the resolution read, her husband passed away some nineteen or twenty years ago. Despite the fact, she raised a family, trusted in God and they are all successes today."

At this time, Representative Lardizabal introduced the honoree, Mrs. Levinia Kaaui, who was asked to stand and be recognized. Other members of the Kaaui family who were recognized were: son, Samuel, Jr.; daughter, Jocelyn; daughter, Gwendolyn; Miss Elena Kaaui; daughter, Heather; son, Royce; grandson, Tyrus; Miss Iwalani Kaaui; and the director of the Child and Family Service of Hawaii, Mrs. Pattie Lyons.

Floral leis were presented to the

honoree, her family and Mrs. Lyons by Representatives Apo, Gaulty, Kawakami, Hashimoto, Crozier, Kamali'i, Lindsey, Kihano and Nakasato and a certified copy of the resolution was presented to Mrs. Kaauwai by Representative Lardizabal.

At 11:26 o'clock a.m., the Chair declared a recess, subject to the call of the Chair "to allow the members to express their best wishes and aloha to a truly exemplary family of Hawaii."

Upon reconvening at 11:31 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Anderson.

STANDING COMMITTEE REPORTS

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 627-86) recommending that S.B. No. 1643-86 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Honda, seconded by Representative D. Ige and carried, the report of the Committee was adopted and S.B. No. 1643-86 entitled: "A BILL FOR AN ACT RELATING TO THE REPORTING OF ANIMAL DISEASE", passed Second Reading and was referred to the Committee on Judiciary.

Representative Kiyabu, for the Committee on Finance, presented a report, (Stand. Com. Rep. No. 628-86) recommending that H.B. No. 1741-86, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Crozier and carried, the report of the Committee was adopted and H.B. 1741-86, HD1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIIUM JULY 1, 1985 TO JUNE 30, 1987", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of H.B. No. 1741-86, HD1, were made available to the members of the House at 11:00 o'clock a.m.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 629-86) recommending that H.B. No.

1961-86, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 629-86 on H.B. No. 1961-86, HD2, was deferred until Wednesday, March 12, 1986, and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 1961-86, HD2, were made available to the members of the House at 11:00 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 133) was referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 133) requesting an interim review of the recommendations of the land evaluation and site assessment commission was jointly offered by Representatives Say, Honda and Andrews.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Levin: "I would like to request a waiver of the 48-hr. notice on S.B. No. 2326," and the Chair "so ordered."

"I would like to announce that the Committee on Higher Education as well as the Committee on Water, Land Use Development and Hawaiian Affairs will have a joint hearing at 9:15 o'clock a.m., tomorrow morning on S.B. No. 2326 in Room 328. Decision making to follow."

Representative Tam: "Your Committee on Water, Land Use Development and Hawaiian Affairs will be having a joint hearing along with the Committee on Agriculture tomorrow morning at 9:30 o'clock a.m., in Room 328. Decision making to follow."

Representative Say: "As an addendum, may we request the 48-hr. public hearing notice. The bills that Representative Tam presented to the House are all companion Senate bills," and the Chair "so ordered."

Representative Okamura, on behalf of all of the members, wished Representative Cachola, who celebrated his birthday last Saturday, a belated "Happy Birthday."

At 11:35 o'clock a.m., Representative Kamali'i asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:36 o'clock a.m.

ADJOURNMENT

At 11:36 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Tuesday, March 11, 1986.

THIRTY-FOURTH DAY

Tuesday, March 11, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Mr. Nathan Kohashi, Associate Pastor of the Waikeola Congregational Church, after which the Roll was called showing all members present with the exception of Representatives Cavasso, Graulty, Hirono, Lardizabal, Leong, Menor, Peters and Say, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Third Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 219) transmitting Senate Concurrent Resolution No. 21, which was adopted by the Senate on March 10, 1986, was read by the Clerk and placed on file.

By unanimous consent, further action on S.C.R. No. 21 was deferred.

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

Representative Crozier introduced members of the Ewa citizens' group who are all former sugar workers and wives of sugar workers, "a group of people who had spent their lives in the sugar industry, and as we all know, sugar has become the major part of the fabric of Hawaii. Without sugar, most of us would not be here today and quite often, we have the presidents, the managers, the executives of the sugar industry, we also have the union leaders here, but it is not often that we have the people who had to commit day to day to make the sugar industry what it is today. They made the sugar industry prosperous. They also created an opportunity for their children to get ahead."

Representative Oshiro then introduced his uncle and aunt, Matsu and Lillian Oshiro, who were with the Ewa citizens' group.

Representative Hashimoto introduced 90 sixth graders from Pearl City Highlands Elementary School. They were accompanied by their teachers, Mrs. Joan Higashi, Mrs. Amy Hironaka and Mrs. Lucille Kuwaye; and librarian, Mrs. Myrna Kawatachi.

Representative Ikeda introduced two eighth graders from Niu Valley Intermediate School, Philip LeBrun and Jonathan Kaaihue.

Representative Pfeil introduced Bob Johnson, a social worker on Molokai, Executive Director of the Molokai Community Services Council, Chairman of the Statewide Human Services Council, a member of the State Board for Volunteer Leadership Development and Chairman of the Friendly Isle United Fund, and his sister, Ruth King, visiting from Sandaski, Ohio.

Representative Jones introduced two eighth graders from Niu Valley Intermediate School, Ryan Swanshera and Justin Robins.

Representative Jones then introduced his friend, Roy Bennam, a member of the Neighborhood Board No. 1.

At 11:20 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:22 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Cavasso.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS

A concurrent resolution (H.C.R. No. 78) calling for the two Houses of the Legislature to assemble in Joint Session in the Chambers of the House of Representatives at 11:00 o'clock a.m. on Wednesday, March 12, 1986, for the purpose of honoring Governor Ariyoshi on the occasion of his birthday and extending its aloha to him as he concludes his final year in elected office was jointly offered by Representatives Kawakami and Marumoto and was read by the Clerk.

On motion by Representative Kawakami, seconded by Representative Marumoto and carried, H.C.R. No. 78 was adopted.

The following resolutions (H.R.

Nos. 136 to 139) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 136) recognizing and congratulating Gladys 'Ainoa Brandt on being named the "Outstanding Hawaiian" of 1986 was jointly offered by Representatives Kamali'i, Anderson, Apo, Lindsey, Andrews, Blair, Bunda, Cachola, Crozier, Gaulty, Hagino, Hashimoto, Hemmings, Hirono, Honda, D. Ige, Ikeda, Isbell, Jones, Kiyabu, Manegdeg, Marumoto, Medeiros, Metcalf, Okamura, Pfeil, Say, Shito, Tajiri, Takamine and Yoshimura.

On motion by Representative Kamali'i, seconded by Representative Anderson and carried, H.R. No. 136 was adopted.

Representative Kamali'i rose and stated:

"Mr. Speaker, like many others, I knew of Gladys long before I truly knew her.

"I had seen her at official receptions -- tall, proud, erect, beautiful. Standing with that set of jaw which forbids any contradiction, and then drops forward in shared respect and laughter. A striking life's portrait of the Hawaiian woman who had not only survived, but prevailed.

"I had heard of her impact as an educator. A towering figure on Kauai who had earned the respect of all -- and who was left undisturbed in her position as district superintendent as governors and territorial superintendents came and went.

"I knew of her influence at Kamehameha Schools. As the guiding force to a generation of students and teachers, she demanded excellence and a respect for learning -- both in the western and the Hawaiian modes.

"It was both symbolic and significant that she was the one to urge her students to 'stand up' -- whether they were dancing the hula or entering the adult world.

"Last summer, Gladys and I became friends. For nearly a month, under the difficult circumstances surrounding the 4th Festival of Pacific Arts in Tahiti, I learned daily and personally that the legend was only a shadow of the reality.

"Yes, all that I knew and had heard about Gladys was true. She is uncompromising when 'fighting for the

right'. She does have high standards of performance and decency -- for herself as well as others. And there is an unbending regard for honesty and fairness.

"But she is also fun.

"Gladys tells delightful stories -- usually at her own expense -- of growing up as the only girl in a family of seven children, of the strangeness of being sent to Honolulu for an education, of the 'inside politics' of a plantation Kapaa, and of the school principal who would risk being fired just so she could sneak away to play mah-jongg with the neighboring Chinese.

"Gladys laughs easily and often. She draws people of every age to her side. Her strength and stamina defy any guess of her age. Can this woman be of my mother's generation? On the verge of 80, and with no hesitation to work until it's done, or to play until the party's over?

"Yes. And then some.

"Gladys is deserving of the 'Outstanding Hawaiian' award. Her life's work would merit such a distinction.

"As would her recent selection as the first Hawaiian woman to be named the chairperson of the University of Hawaii's Board of Regents and that's a tough job.

"This award imparts a deep spiritual strength to its holder. As it acknowledges the work already done, it also provides a kind of mana for the work yet to be done.

"Gladys Kamakuokalani 'Ainoa Brandt is deserving of both the recognition and the future strength which the outstanding Hawaiian award conveys.

"Thank you, Mr. Speaker."

Representative Kawakami rose and stated:

"Mr. Speaker, I'd like to add a few comments this morning in tribute to one of our honorees -- Gladys Ainoa Brandt.

"Mr. Speaker, in addition to outstanding work as a community leader and University Regent, Mrs. Brandt's reputation as an outstanding educator is well-known throughout the State. As a Representative from Kauai, I take great pride in reminiscing, and calling to mind Mrs. Brandt's pio-

neering days on Kauai.

"In 1945, after serving as principal of Kalaheo, Gladys became the principal of the then newly established Kapaa High School on Kauai. As a pioneer in education, the appointments to Kalaheo and Kapaa made Gladys the only woman school principal in the State for 19 years.

"At Kapaa, Gladys had the enormous task of bringing together the students, the parents and faculty to make the fledging rural school a part of the community, to instill a sense of community pride in the school while at the same time striving to meet the academic goals of excellence. As a lifelong resident of Kauai, I can honestly say that Gladys met her goal, and the foundation she laid at Kapaa was solid.

"During her Kapaa tenure, Gladys became the most respected high school principal and educator in the State. Gladys remained the head of Kapaa until 1962, when she was named DOE superintendant for the Kauai District. Thereafter the rest is history -- what was Kamehameha School's gain was Kauai's loss.

"Gladys, on behalf of the people of Kauai, I thank you for your life's work dedicated to excellence in education, and I congratulate you personally on being named the Outstanding Hawaiian of 1986.

"Mahalo."

Representative Anderson rose and stated:

"I have known Aunt Gladys for a number of years -- sometimes we have been together, sometimes apart, but she is a fighter. She has worked very hard for the education of all Hawaiians and all people within the State, and I am very, very proud to have been a part of this today, and I think that we have made one of the best selections that we have made in the history of the Association of Hawaiian Civil Clubs. And I am very proud to be here.

"Thank you, Aunt Gladys."

Representative Kamali'i then presented Mrs. Gladys 'Ainoa Brandt, the Outstanding Hawaiian of 1986, to the members of the House and audience.

Representative Anderson presented the honoree with a ginger lei while Representative Kawakami presented

her with a certified copy of the resolution.

A resolution (H.R. No. 137) recognizing and congratulating Ruth M. Ono on being named the Outstanding Non-Hawaiian of 1986 was jointly offered by Representatives Kamali'i, Anderson, Apo, Lindsey, Andrews, Blair, Bunda, Cachola, Gaulty, Hagino, Hashimoto, Hemmings, Hiro-no, Honda, D. Ige, Ikeda, Isbell, Jones, Kiyabu, Manegdeg, Marumoto, Medeiros, Metcalf, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Tajiri, Takamine and Yoshimura.

On motion by Representative Kamali'i, seconded by Representative Anderson and carried, H.R. No. 137 was adopted.

Representative Kamali'i rose and stated:

"Mr. Speaker, Mrs. Ono is the first individual ever named to receive this award. But from the brief glimpse which this resolution provided into the work and dedication of Ruth, I think we can all appreciate why she was honored as the 'Outstanding Non-Hawaiian'.

"The Queen Emma Hawaiian Civic Club -- acknowledging the major work of their namesake -- meets regularly on the grounds of the Queen's Medical Center. Over the years, they have come to know and to love Ruth like we all. And she is now an honorary member of that Hawaiian Civic Club.

"Queen Emma holds a special place in the hearts and minds of the Hawaiian community. In her day, there were seven hospitals in Honolulu -- none of them serving Hawaiians.

"The Queen -- disgusted with the refusal of the Legislature to fund such a facility -- walked door-to-door collecting the money needed to start the hospital.

"Mr. Speaker, Ruth has that same kind of determination and drive. And if she had been alive in 1860, I have no doubt that she would have been at the side of the Queen knocking on every door she could find.

"Our community is very fortunate.

"We are blessed with individuals who are truly outstanding, whose life's work is a renewal of our best instincts and commitments towards each other.

"Ruth M. Ono cares. And she makes us care in return.

"Mr. Speaker, Ruth is being recognized today as the 'Outstanding Non-Hawaiian' of the year. But I don't think there's any question that she has a Hawaiian heart and we love her dearly.

"Thank you, Mr. Speaker."

Representative Kamali'i then presented Ruth M. Ono, the Outstanding Non-Hawaiian of 1986, to the members of the House and audience.

A ginger lei was presented to the honoree by Representative Lindsey while Representative Bunda presented her with a certified copy of the resolution.

A resolution (H.R. No. 138) recognizing and congratulating Rawleen Nani Lani Fisher on being named the "Outstanding Hawaiian Civic Club Member" of 1986 was jointly offered by Representatives Kamali'i, Anderson, Apo, Lindsey, Andrews, Blair, Bunda, Crozier, Graulty, Hagino, Hashimoto, Hemmings, Hirono, Honda, M. Ige, Ikeda, Isbell, Jones, Kiyabu, Manegdeg, Marumoto, Medeiros, Metcalf, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Tajiri, Takamine and Yoshimura.

On motion by Representative Kamali'i, seconded by Representative Anderson and carried, H.R. No. 138 was adopted.

Representative Kamali'i rose and stated:

"Mr. Speaker, too often the 'work horses' of our community -- the ones who are always there to help, to guide, to see a project through -- are so reliable and dependable that we almost forget to say 'thank you.'

"Each year, the Association of Hawaiian Civic Clubs expresses a special 'Mahalo' to such efforts by honoring an 'Outstanding Hawaiian Civic Club member'. For 1986, as you have just heard, is Rawleen Nani Lani Fisher of the Queen Emma Hawaiian Civic Club.

"Mr. Speaker, to get a proper perspective of the significance of Rawleen's contributions, I think I should stray just a little bit, and note that I believe the Queen Emma Hawaiian Civic Club is one of the (if not the) hardest-working clubs in the Association.

"And that statement is true because of members like Rawleen. Individuals willing to give of themselves in order to provide for others.

"Rawleen is tireless in teaching anyone who wants to learn about the arts of Hawaii.

"She is deeply committed to the goal of providing scholarships to deserving Hawaiian youngsters. She works in and for our community. And she does so strengthened by her friends and family, and their similar efforts."

Representative Kamali'i then presented the honoree, Rawleen Nani Lani Fisher, the Outstanding Hawaiian Civic Club member, to the members of the House and audience.

Representative Apo presented the honoree with a ginger lei while Representative Crozier presented her with a certified copy of the resolution.

Representative Kamali'i then asked Mr. Benson Lee, President of the Association of Hawaiian Civic Clubs, to stand and be recognized.

Representative Ikeda presented Mr. Lee with a cigar lei.

Representative Kamali'i then asked the following members of the Hawaiian Civic Clubs who were seated in the gallery to stand and be recognized: Aunty Elaine Mullaney, President of the Queen Emma Hawaiian Civic Club; Leoni Randal, Aunty Elaine's daughter and Representative Kamali'i's secretary; Marlene Sai, President of the Prince Kuhio Hawaiian Civic Club; Mr. Bill Kea, Trustee of Queen's Medical Center; Mr. Jim Bartels, curator of the Friends of Iolani Palace; Mr. Gard Kealoha, OHA Trustee; and other members of the Association of Hawaiian Civic Clubs.

The Chair then stated:

"Representative Kamali'i, the Chair would just like to recognize an apology by Speaker Peters. He really wanted to be here today. As you know, he has been 'under the weather' and today especially, in our conversation with him, it seems like he is getting a little worse than better. But he does extend his Aloha to all of you and believe me when I say he really wanted to be here this morning to be a part of this celebration.

"Before I declare a short recess to allow the members to share their

Aloha and love with all of you, I would just like to say that you are very special to many of us; you've served as an inspiration and will serve as an inspiration to many of us; and the Chair would like to thank you for making Hawaii a very special place, not only for us but for our children as well."

At 11:51 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "to allow the members to share their love and Aloha with you."

Upon reconvening at 11:59 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Grauly and Menor.

A resolution (H.R. No. 139) honoring the memory of Prime Minister Olof Palme of Sweden was jointly offered by Representatives Metcalf, Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Grauly, Hagino, Hashimoto, Hemmings, Hirono, Honda, D. Ige, M. Ige, Ikeda, Isbell, Jones, Kamali'i, Kawakami, Kihano, Kiyabu, Lardizabal, Levin, Lindsey, Liu, Manegdeg, Marumoto, Medeiros, Menor, Nakasato, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom, Tungpalan, Yoshimura and Peters.

On motion by Representative Metcalf, seconded by Representative Takamine and carried, H.R. No. 139 was adopted.

Representative Metcalf then rose and stated:

"Mr. Speaker, the shot that killed Olof Palme was felt around the globe because Prime Minister Palme was an example in inspiration, not only to the people of Sweden, but throughout the world. He was known for his efforts on behalf of arms control, peace and economic development. He was not afraid to tackle the most difficult of issues such as trying to find a practical political solution to the Iran/Iraq war, or leading nations in the world towards the consensus on the balance of world power and nuclear disarmament. He relied on reason and not power to move men and nations. Palme did not act as an individual. He made his people care.

"Although a policy of diplomatic neutrality left it in peace since 1850, Sweden, under Palme's leadership, was deeply committed as a society to international goals of justice, freedom, compassion, and survival.

He will also be greatly missed on the Swedish political scene. For Palme, the greatest risk to a country is complacency. As a politician, you have to try to activate people. Palme put bright colors on an otherwise dull political scene by motivating people to think in new directions.

"A great tragedy of his assassination is that we are in an age where no popular leader can mingle with his own fellow citizens, either to stir them or to learn from them. Without openness in democracy, the higher values of life themselves are in danger.

"I think we remember Olof Palme for reminding us of these higher values.

"Thank you, Mr. Speaker."

By unanimous consent, the following resolutions (H.R. Nos. 135, 140 and 141) and concurrent resolutions (H.C.R. Nos. 77 to 81) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 135) requesting that the Legislative Chambers remain open during the year after the close of the Regular Legislative Session was jointly offered by Representatives Crozier, Apo, Blair, Bunda, Cachola, Grauly, Hagino, Hirono, Honda, D. Ige, Kamali'i, Kihano, Kiyabu, Lardizabal, Levin, Menor, Metcalf, Okamura, Onouye, Oshiro, Shito and Shon.

A resolution (H.R. No. 140) requesting a report on the reasons for the nonimplementation of the requirements that all workers' compensation insurance policies include optional deductibles for medical benefits and that all policies be in a standard form was jointly offered by Representatives Tungpalan, Shito, Anderson, Andrews, Apo, Blair, Cavasso, Hashimoto, Hemmings, Hirono, Lardizabal, Liu, Manegdeg, Medeiros, Menor, Metcalf, Nakasato, Onouye, Oshiro, Souki, Takamine, Taniguchi and Tom.

A resolution (H.R. No. 141) requesting an investigation on the feasibility of establishing a State Office of Protocol was jointly offered by Representatives Tam, Andrews, Apo, Cachola, Crozier, Honda, Isbell, Kamali'i and Tajiri.

A concurrent resolution (H.C.R. No. 77) requesting that the Legislative Chambers remain open during the year after the close of the Regular

Legislative Session was jointly offered by Representatives Crozier, Apo, Blair, Bunda, Cachola, Graulty, Hagino, Hirono, Honda, D. Ige, Kamali'i, Kihano, Kiyabu, Lardizabal, Levin, Menor, Metcalf, Nakata, Okamura, Onouye, Oshiro, Shito, Shon, Tajiri and Takamine.

A concurrent resolution (H.C.R. No. 79) authorizing the Department of Land and Natural Resources to dispose by way of an easement certain government submerged lands and lands beneath tidal waters for purposes of constructing certain offshore improvements was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 80) requesting a report on the reasons for the nonimplementation of the requirements that all workers' compensation insurance policies include optional deductibles for medical benefits and that all policies be in a standard form was jointly offered by Representatives Tungpalan, Shito, Anderson, Andrews, Apo, Blair, Cavasso, Hashimoto, Hemmings, Hirono, Lardizabal, Liu, Manegdeg, Medeiros, Menor, Metcalf, Nakasato, Onouye, Oshiro, Souki, Takamine, Taniguchi and Tom.

A concurrent resolution (H.C.R. No. 81) requesting an investigation on the feasibility of establishing a State Office of Protocol was jointly offered by Representatives Tam,

Andrews, Apo, Cachola, Crozier, Honda, Isbell, Kamali'i and Tajiri.

ANNOUNCEMENTS

Representative Oshiro: "Your Committee on Transportation will be having a public hearing tomorrow morning, 9:00 a.m., Conference Room 310. Decision-making to follow."

Representative Graulty: "Your Committee on Human Services will be holding a public hearing tomorrow at 8:30 in the morning in Room 314 on five measures. Decision-making to follow if time permits."

Representative Nakata: "Your Committee on Agriculture will be holding a public hearing tomorrow morning, 8:30, Room 328. Decision-making to follow."

Representative Kawakami: "There will be an open Majority caucus tomorrow morning at 9:00 a.m. to discuss the Executive Budget."

ADJOURNMENT

At 12:03 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 10:30 o'clock a.m. tomorrow, Wednesday, March 12, 1986.

THIRTY-FIFTH DAY

Wednesday, March 12, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 10:45 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend T. Samuel Lee, Pastor Emeritus of Christ United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Graulty, Liu, Menor, Takamine and Taniguchi.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

SENATE COMMUNICATION

The following communication from the Senate (Sen. Com. No. 220) was read by the Clerk and was disposed of as follows:

A communication from the Senate (Sen. Com. No. 220) returning House Concurrent Resolution No. 78, which was adopted in the Senate on March 11, 1986, was placed on file.

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

Representative Crozier introduced students from Sweden, Peru, the Netherlands, Switzerland, New Zealand, Japan, Portugal, and Turkey who are attending different high schools "so that they can have interaction with the children of Hawaii; and being that we are becoming an international center, it's real beautiful to see so many people come here and share their cultures, their beliefs with us and they can, in turn, take our culture and our beliefs back with them to share with their people." They were accompanied by their chaperones, Mr. John Southworth, Ms. Sharon Rogers, an aide to Representative Ikeda, and Mrs. Carmen Hahn.

Representative Metcalf, on behalf of the Big Island delegation, introduced Mr. Takao Okimoto, a former Hawaii county democratic party chairman and for many years a close confidante of the late Governor John A. Burns.

Representative Okamura, on behalf of all of the members as well as the sports staff of the House, introduced and "welcomed home" their colleague, Representative Joseph Leong.

Representative Leong then rose and remarked:

"Mr. Speaker, I wish to thank the members of this Honorable Body for their expressions of aloha during my recent illness. Without your support, I don't believe I would be here this morning, but your prayers have really helped me.

"Mahalo."

Representative Cachola introduced his uncle and aunt, Mr. and Mrs. Gena Cachola, who had assisted Representative Cachola when he had moved here in 1971.

The Chair directed the Clerk to note the presence of Representatives Graulty, Liu, Takamine and Taniguchi.

At 10:54 o'clock a.m., the Chair declared the House in recess for the purpose of meeting in joint session with the Senate, in tribute and honor of Governor George R. Ariyoshi on the occasion of his 60th birthday.

JOINT SESSION

At 11:15 o'clock a.m., the House of Representatives met in joint session with the Senate pursuant to House Concurrent Resolution No. 78 for the purpose of honoring Governor George Ariyoshi on the occasion of his birthday and extending aloha to him as he concludes his final year in elected office.

The Chair stated at this time:

"The Legislature is meeting this morning in joint session for a very special reason. I am very proud to share the honors of presiding over this session which convenes to honor our Governor on his birthday.

"Governor, we wanted you to know that this is a small tribute compared to your outstanding contributions to our State and to all of us who love Hawaii. As you celebrate your birthday, we look with ever-increasing admiration upon your distinguished career and with deep affection and Aloha, wish you a 'Happy Birthday.'

The Speaker then welcomed and introduced the Governor's family to the members of the Joint Session:

The First Lady of Hawaii, Mrs. Jean Ariyoshi, who was presented with a lei by Representative Okamura; the Governor's mother, Grandma Ariyoshi, who was presented with a lei by Representative Hagino; his daughter, Lynn Takemoto, who was presented with a lei by Representative Souki; son-in-law, Rick Takemoto, who was presented with a lei by Representative Hashimoto; brother, James Ariyoshi and wife, Rita; sister, Mrs. Betty Nakamura, and husband, Masa; and sister, Mrs. June Otake.

The Chair also introduced the Honorable John Waihee, Lieutenant Governor of Hawaii.

At this time, the Clerk of the House of Representatives read the Certificate of Recognition from all of the members of the House of Representatives to the Honorable George R. Ariyoshi, in honor of his 60th birthday.

The Clerk of the Senate then read the Certificate of Recognition from all of the members of the Senate to the Honorable George R. Ariyoshi, in honor of his 60th birthday.

The Chair then recognized Representative Kawakami for brief remarks, as follows:

"Mr. Speaker, on behalf of the Democratic Majority of the House, I rise to offer our birthday congratulations to our honoree, the Honorable Governor George Ryoichi Ariyoshi.

"When the Governor took office in 1974, he offered a challenge to Hawaii in his inaugural address and said, 'Nothing is gained, no one is served by those who sit idly by, wringing their hands and bemoaning their lot.' The Governor carried the challenge one step further, and encouraged 'a constructive attitude,' and invited 'all to come in and present their ideas for a better Hawaii, with the thought of working together with government to attain our mutual goals.'

"Mr. Speaker, as members of the Majority we are proud of the achievements we have forged with the Governor in making this great State move forward. We have preserved that unique quality of life that makes Hawaii a special place.

"Looking back over the past 12

years under the Governor's leadership, the State witnessed a national recession and labor problems which had a chilling effect on our economy. Those were the years in which the demands on government became even more compelling, while the abilities and the willingness of our citizens to pay for these services did not rise commensurately. Those were the years of inflated dollars and reduced purchasing power. Those were the years during which many decisions were made which affected the lives of all our citizens for decades to come. And those were the years in which the government of this State said loudly and clearly with George Ariyoshi at the forefront, 'We will be the masters of our fate and the shapers of our destiny.'

"Mr. Speaker, in closing, I note that the phrase "Hawaii, a very special place" recently made popular has its roots in the political career of George R. Ariyoshi which spans three decades. It's been over 32 years since Governor Ariyoshi, the son of immigrants, 'the boy from Kalihi,' first went door-to-door soliciting constituent support.

"To you, Governor, on your 60th birthday, best wishes for good health and prosperity for the next one hundred years to come.

"Thank you."

Representative Marumoto was then recognized by the Chair for brief remarks on behalf of the House Minority, as follows:

"Mr. Speaker, time is life, and life is time.

"Today, the Hawaiian sun shines down brilliantly on our islands. The blue waters beckon toward beautiful beaches. Visitors are enjoying themselves. Our people are toiling at their respective chores. Babies are being born, people are dying, couples are pledging their eternal troths.

"Life is ongoing.

"However, at this particular moment, at this particular place, we are most cognizant of a milestone in one person's life -- of his position, of the historic nature of this event.

"The moment is now, the man is George Ariyoshi. He is the Governor. We, the members of the Legislature, are gathered here at the State Capitol to give a little of our time, our life, to share this moment in

order to commemorate not only six decades of life, but over three decades of public service, with thirteen of these years as Chief of State. It is indeed a remarkable achievement for any person, one worthy of observance.

"We who give of ourselves to various causes and issues, give you this time today. On behalf of the Republican members of the House of Representatives, we wish you, Governor Ariyoshi, a very 'Happy Birthday,' and we thank you for the time and the commitment you have generously given to the people of Hawaii. We thank your family for the many sacrifices which elected office entails. We understand that. And we wish you all six decades more of health, happiness and life.

"Thank you."

The Speaker, at this time, turned the podium over to Senate President Wong who then recognized Senator Kuroda for brief remarks, as follows:

"Governor, Mrs. Ariyoshi, friends and colleagues of the Senate, ladies and gentlemen:

"I have the distinct honor today as Senate Majority Leader to speak in behalf of the Senate Majority, to publicly express some of the very unofficial and private sentiments we share on this occasion. This expression may not be as eloquent as the many private expressions that are likely to follow this ceremony. Nevertheless, we begin simply by wishing you, Governor Ariyoshi, a very Happy Birthday.

"The other feelings and thoughts we share today are in part as joyous, but are also mixed with admiration, some regret and some gratitude.

"We are happy for you, Governor, because you are very near to a successful close of your very productive and enviable career of public service. We are happy for you because of the respect and stature you have won for the people of Hawaii.

"We admire you because for most in the Senate majority, you have been the only Governor with whom they have worked and through that mutual effort you have won their respect. For Senators Duke Kawasaki and Mamoru Yamasaki, their feelings of esteem are also based on their service with you as a senate colleague. You have set a standard, Governor, of

unquestionable integrity, honesty and consistency.

"But we also share few regrets today, regrets that things have not always been as harmonious as they could have been. Speaking frankly, your years of Governor have coincided with the Wong years, sometimes referred to by some of your close associates as the 'wrong' years. Well, right or wrong, Governor, at least we never bored you. We sometimes disagree on issues, we sometimes fail to approve a nominee and some of us even participated in that great experiment in the 1981-82 sessions when we became 'demolicans' or 'republicrats.'

"But Governor we are also grateful today because you were always one who strongly believed in separation of powers, and this is very important, and you accepted the Senate as we exercised our prerogative to disagree with the executive and opposed some issues supported by your administration. You once served as senate majority leader, and although your close friend and mentor, the late Governor Jack Burns was the executive, you yourself must have found your senate majority not always in agreement with the executive.

"So, despite those few times we disagreed, we certainly always recognized and respected your sincerity and your consistency in dealing with issues. We have honored your austere budgeting process and supported your tight fiscal management.

"In closing, Governor, I want to remind all of us that we still have a good part -- the hard-knock part -- of the session before us. We shall continue to work together for good legislation, and incidentally, if during the next few weeks, you all of a sudden think that you'd like to do something nice for the Senate majority, pass the word to the House that the lottery is OK.

"Happy Birthday, Governor Ariyoshi!

"Thank you for your outstanding service to our community. We all have benefited from your leadership -- we wish you well in your endeavors.

"Aloha!"

The President then recognized Senator Henderson for brief remarks on behalf of the Senate Minority, as follows:

"Mr. President, Governor Ariyoshi, colleagues:

"Some sixteen years ago, Governor, I was appointed to the Senate and I had the privilege and pleasure of being in the Body when you were serving your last senate year. Also with me were Senators Yamasaki and Kawasaki. There's only three of us left. The attrition rate isn't too good, or maybe it's too good.

"Governor, I've watched your career -- you left the Senate and ran for lieutenant governor, and of course you ran for governor and was elected three times and I look at your career and I look at my career and I think there's something similar about it -- and that is, we've both gone as far as we're going. (Laughter.)

"But seriously, Governor, we, the Senate Republicans and all of the Senate members, really want to express our best wishes to you on your 60th birthday, may you have many, many more.

"Thank you very much."

The President returned the rostrum to the Speaker and the Speaker then appointed Senator Hagino and Vice-Speaker Ige to present the Certificates of Recognition to Governor Ariyoshi.

The Chair then appointed Senators Henderson, Kawasaki, Soares and Yamasaki and Representative Kawakami to escort the Honorable George R. Ariyoshi to the rostrum. The Chair added that the appointed members were either in the Senate or the House at the same time that the governor was a member of the Senate.

Governor Ariyoshi was presented with leis by Senator Young and Representative Ikeda.

The Speaker presented to the members of the Joint Session and the guests the Honorable Governor George R. Ariyoshi.

The Governor addressed the Joint Session as follows:

"I really didn't come prepared to say anything this morning, but I wanted to express my appreciation to all of you for a very, very warm gesture of friendship and best wishes.

"As I sat here and listened and thought about some of the words that were spoken here, my mind drifted

back a little bit, and I would like to take a few minutes to share some of my thoughts with you.

"By the way, I want you to know that this morning I went to the Lanakila Senior Center, because every month they have birthday days there and when I got there I was presented with a certificate giving me membership to Lanakila. They told me I, officially, today, became a senior citizen. (Laughter.)

"As I indicated, as I thought about some of the words that were uttered here, and my mind drifted back to those very early years, 1954, just thirty-three days before the primary election of 1954, three days before the filing deadline, when I was urged to run for the then Territorial House of Representatives. I recall when Jean and I got engaged on her birthday, October 30th, and she wasn't old enough to vote for me in the primary election but she made it on time for the general.

"I have always felt that my work here -- that I would not be able to do my work properly unless I had the support and understanding of my family. I have been very fortunate in having that kind of understanding and that kind of support. I recall my first legislative session 1955. Just prior to that, on February 5th, Jean and I got married. We had biennial sessions then; the next legislative session our session started on the third Wednesday in February. That year it happened to be on February 20th. Well, Lynn was supposed to be born on February 10th, but she didn't come on the 10th. As a matter of fact, Jeannie had to go to the hospital prior to that but it was a false alarm. February 10th when Lynn was supposed to be born, there was a false alarm again and Jeannie stayed overnight in the hospital and came back and Lynn decided she would not arrive until after the Legislature started. So she was born three days after the session started -- thirteen days overdue.

"The next legislative session of 1959, our first son, Todd, was born on May 4th. Our legislative session ended on May 2nd, and you know, you can't have in the journals the actions of any other day except the legislative day. But we used to stop the clock in those days, and so we have a resolution dated May 2nd, congratulating us on the birth of our son, 8 pounds 11 ounces, at Queen's Hospital, but the date was not noted; Todd was not born until May 4th. If

you look at that, the Legislature was pretty good at projecting things.

"In the next legislative session, Donn decided he was not going to take any chances and he was born smack in the middle of the legislative session, in March.

"I have some very fond recollections of the Legislature and I wanted to express my appreciation to many people that have been very helpful over the years.

"I, first of all, want to publicly express my gratitude to the members of my Cabinet who are here today, without whom I could not have functioned as Governor. The jobs they hold are not very easy. They have to come and give testimony to you, and sometimes you take the liberty of really taking out after them and that's okay, that's part of the process, and I understand that too, but I wanted the members of my cabinet to know that I hold them up in the highest esteem. A very fine group of people who have served and some who will continue to serve, and I extend to them my mahalo.

"I could not stop without expressing my gratitude to the lieutenant governor. I have been very fortunate for being blessed with a very fine lieutenant governor, one who has been very supportive. I don't care about loyalty to me as a person, but loyalty to the principles, the ideas, the causes that we have held very dear are very important, and I want to say publicly to John Waihee how grateful I am for the support and for his hard work.

"I want to express my appreciation to all of you -- members of the Legislature, those of you who give of your time and your energy, those who make the sacrifice. I can say, that as one who has sat in your chair, that it is a very tough job that you have. People take your work for granted. They assume that oftentimes, because of some of the cynicisms that exist in the community, that you try to do things to screw up things. Yet I know, through my personal knowledge, my personal friendships, my personal relationships with each of you, I know how hard your job is, how difficult it is to make the right decision. We don't live in a world where everything works out by formula and if you ask somebody to add two plus two it always comes out the same way. In the work that you do, there are no definite answers. The decision that

you make have to be carried out, implemented by others, human beings are involved, there are no simple formulas and I know that everyone of you, whenever you make a decision, you try to make the very best decision that you possibly can. That's the easy part of your job. But the hardest part of your job is to try to come out with what is in fact the best decision, the right decision. You have pros and cons on every issue, and you're torn apart by people who say you should go one way and others who say you should go another way. I know that in most instances, most of you try your very best to make the decision that you feel will be in the very best interest of the people in this community.

"I don't profess to say that you and I are always right but I know that when the decisions have to be made, at the time the decision has to be made, you have searched your heart, you have searched your conscience, you have attempted to do that which is in the very best interest of the people of this community and I appreciate that very much.

"Senator Kuroda talked about us not always being together on the issues. I want you to know that that doesn't bother me one bit. I think that it is very, very important for every person, each one of you, to be convinced that when you make a decision, that's the decision you personally believe to be the very best, not what I believe because you and I are different individuals. We have different experiences. It is a decision you must feel in your own heart that it is in the very best interests of the people, I appreciate that kind of effort, and whether the position agrees or disagrees with mine is not important because most of the time we're going to be together on the things that are important for the people of this community and that is what really is important, that is what really counts.

"I truly feel very strongly about the separation of the executive and the legislative branch. It is my responsibility to make proposals to you and sometimes we don't get them through right away, and sometimes it takes a few sessions for an idea to nurture and for it to get through. But my feelings always has been that a good idea will survive and that at some point it will get massaged and worked out. And though it is not in its original form there will still be some way that the problems will be properly addressed.

"I do not have the benefit of the public hearing process that you all have. When I make a proposal and send it down to the Legislature, it has not been with the kind of public input that each of you get in your committee work. I recognize that and I accept the value of that the process in which you are involved, and the public hearing process that makes it possible for the citizens of this community to come and present testimony for and against a measure. It is a process that I am not involved in. You really represent the ideal of a democratic society, an opportunity for the citizens of our community to come in and to present their ideas to you, to be critical of what you do, to give you the various ramifications of any measure that appears before you. It is a very, very important process and it is that process that I recognize.

"I want you to know, not as governor, but as a citizen of this community, I am truly very grateful to each of you who take the time to go out and campaign to get elected, to serve in the legislative body, to put yourselves under tremendous pressure, to make various difficult decisions you have to make, to agonize, to anguish over some of the decisions you have to make. I feel for you, I respect you for that, I extend to you my gratitude on behalf of Hawaii's people.

"My one plea to you as we move into the future is to always remember that what is good for us today, or what was good for us yesterday, may not necessarily be that which will be the very best for us tomorrow; that circumstances and time change and that we have to be constantly aware of the changes that are taking place not just here in Hawaii but even more importantly, the changes that are taking place outside of Hawaii in the countries of Asia and the Pacific; and changes that are taking place in the policies of our government as they affect the international arena in this part of the world.

"The other thing that I really wish is that you would never, ever forget is that people of this state are one people. We have talked about Hawaii being a special place and no world, no nation, no state, no community can be better than the people in the community. The strength of our community comes from our people. We have a very special group of people, different from people in any part of the world; people who trace themselves back to many parts of the world and whose parents, grandpa-

rents, great grandparents came from those various parts of the world and various parts of the United States. All have brought with them the culture, the language, the history, the music of the place from which they came. We are a very diverse community. We are a very different people, and this is the one place in the world where we can look at another person who is different and we can say to ourselves that that person is different, I respect him, I respect her, I understand, I appreciate the differences that exist in us.

"By each group, each person in our community retaining their own identity, we can be a very diverse community, a community of people of differences, but a people who are united because of these differences. That's the future of Hawaii. People remaining together, being together with all of the differences.

"It is my hope that as we move into the future we will understand that; that we will continue to remain a community with a great deal of diversity, but a community united; that whatever we do, we will do in the name of fairness and equity that when we do for one, we do for all; that we do not try to separate our people and do things on the basis of differences that may exist however you line these differences up in terms of ethnic background or cultural differences or even in terms of how long a person has been a part of our community.

"In my very fervent plea to you that if we can do that, Hawaii will continue to remain a very, very special place, a place that will be a laboratory for human beings working together, playing together, feeling together and caring for each other.

"I want to extend to you my gratitude once again. My very fondest, my very warmest Aloha to all of you."

The Chair then called on Ms. Yvonne Perry to lead the members of the Joint Session and audience in singing, "Happy Birthday" to Governor Ariyoshi, followed by the joining of hands and singing of "Hawaii Aloha," led by Mr. Palani Vaughn.

At 12:01 o'clock p.m., the President of the Senate declared the Joint Session adjourned.

Upon reconvening the House of Representatives at 2:23 o'clock p.m., the Chair directed the Clerk to note the presence of Representative Menor.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 116 to 121; and 124 to 131) and concurrent resolutions (H.C.R. Nos. 70 to 76 and S.C.R. No. 26) were disposed of as follows:

H.R. Nos. Referred to:

116 Committee on Planning, Energy and Environmental Protection, then to the Committee on Finance

117 Committee on Higher Education and the Arts, then to the Committee on Finance

118 Committee on Higher Education and the Arts, then to the Committee on Finance

119 Committee on Higher Education and the Arts

120 Committee on Higher Education and the Arts, then to the Committee on Finance

121 Jointly to the Committees on Higher Education and the Arts and Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

124 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

125 Committee on Consumer Protection and Commerce, then to the Committee on Finance

126 Jointly to the Committees on Judiciary and Health, then to the Committee on Finance

127 Committee on Consumer Protection and Commerce, then to the Committee on Finance

128 Committee on Public Employment and Government Operations

129 Committee on Ocean and Marine Resources

130 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

131 Committee on Higher Education and the Arts, then to the Committee on Finance

H.C.R. Nos.

70 Committee on Planning, Energy and Environmental Protection,

then to the Committee on Finance

71 Committee on Higher Education and the Arts, then to the Committee on Finance

72 Committee on Higher Education and the Arts, then to the Committee on Finance

73 Jointly to the Committees on Judiciary and Health, then to the Committee on Finance

74 Committee on Consumer Protection and Commerce, then to the Committee on Finance

75 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

76 Committee on Higher Education and the Arts, then to the Committee on Finance

S.C.R. No.

26 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following Senate Bills were re-referred as follows:

S.B. Nos. Re-referred to:

1855-86 Committee on Ocean and Marine Resources, then to the Committee on Finance

2266-86 Committee on Judiciary

1789-86 Jointly to the Committees on Transportation and Judiciary

2277-86 Jointly to the Committees on Human Services and Judiciary, then to the Committee on Finance

2317-86 Jointly to the Committees on Judiciary and Public Employment and Government Operations, then to the Committee on Finance

2318-86 Jointly to the Committees on Judiciary and Public Employment and Government Operations, then to the Committee on Finance

H.C.R. No.

59 Jointly to the Committees on Planning, Energy and Environmental Protection and Transportation

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 629-86 on H.B. No. 1961-86, HD2, on Third Reading:

Representative Kiyabu moved that the report of the Committee be adopted and H.B. No. 1961-86, as amended in HD2, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Kiyabu then rose to speak in favor the the bill, stating:

"This bill provides for the supplemental appropriation to the Judiciary for fiscal year 1986-87. It amends Section 3 of Act 169, which was passed last session.

"Mr. Speaker, your Committee on Finance carefully reviewed the Judiciary supplemental request for one-and-a-half million dollars. Your Committee also responded favorably to some of the recommendations submitted by the Committee on Judiciary.

"As indicated by the amendments made in this bill, the adjustments reflect a net addition of half-a-million dollars. Basically, the bill provides for the Judiciary to meet the costs for the increase in services to those abused or neglected children needing legal assistance and placement in protective shelter.

"The major portion of the supplement is for the Judiciary to cover the costs of janitorial functions, repair and maintenance, and telephone services. These operational responsibilities have been transferred to the Judiciary from the Department of Accounting and General Services.

"Mr. Speaker, all the members of the Committee on Finance have worked diligently with an acute sense of fiscal responsibility in submitting this bill before you. We will continue to make every effort to base our decisions on fully substantiated facts. To do otherwise would be an insult to this Body and our public obligation to the people of Hawaii.

"In conclusion, Mr. Speaker, I urge

that all of the members of this Body vote 'yes' on the appropriation measure for the Judiciary.

"Thank you."

Representative Jones then rose to speak against the bill, stating:

"Mr. Speaker, I speak against this bill with a lot of regret but I want to start off by sharing how much I appreciate the chairman of Finance conducting an open hearing and entertaining many questions on this. And I'm proud to be a member of the House where we can discuss issues like this, Mr. Speaker.

"I think that my concern stems from a number of issues that have still not yet been answered; and although I voted for last year's judiciary budget, I still support that budget, I'm glad that it's going to be there. If we were to kill this bill today it will only mean added problems. But, on principle, I think that my concerns stem from a number of issues that still have not been answered to my personal satisfaction.

"Those questions include whether the sheriff's office should be a police agency, why officials bought equipment without seeking required competitive bids and why court workers prepared food for political fundraisers on state time.

"It doesn't state why they need a duplication of our police force; some of the members here think they do, but I think not. I don't believe a wheelchair policy much has been happening.

"Is the sophisticated training program for recruits and sheriffs justify the need to preserving the laws of the state. Strange, there is a new mechanism at the HPD, and so I don't think it is necessary.

"Can the state justify the need for the sheriffs SWAT team on the budget? I don't think we can always meet the needs of the program and although the SWAT team had its name changed, what are the disciplinary guidelines for the sheriff's program to ensure it be fulfilled. How do they not rule on the right of a candidate's behavior?

"What are all the requirements of the bidding process?

"Is the matter of emergency hires still cleared up? The Chief Justice before said that the original 113

emergency hires were to be eliminated. There is still the cost of supporting emergency hires.

"Have we addressed the issue of the hiring and firing of state officers. I'm sure we have not. We have not seen the end of supporting legislative guidelines for sheriff's judgments with the state taxpayer's taxes.

"Do we have a full accounting for the use of the State's employees supporting the preparation of food for political fundraisers? A full accounting should take place.

"The fiscal officer referred to the office of sheriff's accounts as a "holding fund." But this still does not answer the question of this account and about the Attorney General's investigations and findings. The first question is the "special accounts."

"Mr. Speaker, although I appreciate much of what the Judiciary does, this larger amount of appropriation I think, we can absorb, and because of this, the concerns that the citizens are speaking of, I think, without establishing a safe police force are some of the things I consider questionable in management practices and because the court ..."

The Chair then interrupted Representative Jones and stated:

"Representative Jones, the Chair would like to remind you to keep your comments germane to the subject matter at hand. All of those questions that you raised obviously are administrative in nature; you being a duly elected official have the responsibility to seek out those answers. The Judiciary has an open door; anyone of you having those kind of questions can see the Chief Justice or the administrators of the court system to provide those answers for you. Please proceed."

Representative Jones proceeded with his remarks, stating:

"Thank you, Mr. Speaker.

"Because I'm referring to what I have been speaking regarding the court of the land or the court employee not be involved in any kind of politics and because of that and because of Third Reading, that ahead of time, I'm going to vote 'no' on the bill."

Representative Marumoto then rose

to speak against the bill, stating:

"When the Judiciary presented their 1985-87 budget to the Legislature they explicitly stated at that time, in accordance with the law, that their budgetary request exceeded the budget and Finance - set spending ceiling. However, the Judiciary did not make this announcement in 1982, 1983, and 1984.

"I was around in those years and I should have been paying attention. I was rather remiss in not noticing that these budgets were excessive. Rather I was expecting that the Judiciary budget bill committee report, upon passage, would have stated this fact along with the amount that the budget would exceed the ceiling, the percentage of the overage, and the reason for the overage. After all, this is set down in the Constitution.

"However, the Attorney General has determined differently -- that such notice on bills is required only when the aggregate of the budgets go through the general fund ceiling -- the aggregates of the legislative, judicial and executive budget. This is in spite of the fact that the statutes speak of explicit ceilings for each branch.

"This bill before us raises questions which should have been answered years before."

"Is it fair that this budget should exceed the spending limit when the executive budget constrains itself within the ceiling?

"Is it fair if the Governor restricts executive department funds when the Judiciary goes untouched.

"This session we have declined to examine this perplexing problem. If the next legislature also tosses aside this hot potato, then the 1988 Constitutional Convention, if it does happens, must address this issue.

"I am not the only one who believes this subject should be broached. Last year the Senate Ways and Means Chair introduced a bill which would prevent the Judiciary from proposing a budget which went over the expenditure limit.

"Senator Yamasaki posited, in another measure, that the Governor, Speaker and Senate President, acting in concert, restrict the court appropriation when revenues turn out to be less than anticipated.

"The Governor, likewise, expressed concern about the entire situation. I quote from a Honolulu Advertiser article of over three years ago (Feb. 12, 1983): 'Governor George Ariyoshi said yesterday, he'd like to regain spending control of the budget of the State Court System.'

"Ariyoshi said he's not interested in interfering with the basic work of the courts. He said that as Governor, however, he should have some say in the overall amount of dollars flowing from taxpayers to the Judiciary.'

"The 1978 Constitutional Convention changed the rules governing the judiciary budget. The courts now present their spending plans directly to the Legislature instead of sending them through the state budget office.'

At this time, Representative Kawakami rose on a point of order.

The Chair directed Representative Kawakami to state his point.

Representative Kawakami asked:

"Could you have the speaker address the Chair instead of the T.V. set upstairs?"

The Chair responded:

"Representative Marumoto, the Chair will amend that comment slightly. Would you keep your remarks germane to the subject at hand. Please proceed."

Representative Marumoto then proceeded:

"Thank you, Mr. Speaker, -- if I could finish the article.

"As a result,' Ariyoshi said, 'The Judiciary gets and spends whatever it can wrangle out of the Legislature - irrespective of overall financial conditions and spending restraints on the rest of government.'

"The Judiciary budget should be packaged as part of an overall balanced state spending plan,' Ariyoshi said, 'and then if conditions worsen and spending restrictions are required, the Governor should have the power to restrict spending in the court system as well as within his own departments.'

"Chief Justice Herman Lum recently said he would try to restrict judiciary spending in light of the state's current budget shortfalls. But Ariyoshi said those restrictions are voluntary.'

"That is the end of the article sir, this is the end of my speech. I appreciate your indulgence in letting me have my say.

"I protest this entire '85-87 Biennial Budget because it went over the ceiling last year and I feel it takes from education, corrections, welfare, housing, health and other human services; therefore, I am voting "no."

"Thank you."

Representative Souki then rose to speak in favor of the bill, stating:

"I would like to remind the members, especially those across the hall, that this is a very modest budget, three-fourths of the money was transferred from DAGS over to the Judiciary, merely a technical function, and I would also like to ask the members across the hall that they should not cloud the issue; they are speaking out to the supplementary budget for this year; they are not talking about past years.

"As far as the management of the Judiciary, there is a legislative audit that should be made and I think that at that time, then it can be made clearer to this Body and to the general public.

"The role of this Body right now is to review the supplementary budget and as the Finance Chairman stated, 'we have a two-sharing relationship with the state and we are very careful in procuring the finances for the Judiciary in the State of Hawaii.'

"Thank you very much."

Representative Jones then rose and stated:

"I would like to mention that when I spoke, I was not attacking the oversizing of the budget. I was speaking toward the policies concerning certain budget items."

The Chair responded that the point was well taken.

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1961-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Cavasso, Hemmings, Jones, Liu and Marumoto voting no.

The Chair directed the Clerk to note that H.B. No. 1961-86 had

passed Third Reading at 2:37 o'clock p.m.

STANDING COMMITTEE REPORT

Representative Tungpalan, for the majority of the Committee on Employment Opportunities and Labor Relations, presented a report (Stand. Com. Rep. No. 630-86) recommending that H.C.R. No. 4 be referred to the Committee on Finance.

On motion by Representative Tungpalan, seconded by Representative Takamine and carried, the report of the majority of the Committee was adopted and H.C.R. No. 4 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE UNEMPLOYMENT INSURANCE COMPENSATION FUND", was referred to the Committee on Finance.

THIRD READING

The following bill, which was on the calendar for Third Reading, was read throughout, and the following action taken:

H.B. No. 1741-86, HD1:

Representative Kiyabu moved that H.B. No. 1741-86, HD1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Kiyabu then rose to speak in favor of the bill, stating:

"Mr. Speaker and members of the House, I rise to speak in favor of House Bill 1741-86, HD1.

"The purpose of this bill is to amend Act 300, Session Laws of Hawaii 1985, to provide supplemental appropriations for fiscal year 1986-87.

"Mr. Speaker, since 1959, when the First State Legislature met, we have engaged in fulfilling the promise of statehood. In many ways, much of that dream has been accomplished.

"Today, we stand at another crossroad. Our choices now will impact the next 25 years.

"This budget is a result of your committee's commitment to a funding approach that addressed the need to:

be fiscally responsible; and

act decisively to set a foundation for the future quality of life for all our citizens.

"This budget before you is sensitive to the changes in the economic environment since we adjourned last April:

First, your Committee on Finance is aware of the potential loss of federal funds due to the sequestering provisions of the Gramm-Rudman-Hollings Amendments and considered alternative courses of action. However, at this point in time, Mr. Speaker, your committee has taken a position that any decision on contingency funding for those federal programs that may be affected by the Gramm-Rudman-Hollings reductions is premature. Your committee will consider the alternatives when the magnitude and impact on all federal funding can be identified.

Second, your committee has found it necessary to review most of the program appropriations made for the biennium because of the lower general fund revenue estimates established by the Council of Revenues. Last year, we made appropriations based upon growth rates of 8.1% for fiscal year '86 and 7.6% for fiscal year '87. On January 10th of this year, the Council updated their revenue projections to reflect lower growth rates of 4.8% and 6.2% for each of the respective fiscal years. The lowering of the growth rate translates to a 100 million decrease in anticipated general fund revenues.

"With these key variables identified, and in view of our dreams to continue to make Hawaii a better place, House Bill 1741-86, HD1, provides the following:

1. For economic development

\$2 million for promotion and marketing of Hawaii's visitor industry

\$10 million for improvements to the road, utilities, and other support services in tourist resort areas statewide

2. For our children's education

\$2 million for the early provisions for school success program for children with learning difficulties

\$250,000 for a program to prevent juvenile delinquency through a pilot early intervention program

3. For Higher Education

\$327,000 for a student information program to support student registration and academic advising

\$500,000 for PLATO, a computer based education system to supplement undergraduate instruction

\$266,000 to expand library resources among the UH system libraries

4. For our Prisons

Critical actions were taken to meet the requirements of the consent decree issued against our prison system. \$7.9 million was provided for programs and facilities

5. For the care of the Developmentally Disabled

Funds for institutions such as Waimano Training School and Hospital were increased

\$700,000 has been designated for services to the mentally retarded and developmentally disabled to make sure that they are treated with human dignity through quality services

6. For Social Services, we provided

\$800,000 to complete the network for child and spouse abuse services

7. To support Government Services

\$1 million for DIPIRM, a state-wide information processing and management system which will integrate all the state departments on the same computer system

\$300,000 to implement the long awaited comprehensive net income tax processing system which will expand the tax department's ability to audit more returns

"Mr. Speaker, I believe your committee has fulfilled its responsibility to the people, with this budget. It accommodates the Governor's recommendations as well as many of the various subject matter committee recommendations. We have been judicious in our funding choices. At the same time, we have taken decisive action in setting the stage for the next 25 years.

"I wish to thank the members of the Finance Committee for their hard work, patience and cooperation to bring forth this budget. I would also like to thank the committee chairmen for their understanding and cooperation. And further, I would also like to thank my staff for working hard and spending long hours here.

"Mr. Speaker and members of the House, I urge you to vote in favor of H.B. 1741-86, HD1.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 1741-86, HD1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIIUM JULY 1, 1985 TO JUNE 30, 1987", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 1741-86 had passed Third Reading at 2:44 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. 142 to 146) and concurrent resolutions (H.C.R. Nos. 82 to 89) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 142) requesting a study of the legislative staffing system was jointly offered by Representatives Crozier, Anderson, Andrews, Apo, Blair, Cavasso, Hemmings, Honda, D. Ige, M. Ige, Ikeda, Isbell, Kamali'i, Liu, Medeiros, Menor, Nakata, Onouye, Oshiro, Pfeil, Souki, Tam and Taniguchi.

A resolution (H.R. No. 143) proclaiming black coral the official state gem of Hawaii was jointly offered by Representatives Shito, Anderson, Andrews, Apo, Hashimoto, Hemmings, Liu, Manegdeg, Medeiros, Menor, Metcalf, Oshiro, Souki, Takamine, Taniguchi, Tungpalan and Yoshimura.

A resolution (H.R. No. 144) requesting a study of the advisability of establishing a program to supervise, certificate, and regulate providers of vocational rehabilitation was jointly offered by Representatives Shito, Anderson, Andrews, Apo, Hashimoto, Hemmings, Hirono, Honda, Jones, Kihano, Liu, Manegdeg, Medeiros, Menor, Metcalf, Oshiro, Souki, Takamine, Taniguchi, Tungpalan and Yoshimura.

A resolution (H.R. No. 145) requesting the Department of Social Services and Housing to use the Hawaii Tax Map Key Alphabetical Index to verify real property assets of public assistants applicants was offered by Representative Jones.

A resolution (H.R. No. 146) requesting a study concerning the feasibility of establishment of a point of entry facility for the acceptance of international flights on the Big Island of Hawaii was jointly offered by Representatives Metcalf, Levin, Lindsey, Tajiri and Takamine.

A concurrent resolution (H.C.R. No. 82) requesting a study of an employee assistance program for state employees was offered by Representative Peters.

A concurrent resolution (H.C.R. No. 83) requesting a study of insurance coverage for alcohol dependency, drug abuse and mental illness was offered by Representative Peters.

A concurrent resolution (H.C.R. No. 84) requesting a study of the Legislative staffing system was jointly offered by Representatives Crozier, Anderson, Andrews, Apo, Blair, Cavasso, Honda, D. Ige, M. Ige, Ikeda, Isbell, Kamali'i, Liu, Medeiros, Menor, Nakata, Onouye, Oshiro, Pfeil, Souki, Tam and Taniguchi.

A concurrent resolution (H.C.R. No. 85) proclaiming black coral the official gem of Hawaii was jointly offered by Representatives Shito, Anderson, Andrews, Apo, Hashimoto, Hemmings, Liu, Manegdeg, Medeiros, Menor, Metcalf, Oshiro, Souki, Takamine, Taniguchi, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 86) requesting a study of the advisability of establishing a program to supervise, certificate, and regulate providers of vocational rehabilitation was jointly offered by Representatives Shito, Anderson, Andrews, Apo, Hashimoto, Hemmings, Hirono, Honda, Jones, Kihano, Liu, Manegdeg, Medeiros, Menor, Metcalf, Oshiro, Souki, Takamine, Taniguchi, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 87) urging Congress to enact a uniform closing time for nation's polling places was offered by Repre-

sentative Marumoto.

A concurrent resolution (H.C.R. No. 88) ratifying a proposed amendment to the Constitution of the United States relative to the compensation of members of the United States Congress and when any variations therein shall take effect was jointly offered by Representatives Marumoto, Anderson, Cavasso, Hemmings, Ikeda, Isbell, Jones, Kamali'i, Liu, Medeiros and Pfeil.

A concurrent resolution (H.C.R. No. 89) requesting a study concerning the feasibility of establishment of a point of entry facility for the acceptance of international flights on the Big Island of Hawaii was jointly offered by Representatives Metcalf, Levin, Lindsey, Tajiri and Takamine.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Tam: "Your Committee on Water, Land Use Development and Hawaiian Affairs will be having a public meeting at 3:00 o'clock p.m., in the Auditorium to discuss the Water Code."

Representative Onouye: "Your Committees on Higher Education and the Arts and Public Employment and Government Operations jointly, will be holding a public hearing in Room 310 at 3:00 o'clock concerning bills dealing with the UH flexibility."

Representative Tom: "Your Committee on Judiciary will be having a public hearing this evening at 6:30 o'clock p.m., on various Senate bills. Decision making to follow if time permit."

Representative Kihano: "Your Committee on Health will be having a meeting tomorrow morning at 8:30 o'clock a.m., to hear several Senate bills."

ADJOURNMENT

At 2:46 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Thursday, March 13, 1986.

THIRTY-SIXTH DAY

Thursday, March 13, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Sister Joan Chatfield of the Institute for Religion and Social Change, after which the Roll was called showing all members present with the exception of Representatives Graulty, Kiyabu, Menor, Tajiri and Tungpalan, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Fifth Day was deferred.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 221) transmitting Senate Bill No. 2048-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS", which passed Third Reading in the Senate on March 12, 1986, was read by the Clerk and placed on file.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, S.B. No. 2048-86, SD 1, passed First Reading by title and further action was deferred until later in the calendar.

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

Representative Hemmings introduced 13 gifted and talented students from Kaimuki Intermediate School. They were accompanied by their teacher, Mrs. Kittelson, and an escort, Mrs. Barber.

Representative Lardizabal introduced 15 students from Waimea High School, Kauai High School and Kapaa High School. They were accompanied by their advisers, Janice Nitta, James Kawamura and Allen Yamada.

Representative M. Ige, on behalf of the Chair, introduced several visitors from California, as follows: Mrs. Phyllis Arnold, Mr. Ed Boris, Mr. and Mrs. Bob Copp, and Mr. and Mrs. Richard Norwood.

At this time, the Chair directed the Clerk to note the presence of Representatives Graulty, Menor and Tungpalan.

ORDER OF THE DAY

COMMITTEE REFERRAL

The following Senate bill was disposed of as follows:

<u>S.B. No.</u>	<u>Referred to:</u>
2048-86	Committee on Finance

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 133, 135, and 140 to 146) and concurrent resolution (S.C.R. No. 21) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
133	Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, then to the Committee on Legislative Management
135	Committee on Legislative Management
140	Jointly to the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce
141	Committee on Public Employment and Government Operations, then to the Committee on Finance
142	Committee on Legislative Management
143	Jointly to the Committees on Ocean and Marine Resources and Public Employment and Government Operations
144	Jointly to the Committees on Consumer Protection and Commerce and Employment Opportunities and Labor Relations, then to the Committee on Finance
145	Committee on Human Services
146	Committee on Transportation, then to the Committee on Finance

S.C.R. No.

21 Committee on Ocean and
Marine Resources

COMMITTEE REASSIGNMENT

Senate Bill No. 2159-86 was re-referred to the Committee on Transportation.

STANDING COMMITTEE REPORTS

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 631-86) recommending that S.B. No. 1629-86 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and S.B. No. 1629-86, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK OWNERSHIP AND MOVEMENT CERTIFICATION", passed Second Reading and was referred to the Committee on Finance.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 632-86) recommending that S.B. No. 1625-86 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and S.B. No. 1625-86, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL PROGRAM", passed Second Reading and was referred to the Committee on Finance.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 633-86) recommending that H.R. No. 13 be adopted.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.R. No. 13, entitled: "HOUSE RESOLUTION URGING WHOLESALE PRODUCE DEALERS TO MAINTAIN ACCURATE RECORDS CONCERNING THE DISTRIBUTION OF FRESH AGRICULTURAL PRODUCE DISTRIBUTED TO RETAILERS", was adopted.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 634-

86) recommending that H.C.R. No. 12 be adopted.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION URGING WHOLESALE PRODUCE DEALERS TO MAINTAIN ACCURATE RECORDS CONCERNING THE DISTRIBUTION OF FRESH AGRICULTURAL PRODUCE DISTRIBUTED TO RETAILERS", was adopted.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 635-86) recommending that S.B. No. 1641-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and S.B. No. 1641-86, entitled: "A BILL FOR AN ACT RELATING TO BREEDING OF ANIMALS IN QUARANTINE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 636-86) recommending that S.B. No. 1648-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and S.B. No. 1648-86, entitled: "A BILL FOR AN ACT RELATING TO COOPERATION WITH FEDERAL AUTHORITIES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 637-86) recommending that S.B. No. 1649-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and S.B. No. 1649-86, entitled: "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Honda, for the

Committee on Agriculture, presented a report (Stand. Com. Rep. No. 638-86) recommending that S.B. No. 1647-86, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Honda, seconded by Representative Nakata and carried, the report of the Committee was adopted and S.B. No. 1647-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of S.B. No. 1647-86, HD 1, were made available to the members of the House at 11:00 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 147) and concurrent resolutions (H.C.R. Nos. 90 and 91) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 147) requesting an examination of the lack of coordination in child abuse and neglect services was jointly offered by Representatives Gaulty and Leong.

A concurrent resolution (H.C.R. No. 90) requesting an examination of the lack of coordination in child abuse and neglect services was jointly offered by Representatives Gaulty and Leong.

A concurrent resolution (H.C.R. No. 91) requesting a study on the reorganization of State government was jointly offered by Representatives Kawakami, Anderson, Andrews, Bunda, Cachola, Gaulty, Honda, Isbell, Kihano, Levin, Lindsey, Liu, Marumoto, Nakata, Okamura, Say, Shito, Tam and Tungpalan.

ANNOUNCEMENTS

Representative Tam: "Your Committee on Water, Land Use, Development and Hawaiian Affairs will be having a public hearing tomorrow morning at 8:00 a.m. in Room 328.

Decision-making to follow."

Representative Manegdeg: "Your Committee on Public Employment and Government Operations will have a public hearing this afternoon at 1:30, Room 314, and decision-making to follow."

Representative Shon: "Your Committee on Ocean and Marine Resources will have a public hearing tonight at 6:00 p.m. in Room 328. Decision-making to follow."

Representative Takamine: "Your Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce will be having a joint public hearing tomorrow morning at 9:30 a.m. in Conference Room 310. This will be immediately preceded by an informational hearing by your Committee on Employment Opportunities and Labor Relations only. The informational hearing will be on the new rules and regulations promulgated by the Department of Labor to address the concerns in workers' compensation, including rules and regulations to control the highest cost item of medical costs."

Representative Cachola: "Your Committee on Housing, jointly with Consumer Protection and Commerce, will be holding a public hearing tomorrow morning at 8:30 in Room 314. Decision-making to follow. Thereafter, there will be other housing bills to be heard."

Representative Bunda: "Your Committee on Consumer Protection and Commerce will be having a hearing at 6:45 p.m. tonight in Room 328. Decision-making to follow."

Representative Kawakami: "We will have an open Majority caucus at 10:45 tomorrow morning on bills that are on today's O.D. plus some resolutions."

ADJOURNMENT

At 11:23 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Friday, March 14, 1986.

THIRTY-SEVENTH DAY

Friday, March 14, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:25 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Sister Rosita Aranita, Associate Director of the Office for Social Ministeries, after which the Roll was called showing all members present with the exception of Representatives Andrews, Apo, Cachola, Cavasso, Hagino, Hashimoto, Hirono, D. Ige, Ikeda, Isbell, Jones, Kamali'i, Leong, Nakata, Pfeil, Say, Shon and Peters.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

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

Representative Tam introduced his aunt and uncle, Dr. and Mrs. Joseph Tam from Vanessa, California.

Representative Okamura, on behalf of Representatives D. Ige and Hashimoto, introduced 27 students from Aiea Intermediate School, who were accompanied by their teachers, Ms. Carlynn Ogawa, a personal friend, and Mrs. Susan Ono.

Representative Kihano, on behalf of Representatives Shito, Crozier, Oshiro and himself, introduced 50 4th grade students from Waipahu Elementary School, accompanied by their teachers, Mrs. Okahata, Mrs. Sugiyama and a parent, Mrs. Yagi.

Representative Crozier, on behalf of Representatives Apo and Peters, introduced 100 5th grade students from Maile Elementary School, accompanied by their teachers, Mr. Bevaqua, Mrs. Iwaoka, Miss Kaya, Miss Sakuma and Miss Aoki.

Representative Jones introduced Mr. and Mrs. Pere Venurude accompanied by their son and daughter-in-law from Norway. Mr. Venerude is known as a futurist and an international traveler, and has authored many books and has

taken many executive leaders from around the world on study tours.

Representative Lardizabal, on behalf of Representatives Kawakami, Apo and himself, introduced several students from Kaumakani School in West Kauai "who are here to witness their government in action."

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 639-86) recommending that H.C.R. No. 50 be adopted.

On motion by Representative Tam, seconded by Representative Blair and carried, the report of the Committee was adopted and H.C.R. No. 50 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A LAND EXCHANGE BETWEEN THE STATE AND ALEXANDER AND BALDWIN, INC., FOR THE PRESENT TWENTY-FOUR ACRE SITE OF THE MAUI COUNTY FAIRGROUNDS IN KAHULUI", was adopted.

Representatives Say and Levin, for the majority of the Committees on Water, Land Use Development and Hawaiian Affairs and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 640) recommending that H.R. No. 91, as amended in HD1, be adopted.

On motion by Representative Tam, seconded by Representative Levin and carried, the joint report of the majority of the Committees was adopted and H.R. No. 91, HD1, entitled: "HOUSE RESOLUTION SUPPORTING THE ESTABLISHMENT OF AN AQUATIC RECREATION/EDUCATION CENTER ON SAND ISLAND", was adopted.

Representatives Say and Levin, for the Committees on Water, Land Use Development and Hawaiian Affairs and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 641-86) recommending that H.C.R. No. 55, as amended in HD1, be adopted.

On motion by Representative Tam, seconded by Representative Levin and carried, the joint report of the Committees was adopted and H.C.R. No.

55, HD1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE ESTABLISHMENT OF AN AQUATIC RECREATION/EDUCATION CENTER ON SAND ISLAND", was adopted.

Representatives Say and Levin, for the Committees on Water, Land Use Development and Hawaiian Affairs and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 642-86) recommending that H.C.R. No. 28, as amended in HD1, be adopted.

On motion by Representative Tam, seconded by Representative Levin and carried, the joint report of the Committees was adopted and H.C.R. No. 28, HD1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A SISTER PROVINCE-STATE RELATIONSHIP BETWEEN ALBERTA, CANADA, AND HAWAII", was adopted.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 643-86) recommending that S.B. No. 1684-86, SD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tam, seconded by Representative Blair and carried, the report of the Committee was adopted and S.B. No. 1684-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION", passed Second Reading and was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 644-86) recommending that S.B. No. 1685-86, SD1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tam, seconded by Representative Blair and carried, the report of the Committee was adopted and S.B. No. 1685-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", passed Second Reading and was referred to the Committee on Finance.

Representatives Say and Honda, for the Committees on Water, Land Use Development and Hawaiian Affairs and Agriculture, presented a joint report

(Stand. Com. Rep. No. 645-86) recommending that S.B. No. 1908-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Tam, seconded by Representative Honda and carried, the joint report of the Committees was adopted and S.B. No. 1908-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE", passed Second Reading and was referred to the Committee on Finance.

At 11:36 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:37 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Cachola, Cavasso, Hashimoto, D. Ige, Ikeda, Jones, Leong and Pfeil.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions taken.

S.B. No. 1641-86:

On motion by Representative Honda, seconded by Representative Manegdeg and carried, S.B. No. 1641-86 entitled: "A BILL FOR AN ACT RELATING TO BREEDING OF ANIMALS IN QUARANTINE", passed Third Reading by a vote of 41 ayes, with Representatives Andrews, Apo, Hagino, Hirono, Isbell, Kamali'i, Nakata, Say, Shon and Peters being excused.

S.B. No. 1648-86:

On motion by Representative Honda, seconded by Representative Manegdeg and carried, S.B. No. 1648-86 entitled: "A BILL FOR AN ACT RELATING TO COOPERATION WITH FEDERAL AUTHORITIES", passed Third Reading by a vote of 41 ayes, with Representatives Andrews, Apo, Hagino, Hirono, Isbell, Kamali'i, Nakata, Say, Shon and Peters being excused.

S.B. No. 1649-86:

On motion by Representative Honda, seconded by Representative Manegdeg and carried, S.B. No. 1649-86 entitled: "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS", passed Third Reading by a vote of 41 ayes, with Representatives Andrews, Apo, Hagino, Hirono, Isbell, Kamali'i, Nakata, Say, Shon and Peters being excused.

The Chair directed the Clerk to note that S.B. Nos. 1641-86; 1648-86; and 1649-86 had passed Third Reading at 11:38 o'clock a.m.

At 11:39 o'clock a.m., Representative Okamura asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:40 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 159) was read by the Clerk and was disposed of as follows:

A resolution (H.R. No. 159) recognizing the Aloha Medical Mission was jointly offered by Representatives Grauly, D. Ige, Kihano, Menor, Manegdeg, Tungpalan, Lardizabal, Cachola, Anderson, Andrews, Apo, Blair, Cavasso, Crozier, Hashimoto, Hemmings, Hirono, Honda, Ikeda, Isbell, Jones, Kamali'i, Leong, Lindsey, Liu, Marumoto, Medeiros, Metcalf, Nakasato, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Takamine, Tam, Taniguchi, Yoshimura and Peters.

On motion by Representative Grauly, seconded by Representative Kihano and carried, H.R. No. 159 was adopted.

Representative Grauly then rose and stated:

"Mr. Speaker and members of the House: We honor today a group of doctors from Hawaii, seven extraordinary and special people. They are members of a medical mission they appropriately called, "The Aloha Mission." Seven doctors who left their homes and their modern practices of medicine last December and travelled ten hours by D.C. 10 to Manila and another 1 hour by domestic jet to Vigon, Ilocos Sur.

"There are but a few places today unreachable by jet, by telephone or

by television. Man has conquered time and distance and made the world a very small place. Yet, there exist so much suffering, so much we have yet to conquer, and suffering exists everywhere -- in the soup kitchens of our large cities, to the hungry children of Africa. And the Philippines, the land of my birth, Mr. Speaker, three to four young children die each week from malnutrition. Half the nation lives below the poverty line, twenty percent of employable adults have no jobs at all, and another forty percent hold no more than part-time jobs. The predicted growth rate for its economy this year is between -1 and 1 percent. The suffering is broad, and the poverty abject.

"Health care in the Philippines is a luxury. Only through charity can most Filipinos can ever expect to go to a hospital for needed surgery. There is little equipment in the provincial hospitals and hardly ever are there the needed supplies.

"And so when seven members of our multi-ethnic medical family of Hawaii came to Vigon, Ilocos Sur, bringing equipment and supplies, performing surgeries, training the local physicians and nurses, our ambassadors of aloha were greeted like heroes and gifts from heaven. For five consecutive days, working less than acceptable conditions, these seven extraordinary doctors saw 1,100 men, women and children, performing 22 plastic surgeries, 11 urologic operations and 36 eye surgeries. Five days later, they left our sister-province, Ilocos Sur, exhausted I'm sure, but convinced of the need to go back and do more.

"Why did these doctors do this? In December of all times and paid their own way, their own hotel bills, their own meals, gave up their precious vacation time, sacrificed lost income. Why did they do this?

"Mr. Speaker, I believe a doctor is a healer, not a businessman; because it was good for the soul, because we are one world, one people.

At this time, Representative Grauly introduced the honorees as follows: Dr. Don Parsa, Chief of Plastic Surgery at Queen's Medical Center and Director of Plastic Surgery at the John A Burns School of Medicine who, while in Ilocos Sur, performed cleft palate repair and treated burn scars; Dr. Ming Chen, an ophthalmologist, specializing in cataract surgery and intraocular lens implants; Dr. Jeffrey Davis, an ophthalmologist, specializing

in neuro-ophthalmology who, while in Vigon, performed cataract surgeries and radial keratotomies; Dr. Papaco, an anesthesiologist; and Dr. Erlinda Cachola, the coordinator of the mission and a recent winner of the Jefferson Award for Community Services and "who specializes in internal medicine and is the inspiration of one of our own Representative, Romy Cachola, and since Representative Cachola was also part of the delegation, I feel it would be appropriate at this time if we also asked him to stand and be recognized."

"Mr. Speaker, there were two other doctors who went to the Philippines last December who are not with us today, and I'd like to mention their name -- Dr. Antonio Tan, who is a urologist, who last night had to unexpectedly leave for the Philippines on an emergency, and the seventh member of the team, Dr. Claude Caver, who likes the Philippines so much he is now in the Philippines on retirement with his wife, Sephie."

Before presentation of leis, Representative Cachola rose and stated:

"Mr. Speaker, Representative Graulty and members of this Honorable Body:

"Thank you for this honor which you have bestowed to the Aloha Medical Mission.

"It was certainly a meaningful and unforgettable experience for me, to be a member of this mission for the past two years. I personally witnessed how these doctors worked just to make a miracle happen in the lives of the less fortunate people. Day and night they worked hard without compensation. Their airfare, hotels and other expenses as a matter of fact, Mr. Speaker, came from their own pockets.

"Mr. Speaker, the spirit of giving to others is certainly a good feeling. I hope that all the doctors that are honored today will again join us in two more projects that we are doing this year: first, is the health fair at St. Anthony's Church, which will be held in August of this year, the second one will be surely the next Aloha Medical Mission. We don't know where we'll be going -- most likely Timbuktu -- also in December of '86.

"Mr. Speaker, by the way, one of the members of this Aloha Medical Mission is a tough and gutsy lady. She happens to be my wife and with all the awards she has been receiving

lately, I better watch out because I might just find her on the other side of the fence, running against me. I cannot afford to do that.

"Mr. Speaker, I know she is not perfect, but to me, she is the best.

"Thank you."

At this time, floral leis were presented to Dr. Parsa by Representative Tungpalan; to Dr. Ming Chen by Representative Marumoto; to Dr. Davis by Representative Tungpalan; to Dr. Wilfred Papaco by Representative Ikeda; and to Dr. Cachola by Representative Kihano; and to Representative Cachola by Representative Hashimoto and Representative Graulty presented each of the honorees with a certified copy of the resolution.

At 11:52 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "in order to allow the members to share their aloha and best wishes with our honorees here this morning."

The House of Representatives reconvened at 11:56 o'clock a.m.

By unanimous consent, the following resolutions (H.R. Nos. 148 to 158 and 160) and concurrent resolutions (H.C.R. Nos. 92 to 96) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 148) requesting a determination of the appropriate balance of the special premium supplementation fund and the transfer of the excess of the general fund was jointly offered by Representatives D. Ige, Anderson, Andrews, Apo, Blair, Cavasso, Graulty, Hagino, Hemmings, Hirono, Honda, M. Ige, Ikeda, Isbell, Kawakami, Marumoto, Menor, Metcalf, Nakata, Oshiro, Pfeil, Souki, Tajiri, Tam, Taniguchi and Tungpalan.

A resolution (H.R. No. 149) relating to the development of a back-up system to ensure a continuous supply of the deep, seawater resource to the Natural Energy Laboratory of Hawaii and the Hawaii Ocean and Science and Technology Park at Keahole Point, Kailua-Kona, Hawaii was jointly offered by Representatives Shon and Apo.

A resolution (H.R. No. 150) requesting a study on the advisability of establishing a board to regulate the certification of vocational rehabilitation counselors and the merits of

transferring the certification function from the Department of Labor to the Department of Commerce and Consumer Affairs was jointly offered by Representatives Shon, Andrews, Hagino, Menor and Taniguchi.

A resolution (H.R. No. 151) requesting a study on the feasibility of restricting vehicles or activities which contribute to traffic congestion and encouraging trucking companies to voluntarily cease the travel of their slow moving trucks on Likelike Highway was jointly offered by Representatives M. Ige and Tom.

A resolution (H.R. No. 152) requesting the Chief Justice to study the feasibility of allowing the limited licensing of foreign consultants from Japan and establishing a reciprocity program for Hawaii attorneys to practice as legal consultants in Japan was jointly offered by Representatives M. Ige and Tom.

A resolution (H.R. No. 153) requesting the botany department at the University of Hawaii to undertake a koa wood study was jointly offered by Representatives Levin, Isbell, Lindsey, Medeiros, Metcalf and Tajiri.

A resolution (H.R. No. 154) requesting the president of the University of Hawaii to review and comment on the "value-added" assessment program at the Northeast Missouri State University was jointly offered by Representatives Levin, Onouye, Medeiros and Metcalf.

A resolution (H.R. No. 155) urging the University of Hawaii to expand the education program at the University of Hawaii at Hilo to include a professional diploma degree was jointly offered by Representatives Levin, Metcalf, Lindsey, Takamine, Tajiri and Medeiros.

A resolution (H.R. No. 156) requesting that the United States Congress conduct further hearings to investigate the possible existence of American prisoners of war in Southeast Asia, and to press for the release of the records and remains of those missing in action was jointly offered by Representatives Levin, Metcalf and Isbell.

A resolution (H.R. No. 157) rejecting Fort Armstrong as a site for the proposed convention center was jointly offered by Representatives Blair, Bunda, Cachola, Grauly, Hemmings, D. Ige, Kihano, Leong, Lindsey, Liu, Nakasato, Nakata, Pfeil, Say, Tam and Tungpalan.

A resolution (H.R. No. 158) requesting the assistance of the Department of Land and Natural Resources and the University of Hawaii in resolving the land movement problem in Manoa was jointly offered by Representatives Taniguchi, Levin and Say.

A resolution (H.R. No. 160) requesting the Legislative Auditor to conduct an audit of the repair and maintenance system for the public schools was jointly offered by Representatives D. Ige, Lindsey, Bunda, Crozier, Grauly, Hashimoto, Honda, Ikeda, Kihano, Levin, Manegdeg, Metcalf, Nakasato, Shito, Taniguchi and Yoshimura.

A concurrent resolution (H.C.R. No. 92) requesting a study on the advisability of establishing a board to regulate the certification of vocational rehabilitation counselors and the merits of transferring the certification function from the Department of Labor to the Department of Commerce and Consumer Affairs was jointly offered by Representatives Shon, Andrews, Hagino, Menor and Taniguchi.

A concurrent resolution (H.C.R. No. 93) relating to the development of a back-up system to ensure a continuous supply of the deep, seawater resource to the Natural Energy Laboratory of Hawaii and the Hawaii Ocean and Science and Technology Park at Keahole Point, Kailua-Kona, Hawaii was jointly offered by Representatives Shon and Apo.

A concurrent resolution (H.C.R. No. 94) requesting the Chief Justice to study the feasibility of allowing the limited licensing of foreign consultants from Japan and establishing a reciprocity program for Hawaii attorneys to practice as legal consultants in Japan was jointly offered by Representatives M. Ige and Tom.

A concurrent resolution (H.C.R. No. 95) requesting that the United States Congress conduct further hearings to investigate the possible existence of American prisoners of war in Southeast Asia, and to press for the release of the records and remains of those missing in action was jointly offered by Representatives Levin, Metcalf and Isbell.

A concurrent resolution (H.C.R. No. 96) requesting the Legislative Auditor to conduct an audit of the repair and maintenance system for the public schools was jointly offered by Representatives D. Ige, Lindsey, Bunda, Crozier, Grauly, Hashimoto, Honda,

Ikeda, Kihano, Levin, Manegdeg, Metcalf, Nakasato, Shito, Taniguchi and Yoshimura.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Bunda: "Your Committee on Consumer Protection and Commerce will be having a hearing this afternoon at 1:30 o'clock p.m., in Room 328 on several Senate bills. Decision making to follow."

Representative Leong: "There will be a joint public hearing tomorrow morning, Human Services and the Judiciary Committees; following that the Human Services Committee will be working on two Senate bills and decision making will follow."

Representative Takamine: "Your Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce will be resuming their public hearing that was started this morning. The hearing will be reconvened at 1:00 o'clock p.m., this afternoon in Room 310."

Representative Gaulty: "I would like to ask for a waiver of the 48-hr. notice for one Senate bill, which is a companion bill to a House bill which crossed over first. The Senate bill number is 2322, SD2, relating to taxation," and the chair "so ordered."

"Mr. Speaker, that particular measure will be on tomorrow's agenda for the Human Services Committee."

Representative Menor: "It gives me great pleasure to announce to this particular Body and is a kind of reminder also that this weekend is a special weekend to promote a very worthwhile cause, the Easter Seals Telethon Weekend, and the telethon is going to be televised this Saturday and Sunday. Several legislators will be giving their time to serve as guest panelists during the telethon. In addition to myself, we've got Representatives Hagino, Hemmings, and Okamura from the House of Representatives who will be joining myself on the panel on Sunday from 10:00 to 11:00 o'clock a.m. Also joining us will be State Senators Ben Cayetano and Mary Jane McMurdo and Councilwoman Bornhorst."

"Special thanks need to go out to Representative Marumoto who has

been involved in putting this panel together; and I would just like to encourage on behalf of all the legislators who will be serving on the panel, to please participate and call in your pledges. This is a kind of a special challenge also we are posing to the State Senate. We beat them in the Aloha Fun Run with our legs, now let's beat them with our pocket-books."

The Chair then stated:

"To add to that I believe you have the senior member from the Leeward area, Representative Kihano. Is that correct?"

Representative Menor responded:

"Yes, Representative Kihano will also be on that."

Representative Tam: "The Chinese community within the state, will have a lantern parade this coming Saturday. It will start at 6:30 o'clock p.m., commences from the State Capitol to Chinatown."

Representative Marumoto rose on a point of information.

The Chair directed Representative Marumoto to state her point.

Representative Marumoto stated:

"I'm just wondering who you are going to make your pledge to? Which of the Representatives in this Body?"

The Chair replied:

"I'll make a check to all those participating, but I won't say how much."

Representative Gaulty: "Some of the Representatives from this side of the Chamber have been asking the color of a particular Representative's jacket today. And I think they are referring to my dear colleague, Representative Manegdeg, representing the Salt Lake-Moanalua area."

"He did indicate to me why he is wearing that orange-colored jacket. I would like to announce to the members that Cory Aquino's color is yellow and Ferdinand Marcos's color is red and when you cross the two you end up with orange. And that is why he is wearing orange today."

Representative Manegdeg, in response, remarked:

"This particular jacket has been

worn about 20 years ago in this House floor. This was in 1966."

Representative Blair: "Since we're getting into what we're wearing today, I'd just like to remind all members that come Monday they better be wearing green."

ADJOURNMENT

At 12:02 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., Monday, March 17, 1986.

THIRTY-EIGHTH DAY

Monday, March 17, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Mrs. Leslie Jackson of the First Church of Christ, Scientist, after which the Roll was called showing all members present with the exception of Representatives Hagino, Hashimoto, Menor and Yoshimura, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Seventh Day was deferred.

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

Representative Shon introduced Mr. Heung Soo Yoon, "a foreign dignitary who is visiting the United States. He is the political editor of one of the major newspapers in Korea." He was accompanied by Reverend Sam Lee "who serves as an interpreter for many Korean dignitaries coming to Hawaii."

Representative Apo introduced two visitors from Eugene, Oregon: Miss Aileen Schmidt, "a very, very close personal friend of the family. All of my kids happen to be in Oregon. She has watched them grow up, probably seen them more than I have and has shown a great deal of aloha to my children. She lives next door to them. . .", and her friend, Ms. Gloria Heatherington.

Representative Jones introduced a group of students from the American History 212 class at International College. They were accompanied by Professor Marion Grimm.

Representative Jones then introduced Mr. Nguyen Dong Son, Commissioner of Information for the Overseas Operations, and former banker in Vietnam "who now devotes his time to work for the United Front for the Liberation of Vietnam."

Representative Marumoto introduced a visitor from California, Mr. Steve Kinney. He was accompanied by Mrs. Jill Frierson, a former employee of the House of Representatives.

At this time, the Chair directed the Clerk to note the presence of Representative Hashimoto.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following Senate bills were re-referred as follows:

<u>S.B. Nos.</u>	<u>Re-referred to:</u>
1748-86	Jointly to the Committees on Ocean and Marine Resources and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance
2131-86	Committee on Consumer Protection and Commerce

STANDING COMMITTEE REPORTS

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 646-86) recommending that S.B. No. 2471-86, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Andrews, seconded by Representative Tom and carried, the report of the Committee was adopted and S.B. No. 2471-86, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS", passed Second Reading and was referred to the Committee on Finance.

Representative Andrews, for the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 647-86) recommending that H.C.R. No. 46 be referred to the Committee on Finance.

On motion by Representative Andrews, seconded by Representative Tom and carried, the report of the Committee was adopted and H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PROGRAM AND MANAGEMENT AUDIT OF STATE ENVIRONMENTAL PROTECTION PROGRAMS", was referred to the Committee on Finance.

SUSPENSION OF RULES

On motion by Representative Oka-

mura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering a bill on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bill, which was on the calendar for Third Reading, was read throughout and the following action taken:

S.B. No. 1647-86, HD 1:

On motion by Representative Honda, seconded by Representative Nakata and carried, S.B. No. 1647-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MON-GOOSE", passed Third Reading by a vote of 48 ayes, with Representatives Hagino, Menor and Yoshimura being excused.

The Chair directed the Clerk to note that S.B. No. 1647-86 had passed Third Reading at 11:25 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 161 to 166) and concurrent resolutions (H.C.R. Nos. 97 to 102) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 161) requesting the Department of Health to maintain ambient air quality standards and air pollution control rules that are environmentally sound was offered by Representative Andrews.

A resolution (H.R. No. 162) requesting action to begin implementation of the Hapuna Beach State Park Master Plan was jointly offered by Representatives Lindsey, Isbell, Takamine, Metcalf, Tajiri, Levin and Yoshimura.

A resolution (H.R. No. 163) requesting a study of insurance and bonding problems related to management of condominiums and real estate licensees was jointly offered by Representatives Hirono, Andrews, Apo, Blair, Bunda, Kawakami, Menor, Metcalf, Shito, Taniguchi and Tom.

A resolution (H.R. No. 164) requesting a study on the advisability of statutorily requiring real estate licensees to ascertain and disclose pertinent facts, and defining perti-

nent facts was jointly offered by Representatives Hirono, Andrews, Apo, Blair, Bunda, Kawakami, Menor, Metcalf, Shito, Taniguchi and Tom.

A resolution (H.R. No. 165) requesting the Department of Education to propose an early return of teachers and administration for the purpose of school based planning and in-service training was jointly offered by Representatives Marumoto, Ikeda, Jones, Hemmings, Cavasso, Liu, Isbell, Pfeil, Medeiros, Anderson and Kamali'i.

A resolution (H.R. No. 166) requesting an evaluation of the training provided to individuals involved in early intervention of child abuse and neglect was jointly offered by Representatives Grauly and Leong.

A concurrent resolution (H.C.R. No. 97) requesting action to begin implementation of the Hapuna Beach State Park Master Plan was jointly offered by Representatives Lindsey, Isbell, Takamine, Metcalf, Tajiri, Levin and Yoshimura.

A concurrent resolution (H.C.R. No. 98) requesting a study of insurance and bonding problems related to management of condominiums and real estate licensees was jointly offered by Representatives Hirono, Andrews, Apo, Blair, Bunda, Kawakami, Metcalf, Shito, Taniguchi and Tom.

A concurrent resolution (H.C.R. No. 99) requesting a study on the advisability of statutorily requiring real estate licensees to ascertain and disclose pertinent facts, and defining pertinent facts was jointly offered by Representatives Hirono, Andrews, Apo, Blair, Bunda, Kawakami, Menor, Metcalf, Shito, Taniguchi and Tom.

A concurrent resolution (H.C.R. No. 100) requesting the United States Senate to retain the provision allowing taxpayers to deduct their local taxes was jointly offered by Representatives Marumoto, Jones, Liu, Anderson, Medeiros, Hemmings, Kamali'i, Ikeda, Pfeil and Isbell.

A concurrent resolution (H.C.R. No. 101) requesting the Department of Education to propose an early return of teachers and administration for the purpose of school based planning and in-service training was jointly offered by Representatives Marumoto, Ikeda, Jones, Hemmings, Cavasso, Isbell, Pfeil, Medeiros, Anderson, Liu and Kamali'i.

A concurrent resolution (H.C.R. No. 102) requesting an evaluation of the training provided to individuals involved in early intervention of child abuse and neglect was jointly offered by Representatives Graulty and Leong.

At this time, the Chair directed the Clerk to note the presence of Representative Hagino.

ANNOUNCEMENTS

Representative Metcalf: "Your Committee on Judiciary will be holding a public hearing this evening at 6:30 in Room 328. Decision-making to follow, time permitting. Also, the chairman has a number of committee reports for signature by the members which will be available at the chairman's desk immediately after session."

Representative D. Ige: "Your Committee on Education will be having a public hearing tomorrow on one Senate bill at 1:30 p.m. in Room 310. Decision-making to follow if time permits."

Representative Blair: "I would just like to announce to the members that lunch will be on me today after session. I hope you can come."

Representative Hashimoto: "The Housing Committee has several committee reports for signatures if the members could please come to my desk after session to sign them. I'd really appreciate it, and I rise on a point of information."

Asked by the Chair to "state your point," Representative Hashimoto asked:

"I am wondering why. . . I personally took Representative Blair's suggestion to heart to wear green today and I am wondering where is his green?"

Representative Blair answered: "It's not in my wallet. I do have some green on my tie but mostly it is in my heart."

Representative Souki: "There will be Finance hearing at 1:30, Room 307, and decision-making to follow. And, Mr. Speaker, if I may offer a bit for information purposes."

Asked by the Chair to "state your point," Representative Souki said:

"The point is, there will be an

Irish celebration at the Y.W.C.A. at 5:30. If you have time, drop by for some Irish stew after you go to the other parties."

Representative Bunda: "If the members of the Consumer Protection and Commerce Committee would stop by the chairman's desk, we have some committee reports to be signed."

The Chair then said:

"All members realize that this is one of our deadline days so make yourselves available for the purpose of signing committee reports."

Representative Graulty: "Your Committee on Human Services has one committee report that's presently being worked on as a result of Saturday's hearing and I would like to ask the members of the committee not to leave the Capitol unless they check with my office so that they can sign the committee report."

At this time, Representative Apo, on behalf of the members of the House, wished Representative Kihano a Happy Birthday.

Representative Okamura, on behalf of the members of the House, wished Representative Andrews a Happy Birthday.

Representative Okamura then moved that the "Journal remain open until midnight and that all bills placed on the Clerk's desk before midnight pass Second Reading and be referred to the committee as recommended in the Committee Reports covering said bills."

The motion was seconded by Representative Ikeda and carried.

At 11:31 o'clock a.m., the House of Representatives stood in recess for the purpose of receiving Committee Reports.

STANDING COMMITTEE REPORTS

The following Standing Committee Reports (Stand. Com. Rep. Nos. 648-86 to 718-86) were received in the Clerk's office up to 12:00 o'clock midnight this legislative day and, in accordance with a motion made earlier, all Senate bills accompanying said Standing Committee Reports passed Second Reading and were referred to the committees designated on said committee reports:

Representative Andrews, for the

Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 648-86) recommending that S.B. No. 2002-86 pass Second Reading and be referred to the Committee on Finance.

Representative Menor, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 649-86) recommending that S.B. No. 1762-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 650-86) recommending that S.B. No. 2295-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 651-86) recommending that S.B. No. 1695-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 652-86) recommending that S.B. No. 2072-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 653-86) recommending that S.B. No. 1572-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 654-86) recommending that S.B. No. 1998-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Gaulty and Tom, for the majority of the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 655-86) recommending that S.B. No. 2277-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 656-86) recommending that S.B.

No. 1849-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 657-86) recommending that S.B. No. 2173-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 658-86) recommending that S.B. No. 2478-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 659-86) recommending that S.B. No. 2474-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 660-86) recommending that S.B. No. 2322-86, SD2, pass Second Reading and be referred to the Committee on Finance.

Representatives Levin and Yoshimura, for the Committees on Higher Education and the Arts and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 661-86) recommending that S.B. No. 1779-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Levin and Say, for the Committees on Higher Education and the Arts and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 662-86) recommending that S.B. No. 2326-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 663-86) recommending that S.B. No. 994, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 664-86) recommending that S.B. No. 1778-86, SD1, as

amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Levin and Yoshimura, for the Committees on Higher Education and the Arts and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 665-86) recommending that S.B. No. 1781-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 666-86) recommending that S.B. No. 425, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 667-86) recommending that S.B. No. 1033, SD3, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 668-86) recommending that S.B. No. 1624-86 pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 669-86) recommending that S.B. No. 2050-86 pass Second Reading and be referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 670-86) recommending that S.B. No. 1886-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Nakasato, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 671-86) recommending that S.B. No. 2303-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Nakasato and Say, for the majority of the Committees on Tourism and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 672-86) recommending that S.B. No. 1884-86, SD2, pass Second Reading and be referred to the

Committee on Finance.

Representatives Nakasato and Say, for the majority of the Committees on Tourism and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 673-86) recommending that S.B. No. 1885-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the majority of the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 674-86) recommending that S.B. No. 2332-86 pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 675-86) recommending that S.B. No. 1852-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 676-86) recommending that S.B. No. 2328-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 677-86) recommending that S.B. No. 1773-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 678-86) recommending that S.B. No. 1826-86 pass Second Reading and be referred to the Committee on Finance.

Representative Hashimoto, for the majority of the Committee on Housing, presented a report (Stand. Com. Rep. No. 679-86) recommending that S.B. No. 801, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 680-86) recommending that S.B. No. 1764-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Taniguchi, for the

Committee on Transportation, presented a report (Stand. Com. Rep. No. 681-86) recommending that S.B. No. 2512-86, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 682-86) recommending that S.B. No. 2325-86 pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Honda, for the Committees on Water, Land Use, Development and Hawaiian Affairs and Agriculture, presented a joint report (Stand. Com. Rep. No. 683-86) recommending that S.B. No. 2394-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use, Development and Hawaiian Affairs and Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 684-86) recommending that S.B. No. 1961-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 685-86) recommending that S.B. No. 2145-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 686-86) recommending that S.B. No. 2095-86 pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 687-86) recommending that S.B. No. 2359-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the majority of the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 688-86) recommending that S.B. No. 564, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 689-86) recommending that S.B. No. 2320-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 690-86) recommending that S.B. No. 2319-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 691-86) recommending that S.B. No. 1655-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Yoshimura, for the Committees on Water, Land Use, Development and Hawaiian Affairs and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 692-86) recommending that S.B. No. 970, SD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use, Development and Hawaiian Affairs and Planning, Energy and Environmental Environment, presented a joint report (Stand. Com. Rep. No. 693-86) recommending that S.B. No. 1960-86, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 694-86) recommending that S.B. No. 81, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 695-86) recommending that S.B. No. 1506-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Yoshimura and Tom, for the Committees on Public Employment and Government Operations and Judiciary, presented a joint

report (Stand. Com. Rep. No. 696-86) recommending that S.B. No. 1652-86, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Hashimoto and Shito, for the Committees on Housing and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 697-86) recommending that S.B. No. 2190-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 698-86) recommending that S.B. No. 1840-86, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 699-86) recommending that S.B. No. 1718-86 pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 700-86) recommending that S.B. No. 2155-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 701-86) recommending that S.B. No. 2290-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 702-86) recommending that S.B. No. 2263-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 703-86) recommending that S.B. No. 1827-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Graulty and Tom, for the majority of the Committees on Human Services and Judiciary, presented a joint report (Stand. Com. Rep. No. 704-86) recommending that S.B. No. 1843-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Apo and Say, for the Committees on Ocean and Marine Resources and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 705-86) recommending that S.B. No. 1748-86, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Apo, for the majority of the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 706-86) recommending that S.B. No. 718, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Yoshimura and Shito, for the Committees on Public Employment and Government Operations and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 707-86) recommending that S.B. No. 2315-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 708-86) recommending that S.B. No. 1933-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 709-86) recommending that S.B. No. 1651-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Levin and Yoshimura, for the Committees on Higher Education and the Arts and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 710-86) recommending that S.B. No. 1780-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representatives Levin and Yoshimura, for the Committees on Higher Education and the Arts and Public Employment and Government Operations, presented a joint report (Stand. Com. Rep. No. 711-86) recommending that S.B. No. 1828-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a

report (Stand. Com. Rep. No. 712-86) recommending that S.B. No. 1958-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 713-86) recommending that S.B. No. 1800-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 714-86) recommending that S.B. No. 2070-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 715-86) recommending that S.B. No. 2166-86, SD2, as amended in HD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the

Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 716-86) recommending that S.B. No. 2314-86, SD1, pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 717-86) recommending that S.B. No. 1561-86 pass Second Reading and be referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 718-86) recommending that S.B. No. 2309-86, SD1, as amended in HD1, pass Second Reading and be referred to the Committee on Consumer Protection and Commerce.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Tuesday, March 18, 1986.

THIRTY-NINTH DAY

Tuesday, March 18, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by the Reverend Renate Rose, Oahu Association Minister of the United Church of Christ, after which the Roll was called showing all members present with the exception of Representative Peters who was excused.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

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

Representative D. Ige, on behalf of Representative Hashimoto and himself, introduced 28 students from Waimalu Elementary School accompanied by their teacher, Mrs. Iwase.

Representative Bunda introduced 18 students from Ponomauloa School, a private school at St. Stephen's Church in Wahiawa, accompanied by their teachers, Mr. and Mrs. Gavert.

Representative Jones, on behalf of Representative Ikeda and himself, introduced Jamie Fitzgerald and Terry Chee, 2 students from Niu Valley Intermediate School who are here to observe the legislature.

Representative Ikeda, on behalf of Representative Jones and Marumoto, introduced three 7th grade students from Niu Valley Intermediate School who are participants in a social studies program, "A Day at the Legislature." They are Celeste Nagata, Jana Ah Sing and Jennie Fine.

Representative Oshiro, on behalf of Representative Crozier and himself, introduced Faith Takushi and Rowena Pedd, two students from Ilima Intermediate School in Ewa Beach who are participants in the Legislative Awareness Program.

Representative Menor introduced Kiebert Kato, an eighth grade

student from Wheeler Intermediate School who is here observing the legislative process accompanied by his father who is a personal friend of Representative Menor, Mr. Bob Kato, an officer of the H.S.T.A.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 147 to 158 and 160) and concurrent resolutions (H.C.R. Nos. 77; and 79 to 96) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
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- | | |
|-----|---|
| 147 | Committee on Human Services, then to the Committee on Finance |
| 148 | Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance |
| 149 | Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection, then to the Committee on Finance |
| 150 | Jointly to the Committees on Consumer Protection and Commerce and Employment Opportunities and Labor Relations, then to the Committee on Finance |
| 151 | Committee on Transportation, then to the Committee on Finance |
| 152 | Committee on Judiciary, then to the Committee on Legislative Management |
| 153 | Committee on Higher Education and the Arts, then to the Committee on Finance |
| 154 | Committee on Higher Education and the Arts, then to the Committee on Finance |
| 155 | Jointly to the Committees on Higher Education and the Arts and Education |
| 156 | Committee on Judiciary |
| 157 | Jointly to the Committees on Tourism and Water, Land Use Development and Hawaiian Affairs |
| 158 | Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance |

160 Committee on Education, then
to the Committee on Finance

H.C.R. Nos.

77 Committee on Legislative
Management

79 Committee on Water, Land Use
Development and Hawaiian Affairs

80 Jointly to the Committees on
Employment Opportunities and Labor
Relations and Consumer Protection
and Commerce

81 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance

82 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance

83 Jointly to the Committees on
Health and Consumer Protection and
Commerce, then to the Committee on
Finance

84 Committee on Legislative
Management

85 Jointly to the Committees on
Ocean and Marine Resources and
Public Employment and Government
Operations

86 Jointly to the Committees on
Consumer Protection and Commerce
and Employment Opportunities and
Labor Relations, then to the Com-
mittee on Finance

87 Committee on Judiciary

88 Committee on Judiciary

89 Committee on Transportation,
then to the Committee on Finance

90 Committee on Human Services,
then to the Committee on Finance

91 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance

92 Jointly to the Committees on
Consumer Protection and Commerce
and Employment Opportunities and
Labor Relations, then to the Com-
mittee on Finance

93 Jointly to the Committees on
Water, Land Use Development and
Hawaiian Affairs and Planning,
Energy and Environmental Protec-
tion, then to the Committee on
Finance

94 Committee on Judiciary, then

to the Committee on Legislative
Management

95 Committee on Judiciary

96 Committee on Education, then
to the Committee on Finance

COMMITTEE REASSIGNMENTS

Senate Bill No. 1833-86 was re-
referred to the Committee on Judi-
ciary.

House Resolution No. 133 was
re-referred jointly to the Committees
on Water, Land Use Development and
Hawaiian Affairs; Agriculture; Plan-
ning, Energy and Environmental
Protection; then to the Committee on
Legislative Management.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No.
169) was read by the Clerk and was
disposed of as follows:

A resolution (H.R. No. 169) recog-
nizing the volunteers of the Library
for the Blind and Physically Handi-
capped was jointly offered by Repre-
sentatives Tom and Metcalf.

On motion by Representative Tom,
seconded by Representative Metcalf
and carried, H.R. No. 169 was adop-
ted.

Representative Tom then rose and
stated:

"I, for one, personally am very
proud and privileged to speak in
favor of this resolution.

"What does a volunteer mean to me?

"Imagine, Mr. Speaker, if all of our
legislative bills, all of our committee
reports, all of our resolutions, the
tons of reading materials, the books
we read for business and pleasure,
even the newspaper were all not in
print, just imagine that for a moment,
that these materials had to be trans-
cribed page by page into printed
material so that each of you could
read it.

"I guess that if each of you are
actually faced with the difficulties of
having all of your materials put into
print, I doubt very much if anyone
could really imagine the frustrations,
the scarcity of materials available and
just the simple joy of gratefulness
and thankfulness to find materials
prepared so that each of you could
read it in print.

"I personally can appreciate some of the frustrations because for me, materials either has to come in braille or in tape so that I can perform my duties as a legislator, as a lawyer, and even as a father to my children reading just the simplest story books to them in braille.

"And who do you suppose does a good deal of the braille and recording? It's volunteers, people like those who we are recognizing today; hard-working individuals who have given so much of themselves, without the expectation of financial compensation, people who just want to help others like me and other blind and handicapped people make a go of their lives. They want to enable handicapped people the opportunity to attend school, to compete in classes, to work in their jobs, to read for pleasure and to just to keep up with the current events of the day.

"Members, the next time you pick up a printed material, newspaper, magazine, cookbook, a bill just don't take for granted that it's there, be thankful and grateful it's there.

"Although we are recognizing six individuals today, there are over 81 volunteers serving the library for the blind and physically handicapped and I am certainly proud to be a recipient of their volunteer services. To each of you who are being recognized and the people in the gallery, I personally thank you for myself and for the many handicapped people who use your services.

At this time, the honorees were introduced and asked to stand and be recognized. They are as follows: Mrs. Peggy Dack, a volunteer for the past 20 year for the library; Reverend Frederick Von Husen, a brailist and volunteer for 7½ years; Mrs. Florence Seto, a volunteer recordist for 4½ years; Mrs. Alice Oka, a volunteer brailist, who is a newcomer; Mr. Clay Nadao, an assistant attorney general and a volunteer recordist; and Ms. Elaine Torigoe, head of the transcribing services section for the library who oversees the entire operation of the transcribing program and coordinates the work for the volunteers.

Also recognized were 17 volunteers who were seated in the gallery along with Alithea Chong who does all of the braille work for Representative Tom in his legislative work; Lydia Ranger, who is the head librarian for the blind and visually handicapped; and Mr. Bart Kane, the state librarian.

Orchid leis were presented to Mrs. Dack by Representative D. Ige; to Rev. Von Husen by Representative Hirono; to Mrs. Seto by Representative Lindsey; to Mrs. Oda by Representative Takamine; to Mr. Nadao by Representative Ikeda; to Ms. Torigoe by Representative Metcalf and Representative Tom presented a certified copy of the resolution to Mrs. Torigoe.

The Chair then remarked:

"Representative Tom, just an observation from the Chair.

"You've made your colleagues aware that we should become more sensitive to our material being in letter form and how difficult it may be for the blind. But you know, I see you as the bridge to the handicapped.

"You play the piano so well, you're always "up" on your committee meetings. Maybe the members of this House aren't so sensitive because we look at you as another member of the House with no handicap. You make it seem so very easy. I think we are very much aware of the difficulties that you face, but you have shown tremendous leadership on your part as well as quite possibly, you did your job too well in representing those handicapped individuals in this state."

At 11:25 o'clock a.m., the Chair declared a recess, subject to the call of the chair, "in order to allow the members to share their aloha and best wishes with our honorees here this morning."

Upon reconvening at 11:37 o'clock a.m., the Speaker assumed the rostrum.

By unanimous consent, the following resolutions (H.R. Nos. 167 and 168) and concurrent resolutions (H.C.R. Nos. 103 to 105) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 167) requesting the Board of Land and Natural Resources to take action on obtaining shared use of Tern Island, French Frigate Shoals for the purpose of establishing a fishery support base was jointly offered by Representatives Apo, Shon, Crozier, Say, Andrews and Yoshimura.

A resolution (H.R. No. 168) requesting the Department of Health to upgrade ambulance and emergency service to the Hanalei/Princeville area was jointly offered by Representatives

Apo, Lardizabal and Kawakami.

A concurrent resolution (H.C.R. No. 103) requesting a legislative agency study was jointly offered by Representatives Crozier and Kawakami.

A concurrent resolution (H.C.R. No. 104) requesting the Board of Land and Natural Resources to take action on obtaining shared use of Tern Island, French Frigate Shoals for the purpose of establishing a fishery support base was jointly offered by Representatives Apo, Shon, Crozier, Say, Andrews and Yoshimura.

A concurrent resolution (H.C.R. No. 105) requesting the Department of Health to upgrade ambulance and emergency service to the Hanalei/-Princeville area was jointly offered by Representatives Apo and Lardizabal.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Bunda: "Your Committee on Consumer Protection and Commerce will be having a hearing tonight at 6:30 o'clock p.m., in Room 328. Decision making to follow."

Representative Hashimoto: "Your Committee on Housing will be holding a public hearing tomorrow morning at 8:30 o'clock a.m., in Room 314. Decision making to follow."

Representative Oshiro: "Your Committees on Transportation and Consumer Protection and Commerce will be having a hearing tomorrow morning at 9:00 o'clock a.m., in Conference Rm 310 with decision making to follow. Thereafter, your Committee on Transportation will continue with a hearing of its own also with decision making to follow."

Representative Lindsey: "Your Committee on Education will be having a hearing this afternoon at 1:30 o'clock p.m., in Room 310 on a Senate bill. Decision making to follow."

Representative Grauly: "On behalf of Representatives Kawakami, Levin and myself, I would like to invite you and the members of the House to a reception this afternoon in honor of the visiting Consul General from Israel, Major Gen. Jacob Evan, which will be held at 4:30 o'clock in Room 314."

Representative Crozier: "I would like to request waiver of the 48-hr. notice on H.C.R. No. 77," and the Chair "so ordered."

"Mr. Speaker, this afternoon at 1:30 o'clock p.m., your Legislative Management Committee is having a hearing to be held in Room 314. The subject of the resolution is to see if we can have these chambers open year round and possibly having presentations going on to get the visitors, youths and our local people to learn more about our Capitol. One of the unique feature of this hearing which will start about 1:00 to 1:30, is that about 2:00 or 2:30 we will recess the hearing and will come down to the chambers and one of the gentlemen will give us a presentation.

"I know all of my colleagues have looked up there and watched them give the presentations and they really wished they could sit down and listen, but they have been too ashamed because they are supposed to know what is going on already.

"So this time, I invite all of you, all of the members, if you want to come down, meet us down here about 2:00 or 2:30 o'clock p.m., sit and listen to the presentation and help us decide as to what we are going to do."

Representative Kihano: "I know what is going on, I just don't mention it."

ADJOURNMENT

At 11:35 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Wednesday, March 19, 1986.

FORTIETH DAY

Wednesday, March 19, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:05 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Tom Zimmerman of Christ United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Blair, M. Ige, Nakasato, Nakata, Tajiri and Takamine, who were excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Twenty-Sixth and Twenty-Seventh Days.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Twenty-Sixth and Twenty-Seventh Days were approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 222 and 223) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 222) returning House Bill No. 2123-86 which passed Third Reading in the Senate on March 17, 1986, in an amended form, was placed on file.

By unanimous consent, H.B. No. 2123-86, as amended by the Senate, was placed on the Clerk's desk and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2123-86, SD 1, were made available to the members of the House at 11:00 o'clock a.m.

A communication from the Senate (Sen. Com. No. 223) transmitting Senate Concurrent Resolution No. 16, SD 1, which was adopted by the Senate on March 18, 1986, was placed on file.

By unanimous consent, further action on S.C.R. No. 16, SD 1, was deferred.

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

the House:

Representative Shon introduced a group of students from Our Redeemer Lutheran Church. They were accompanied by their teacher, Mrs. Sarah Majoros.

Representative Anderson introduced 20 gifted and talented fourth, fifth and sixth grade students from Keolu Elementary School. They were accompanied by their teachers, Mrs. Osako, Mrs. Hammerman and Mrs. Kimura.

At 11:18 o'clock a.m., Representative Anderson asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:20 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives M. Ige, Tajiri and Takamine.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representatives Grauly and Bunda, for the Committees on Human Services and Health, presented a joint report (Stand. Com. Rep. No. 719-86) recommending that H.R. No. 74, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Bunda and carried, the joint report of the Committees was adopted and H.R. No. 74, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE LONG-TERM CARE SYSTEM", was referred to the Committee on Finance.

Representatives Shito and Tungpalan, for the Committees on Consumer Protection and Commerce and Employment Opportunities and Labor Relations, presented a joint report (Stand. Com. Rep. No. 720-86) recommending that H.R. No. 12 be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Tungpalan and carried, the joint report of the Committees was adopted and H.R. No. 12, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF 24-HOUR INSURANCE COVERAGE", was referred to the Committee on Finance.

Representatives Shito and Tungpalan, for the Committees on Consumer Protection and Commerce and Employment Opportunities and Labor Relations, presented a joint report (Stand. Com. Rep. No. 721-86) recommending that H.C.R. No. 11 be referred to the Committee on Finance.

On motion by Representative Shito, seconded by Representative Tungpalan and carried, the joint report of the Committees was adopted and H.C.R. No. 11, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF 24-HOUR INSURANCE COVERAGE", was referred to the Committee on Finance.

Representative Lindsey, for the Committee on Education, presented a report (Stand. Com. Rep. No. 722-86) recommending that H.C.R. No. 2, as amended in HD 1, be adopted.

On motion by Representative Lindsey, seconded by Representative D. Ige and carried, the report of the Committee was adopted and H.C.R. No. 2, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE REQUIREMENT OF FOREIGN LANGUAGE STUDY IN THE SCHOOLS", was adopted.

Representative Andrews and Say, for the Committees on Planning, Energy and Environmental Protection and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 723-86) recommending that S.B. No. 1678-86, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Andrews, seconded by Representative Say and carried, the joint report of the Committees was adopted and S.B. No. 1678-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Andrews and Say, for the Committees on Planning, Energy and Environmental Protection and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 724-86) recommending that S.B. No. 1595-86, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Andrews, seconded by Representative Say and carried, the joint report of the Committees was adopted and S.B. No. 1595-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 725-86) recommending that H.C.R. No. 31, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Yoshimura, seconded by Representative Manegdeg and carried, the report of the Committee was adopted and H.C.R. No. 31, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A TASK FORCE FOR THE REFINEMENT AND STANDARDIZATION OF THE CONTRACT AND PAYMENT PROCESS FOR PURCHASES OF SERVICES UNDER CHAPTER 42", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 172 to 174) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 172) extending congratulations to the Hawaii Jaycees three Outstanding Young Persons of 1986 was jointly offered by Representatives Tam, Tom, Blair, Cachola, Hirono, Honda, D. Ige, Kihano, Levin and Tajiri.

On motion by Representative Tam, seconded by Representative Tom and carried, H.R. No. 172 was adopted.

Representative Tam rose and proceeded to introduce the honorees, stating:

"Mr. Speaker and fellow colleagues, as a State Representative and also as a Vice President of the Honolulu Downtown Jaycees Community Development Program, I am deeply honored to introduce to all of you this morning the Hawaii Jaycees three Outstanding Young Persons of 1986. They were chosen from the many outstanding nominees for their accomplishments to the society within the State of Hawaii, and at this time, I would like to introduce to you my honored guests."

Representative Tam then introduced the following: Mr. Gerald Isobe and his interpreter Bill Heran, Mr. Donald Horner, Representative Marshall Ige, Richard Oshiro, President of the Honolulu Downtown Jaycees, and Ms. Lori Noborikawa, coordinator of the event.

Representative Tom then rose and stated:

"Mr. Speaker, I, too, am very extremely proud to have these three young persons with us today. I happened to be one of the judges this year and these men were judged on strictly what they said and nothing else, and I can tell you that I didn't know the Vice Speaker was so young. He can run for another couple of years.

"Gerald is certainly an inspiration to all of us. I can say that what really impressed me when I judged him was his honesty. As for Donald, it's his honesty and straightforwardness, and I just wanted to add my two cents how proud I am to have been a judge and to have these three people before this honorable body today.

"Thank you."

Orchid leis and certified copies of the resolution were presented to the honorees by Representatives Ikeda, Isbell, Hashimoto, Hirono, Kamali'i and Hagino.

Representative M. Ige then rose and stated:

"Mr. Speaker, you know this morning, Representative Tam spoke the truth when he said that I was planning not to show up. This is a fairly. . . I guess an emotional experience for myself to be ranked among two other very fine gentlemen, Mr. Isobe and Mr. Horner, when you read their accomplishments. But I think more than that, my reservations about coming down this morning was only because I didn't think it was fair for my colleagues in a sense that I have had the chance to touch the lives of so many people, not just the elderly and abused, but this whole State. Every decision I make, I touch the life of someone.

"You know, Mr. Speaker, being here for the past eight years, I can honestly say that everyone of us here touches the lives of so many, and to have one person singled out, I just personally didn't feel that it was fair. I can name all of my colleagues who I

feel did exactly what I did in making the decisions that were necessary to make our lives a little better for ourselves. And I have some reservations about that. I just want all of you to know that in being recognized today, that all of you share in my achievement and I just want you to know that even if you haven't received the award, I accept that on behalf of all of you who worked so hard to make Hawaii a very special place.

"I thank you."

A resolution (H.R. No. 173) extending congratulations and best wishes to Roseline Medina, the 1986 Miss Sampaguita, and her pageant court was jointly offered by Representatives Graulty, Kihano, Oshiro, Menor, Cachola, Manegdeg, Tungpalan, Lardizabal, Bunda, Anderson, Andrews, Apo, Blair, Cavasso, Hagino, Hashimoto, Hemmings, Hirono, Honda, M. Ige, Isbell, Jones, Kawakami, Leong, Levin, Liu, Marumoto, Metcalf, Nakata, Onouye, Pfeil, Say, Shon, Souki, Tajiri, Tam, Taniguchi, Yoshimura and Peters.

On motion by Representative Graulty, seconded by Representative Kihano and carried, H.R. No. 173 was adopted.

Representative Graulty rose and stated:

"Mr. Speaker, today, I have the privilege of introducing to this honorable body the 1986 Miss Sampaguita.

"The Sampaguita is believed to have been brought to the Philippines from India during pre-historic times. This may explain why the flower has been woven into so many Filipino legends and traditions. Almost every Philippine region has its own version of the Sampaguita legend and without exception, every Filipino associates the Sampaguita with special occasions such as religious functions, weddings, or welcoming or sending off friends and loved ones.

"Growing Sampaguitas is a major home industry in the Philippines. Not only is the plant prized with fragrance and ornamental purposes, it is also grown for its medicinal value. The dried leaves soaked in water are used in washing wounds and the roots are applied as antidotes for certain snake bites. Because of its beauty and fragrance which describes the Filipina, the Oahu Filipino Jaycees have chosen to name their pageant

after the Sampaguita. The Miss Sampaguita Pageant is now in its sixth year. The Sampaguita is better known in Hawaii as the Pikake, one of the most fragrant and beautiful of all flowers in our islands. Whether one calls the blossom Pikake or Sampaguita, it is a symbol of things beautiful and cherished in both the cultures of the islands and the native Philipines.

"The young woman we are honoring today represents what is good and beautiful in our cultures. Through this pageant, she has both learned and shared her Filipino culture and heritage with all of us and manifest the best qualities of island Filipino womanhood -- beauty, charm, grace and inner strength and perseverance.

"Mr. Speaker and members, it is my great honor to introduce to all of you Miss Sampaguita of 1986, Roseline Medina."

Representative Gaulty then asked the honoree, Roseline Medina, to stand and be recognized.

Representative Gaulty continued:

"Mr. Speaker, it is a well known fact that those who are behind the scenes account for a large part of the success in any event and the 1986 Miss Sampaguita Pageant is no exception. The Pageant is sponsored by the Oahu Filipino Jaycees and the President of the Oahu Filipino Jaycees is Rito Sanyata. I have known Rito for many years and he is a special individual who has helped organize many successful community activities and events. Last year, he was named as one of America's Ten Outstanding Young Men by the National Jaycees. And under his leadership, the Oahu Filipino Jaycees was recognized as the number one Jaycee chapter in the State for eight of the last twelve months."

Representative Gaulty then asked Mr. Rito Sanyata to stand and be recognized.

Representative Gaulty continued:

"Mr. Speaker, it is also an accepted fact that such high-powered people such as Rito couldn't get much done without the unending support and assistance of dependable, versatile and tireless individuals. Oftentimes, they are the ones who have to bear the brunt of the many details and headaches that are so important in running a successful beauty pageant. With that in mind, Mr. Speaker, I am

most delighted to present to the members of the House and to you, the Assistant General Chairperson of the 1986 Miss Sampaguita Pageant, Helene Keono."

Representative Gaulty then asked Helene Keono to stand and be recognized.

Representative Gaulty then asked the following persons who were seated in the gallery to stand and be recognized: Amelia Casamina, Shana Caporoz, Radi Cabanas and Jeffrey Caberto.

A pikake lei was presented to Miss Sampaguita by Representative Yoshimura, to Ms. Keono by Representative Bunda, and to Mr. Sanyata by Representative Hirono, and certified copies of the resolution were presented to them by Representative Gaulty.

At 11:25 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of extending our personal aloha to our honorees this morning."

Upon reconvening at 11:43 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Blair.

A resolution (H.R. No. 174) commending the men who served in the Merchant Marine during World War II was jointly offered by Representatives Hirono, Andrews, Apo, Blair, Bunda, Cachola, Gaulty, Hagino, Hemmings, Honda, D. Ige, M. Ige, Ikeda, Isbell, Kawakami, Kihano, Lardizabal, Levin, Lindsey, Manegdeg, Menor, Metcalf, Nakata, Okamura, Oshiro, Pfeil, Shito, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom and Tungpalan.

On motion by Representative Hirono, seconded by Representative Blair and carried, H.R. No. 174 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 170, 171 and 175) and concurrent resolutions (H.C.R. Nos. 106 and 107) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 170) requesting the Department of Transportation to formulate an ocean recreational motorcraft management plan to reduce conflicts with other ocean users was jointly offered by Representatives Apo, Say, Taniguchi, Ikeda, Andrews and Nakasato.

A resolution (H.R. No. 171) requesting the Department of Transportation, the Office of Consumer Protection, and the Business Registration Division of the Department of Commerce and Consumer Affairs to conduct a study of the use of presale ticket promotions by the airline industry was jointly offered by Representatives Taniguchi, Anderson, Andrews, Apo, Blair, Cachola, Cavasso, Hagino, Hemmings, Hirono, Honda, Ikeda, Isbell, Kihano, Lardizabal, Levin, Lindsey, Manegdeg, Medeiros, Menor, Metcalf, Nakasato, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Tam, Tom, Tungpalan and Yoshimura.

A resolution (H.R. No. 175) requesting the Department of Transportation to include "Lt. Col. Onizuka Field" in the naming of Keahole Airport, Hawaii was jointly offered by Representatives Isbell, Levin, Lindsey, Tajiri, Metcalf, Takamine, Blair, Bunda, Cachola, Cavasso, Hashimoto, Honda, D. Ige, Ikeda, Jones, Kamali'i, Kawakami, Kihano, Leong, Manegdeg, Medeiros, Onouye, Pfeil, Say, Shon, Tam and Yoshimura.

A concurrent resolution (H.C.R. No. 106) requesting the Department of Transportation to formulate an ocean recreational motorcraft management plan to reduce conflicts with other ocean users was jointly offered by Representatives Apo, Say, Nakasato, Ikeda, Andrews and Taniguchi.

A concurrent resolution (H.C.R. No. 107) requesting the Department of Transportation to include "Lt. Col. Onizuka Field" in the naming of Keahole Airport, Hawaii was jointly offered by Representatives Isbell, Levin, Lindsey, Tajiri, Takamine, Metcalf, Blair, Bunda, Cachola, Cavasso, Hashimoto, Honda, D. Ige, Ikeda, Jones, Kamali'i, Kawakami, Kihano, Leong, Manegdeg, Medeiros, Onouye, Pfeil, Say, Shon, Tam and Yoshimura.

ANNOUNCEMENTS

Representative D. Ige announced that his staff will be available to assist anyone having trouble with the new phone system so please contact them if problems are encountered.

Representative Blair: "Your Committee on Corrections and Rehabilitation will be having a public hearing this evening in Room 328. Members are encouraged to attend. Decision-making will follow."

Representative Tam: "Your Committee on Water, Land Use, Development and Hawaiian Affairs will be having a public hearing today in Room 310. Decision-making to follow."

Representative Levin: "Your Committee on Higher Education and the Arts, together with Water, Land Use, Development and Hawaiian Affairs, will be having individual and joint hearings in Room 310. Decision-making to follow."

Representative Kiyabu requested waiver of the 48-hour notice for hearings and the Chair "so ordered."

Representative Kiyabu: "Your Committee on Finance will be having a public hearing on several bills at 1:30 p.m. in Room 301."

Representative Kawakami: "There will be a Majority caucus at 10:45 a.m. tomorrow."

Representative Okamura, on behalf of the members of the House, extended birthday greetings to Representative Onouye.

ADJOURNMENT

At 11:48 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Thursday, March 20, 1986.

FORTY-FIRST DAY

Thursday, March 20, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:08 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Doctor John Morris, Executive Coordinator of the Hawaii Council of Churches, after which the Roll was called showing all members present with the exception of Representatives Jones, Lindsey and Menor who were excused.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

SENATE COMMUNICATION

The following communication from the Senate (Sen. Com. No. 224) was read by the Clerk and was disposed of as follows:

A communication from the Senate (Sen. Com. No. 224) returning H.B. No. 26, HD1, which passed Third Reading in the Senate on March 19, 1986, in an amended form, (SD1), was placed on file.

By unanimous consent, H.B. No. 26, HD1, was placed on the Clerk's desk and, in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 26, HD1, SD1, were made available to the members of the House at 11:00 o'clock a.m.

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

Representative Metcalf introduced several Big Island students who are participants in a legislative experience program. They are as follows: from Hilo High School, Gilbert Kaupu; Janet Sakamoto; Scott Benevides; Marilyn Malingas; Jade Takeya; and Susan Borrell; from Honokaa High School, Moses Imperial; Sandra Nakashima; Sherry Sakamoto; and Hannah Manarapach; from Konowaena High School, Kapono Carter; Shawn Dickey; Dorothy Johnson; Sheila Nakamoto; David Shimoda; and Jason Ouchi; and from Kohala High School, Ronald Manuel; and Tammy

Soares. They were accompanied by their advisors, Wallace Aki and Ms. Annette Yokoyama.

Representative Leong introduced Dr. George Smith, a very good friend of 14 years who is here from Kwajalein to attend a medical seminar.

Representative Kihano introduced Mr. and Mrs. Frank Souza, a couple who had done much in helping Representative Kihano in his election. They were accompanied by out-of-town guests, Mr. and Mrs. Tony Fernandez from Oakland, California.

Representative Tungpalan introduced Mr. Bob Gilkey and Mr. David Komori, two good friends from the Department of Labor.

Representative Okamura introduced Bernice Moanga, Ivalynn Aalona, Mark Chang and Kevin Fujimoto, 4 senior students from the Hawaiian Mission Academy.

Representative Okamura also introduced one of the students from the Big Island, Scott Benevides as "a calabash cousin to me."

Representative Kawakami introduced Mr. Robert Aller, a representative from the Indiana Legislature who comes from Mishiwaka, Indiana.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

Senate Bill No. 2046-86 was re-referred to the Committee on Finance.

STANDING COMMITTEE REPORTS

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 726-86) recommending that S.B. No. 1855-86, SD2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Apo, seconded by Representative Shon and carried, the report of the Committee was adopted and S.B. No. 1855-86, SD2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES", passed Second Reading and was referred to the Committee on Finance.

Representatives Levin and Say, for the Committees on Higher Education and the Arts and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 727-86) recommending that H.R. No. 80 be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.R. No. 80 entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO PREPARE A LAND USE ASSESSMENT OF AN AREA ADJACENT TO THE HILO CAMPUS", was referred to the Committee on Finance.

Representatives Levin and Say, for the Committees on Higher Education and the Arts and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 728-86) recommending that H.C.R. No. 48 be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.C.R. No. 48 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO PREPARE A LAND USE ASSESSMENT OF AN AREA ADJACENT TO THE HILO CAMPUS", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 183) was read by the Clerk and was disposed of as follows:

A resolution (H.R. No. 183) congratulating Gladys L. Primero, Miss Oahu Filipina, and her court was jointly offered by Representatives Manegdeg, Graulty, Menor, Lardizabal, Kihano, Bunda, Tungpalan, Cachola, Andrews, Apo, Blair, Cavasso, Crozier, Hagino, Hashimoto, Hemmings, Hirano, Honda, D. Ige, Ikeda, Isbell, Kawakami, Kiyabu, Leong, Levin, Lindsey, Liu, Marumoto, Medeiros, Metcalf, Nakasato, Okamura, Onouye, Oshiro, Pfeil, Shito, Souki, Tajiri, Takamine, Tam, Taniguchi and Yoshimura.

On motion by Representative Manegdeg, seconded by Representative Graulty and carried, H.R. No. 183 was adopted.

Representative Manegdeg then rose and stated:

"Mr. Speaker, our honoree today is the 1985 Miss Oahu Filipina. She was chosen among eight other candidates on May 3, 1985.

"This young lady possesses grace, beauty, charm and personality. She is Miss Gladys Primero who is 24 years old and she is the daughter of Mr. and Mrs. Reuben Primero of Guam.

"Miss Primero is presently employed as a private secretary to the Deputy Director of Labor, Mr. David Komori, in the Department of Labor and Industrial Relations. She is a recent graduate of the University of Hawaii, Manoa, where she was awarded a degree in psychology in May, 1985. While at the University, Gladys served as president of the Filipino Student Association, a member of the National Society and also a vice president of marketing and treasurer of Junior Achievement.

"Gladys enjoys playing piano, painting, playing the guitar, dancing and screen painting. She aspires, one of these days, to become an owner of a business company.

"Gladys, Mr. Speaker, sold the Oahu Filipino Community Council very well as an official hostess and an ambassador of goodwill as a member of the Oahu Filipino Community Council and also as a joint manager of the Oahu Filipino Cultural Pageant.

At this time, the honorees, Miss Gladys Primero, the 1985 Miss Oahu Filipina; Miss Rosemary Delos Santos, first runnerup; Miss Katherine Quiane, second runnerup; coordinator, Mrs. Maria Mendoza; and general chairman of the event, Mr. Don Alvarez were asked to stand and be recognized.

Carnation leis were presented to Miss Primero by Representative Graulty; to Miss Delos Santos by Representative Kihano; to Miss Quiane by Representative Cachola; to Mrs. Mendoza by Representative Bunda; and to Mr. Alvarez by Representative Tungpalan; and a certified copy of the resolution was presented to Miss Primero by Representative Manegdeg.

Seated in the gallery and recognized by Representative Manegdeg were Mrs. Jolie Sarmiento and Mr. Chad Guerrero, members of the Oahu Filipino Community Council.

At 11:27 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of

extending our personal aloha and congratulations to our honorees this morning."

The House of Representatives reconvened at 11:31 o'clock a.m.

By unanimous consent, the following resolutions (H.R. Nos. 176 to 182 and 184) and concurrent resolutions (H.C.R. Nos. 108 to 118) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 176) requesting a study of the certificate of need review system of the state Health Planning and Development Agency was jointly offered by Representatives Bunda, Grauly, Cachola, Hashimoto, Hirono, D. Ige, Kihano, Kiyabu, Leong, Levin, Lindsey, Liu and Shito.

A resolution (H.R. No. 177) requesting a study of long term care insurance and the feasibility of allowing a tax credit for long term care insurance premiums was jointly offered by Representatives Grauly and Leong.

A resolution (H.R. No. 178) requesting that the Congress of the United States authorize the sale or lease of the mauka portion of Fort DeRussy for use as a convention center was jointly offered by Representatives Blair, Anderson, Bunda, Hemmings, Honda, Kihano, Lardizabal, Leong, Liu, Marumoto, Menor, Metcalf, Nakasato, Pfeil, Shito, Tajiri, Takamine, Tom, Tungpalan and Yoshimura.

A resolution (H.R. No. 179) expressing support of the application and enforcement of environmental laws and regulations enacted for the purpose of protecting and enhancing Hawaii's natural environment, and the requirement of Hawaii's approval of exemptions, exceptions, variances, or waivers in regard to environmental laws and regulations was offered by Representative Andrews.

A resolution (H.R. No. 180) urging the relocation of Ferdinand Marcos was jointly offered by Representatives Blair, Marumoto, Apo, Hagino, Hemmings, Leong, Liu, Manegdeg, Shon, Tajiri and Taniguchi.

A resolution (H.R. No. 181) relating to native Hawaiian reforestation was jointly offered by Representatives Say and Marumoto.

A resolution (H.R. No. 182) request-

ing the State of Hawaii's Department of Education to investigate the development of a high school drag racing program was offered by Representative Nakasato.

A resolution (H.R. No. 184) requesting the Department of Education and the Hawaii State Teachers Association to explore ways of reducing class size in Hawaii's public schools was jointly offered by Representatives Tam, Andrews, Blair, Hirono, Honda, D. Ige, Medeiros, Metcalf, Pfeil and Taniguchi.

A concurrent resolution (H.C.R. No. 108) requesting a study of the certificate of need review system of the State Health Planning and Development Agency was jointly offered by Representatives Bunda, Grauly, Cachola, Hashimoto, Hirono, D. Ige, Kihano, Kiyabu, Leong, Levin, Lindsey, Liu and Shito.

A concurrent resolution (H.C.R. No. 109) urging Congress to immediately address the reinsurance market crisis was jointly offered by Representatives Bunda, Cachola, Grauly, Hashimoto, Hirono, D. Ige, Jones, Kihano, Kiyabu, Leong, Levin, Lindsey and Shito.

A concurrent resolution (H.C.R. No. 110) requesting a study of long term care insurance and the feasibility of allowing a tax credit for long term care insurance premiums was jointly offered by Representatives Grauly and Leong.

A concurrent resolution (H.C.R. No. 111) requesting that the Congress of the United States authorize the sale or lease of the mauka portion of Fort DeRussy for use as a convention center was jointly offered by Representatives Blair, Anderson, Bunda, Hemmings, Honda, Kihano, Lardizabal, Leong, Liu, Manegdeg, Marumoto, Menor, Metcalf, Nakasato, Pfeil, Shito, Takamine, Tom, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 112) expressing support of the application and enforcement of environmental laws and regulations enacted for the purpose of protecting and enhancing Hawaii's natural environment, and the requirement of Hawaii's approval of exemptions, exceptions, variances, or waivers in regard to environmental laws and regulations was offered by Representative Andrews.

A concurrent resolution (H.C.R. No. 113) authorizing the Department

of Transportation to dispose by way of a lease, certain government submerged lands for the purpose of a marina facility was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 114) authorizing the Department of Transportation to dispose by way of a lease, certain government submerged lands for the purpose of a marina facility was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 115) authorizing the Department of Transportation to dispose by way of a lease, certain government submerged lands for the purpose of a shipyard facility was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 116) authorizing the Department of Transportation to dispose by way of a lease, certain government submerged lands for the purpose of a shipyard facility was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 117) authorizing the Department of Transportation to dispose by way of a lease, certain government submerged lands for the purpose of a marine facility was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 118) relating to the report on the final compensation plan and the cost thereof was offered by Representative

Yoshimura.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Takamine: "Your Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce will be holding a joint public hearing tomorrow morning at 9:00 o'clock a.m., in Conference Rm. 310. Decision making to follow if time permit."

Representative Bunda: "Your Committee on Consumer Protection and Commerce will be having a hearing tonight at 6:30 o'clock p.m., in Room 328. Decision making to follow."

Representative Kiyabu: "Request waiver of the 48-hr. hearing notice for agenda posted for today's hearing," and the Chair, "so ordered."

"Mr. Speaker, your Committee on Finance will have a public hearing this afternoon on numerous bills starting at 1:30 o'clock p.m. Decision making to follow."

ADJOURNMENT

At 11:34 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Friday, March 21, 1986.

FORTY-SECOND DAY

Friday, March 21, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:05 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Mr. Robert McClelland of the Honolulu Baha'i Assembly, after which the Roll was called showing all members present with the exception of Representatives Anderson, Blair, D. Ige, Ikeda, Jones, Lardizabal, Menor, Peters, Souki, Tajiri, Takamine, Taniguchi, Tungpalan and Yoshimura, who were excused.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 225 to 231) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 225) informing the House that the amendments proposed by the House to Senate Bill No. 1647-86 (HD 1), were agreed to by the Senate on March 20, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 226) returning House Bill No. 317, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LIMITATIONS PERIOD FOR FEDERAL ACTIONS BROUGHT IN STATE COURT", which passed Third Reading in the Senate on March 20, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 227) returning House Bill No. 2046-86, which passed Third Reading in the Senate on March 20, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 228) returning House Bill No. 2104-86, which passed Third Reading in the Senate on March 20, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 229) returning House Bill No. 1954-86, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII CONSTITUTION TO CHANGE THE LEGISLATIVE SESSION RECESS REQUIREMENT", which passed Third Reading in the Senate on March 20, 1986, in an amended form, by not less than two-thirds

vote of all the members to which the Senate is entitled, was placed on file.

A communication from the Senate (Sen. Com. No. 230) returning House Bill No. 1995-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION", which passed Third Reading in the Senate on March 20, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 231) returning House Bill No. 2119-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", which passed Third Reading in the Senate on March 20, 1986, in an amended form, was placed on file.

By unanimous consent, H.B. Nos. 1954-86 (SD 1), 1995-86, HD 1 (SD 1) and 2119-86, HD 1 (SD 1) were placed on the Clerk's desk and, in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. Nos. 1954-86, SD 1; 1995-86, HD 1, SD 1; and 2119-86, HD 1, SD 1, were made available to the members of the House at 11:00 o'clock a.m.

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

Representative Tam introduced 15 seniors from the Hawaii Baptist Academy. They were accompanied by their teacher, Mr. Peter Finelli.

Representative Nakasato introduced 50 students from Kaewai Elementary School. They were accompanied by their teachers, Mrs. Yokomura, Mrs. Abe, and her 'kupuna', Mrs. Kamimoku.

Representative Andrews introduced 16 students from Kula Elementary School on Maui. They were accompanied by their teachers, Muriel Wright and Diane Sakamoto.

Representative Honda introduced 18 students from Baldwin High School's Key Club on Maui. They were accompanied by their advisers, Barbara Huntley, Ken Kurokawa and Allen Minibog.

Representative Hagino, prior to introducing his guests, stated:

"Mr. Speaker, today marks the 26th anniversary of an incident in South

Africa 26 years ago called the Sharpville Massacre. At that time, 69 blacks were gunned down on the streets of Sharpville by the government of the Union of South Africa, and today is the 26th anniversary. As a small gesture, last year this House adopted a resolution calling upon the South African government to put an end to the horrible system of apartheid that has been in operation in that part of the world for a number of years.

"We have with us today several guests who are touring the United States and are currently here in Hawaii to talk about their experiences -- growing up and living under that oppressive regime in South Africa. They are touring the country to ask and encourage states of the Union to drop or to end their investments with corporations that are currently doing business in South Africa. And by way of educating ourselves, the Africans of that country refer to that country as Azania and not South Africa.

"These two people are courageous individuals and are currently in political exile from that country. One of them has been imprisoned and beaten and physically tortured for daring to talk about freedom. We have presented them with a certificate earlier which was signed by many of the members of this body, and at this time, I would like to introduce the two people who have demonstrated much courage and willingness to stand up for freedom for the many millions of blacks and mixed races in South Africa."

Representative Hagino then asked Elizabeth Sibeko who was seated in the gallery to stand and be recognized.

Representative Hagino continued:

"The next individual was a close friend of murdered martyr of South Africa, Steven Beco. He also shared the same cell that Steven Beco shared in South Africa."

Representative Hagino then asked Twiggs Xiphu who was seated in the gallery to stand and be recognized.

Representative Hagino continued:

"They will be speaking tonight at 7:30 p.m. at the University of Hawaii, Manoa Campus. They will be speaking at the auditorium in the Art Department. I encourage members and people in the audience to attend

if possible.

"Thank you very much, Mr. Speaker."

Representative Manegdeg introduced a former colleague, Mits Uechi.

Representative Okamura, on behalf of all of the members of the House, introduced a Council member from Israel, "who is visiting Hawaii as part of the Rotary Club of Hawaii Exchange Program where there are six professional individuals from Israel that are visiting Hawaii for forty days, and I believe, sometimes next year, a similar group from Hawaii will be going to Israel, and I would like to add that the gentleman I am going to introduce was actually born in Iran and moved to Israel at the age of 5 and has since been a Council member from the age of 25. I would like to add also that they do not get paid as it is strictly voluntary service and they meet during the evenings and on weekends, and he is actually a full-time economist in Israel. And so, on behalf of all of the members, I would like to wish him a special Aloha and Shalom."

Representative Okamura then asked the Honorable Onshalom Sadak and his host, Mr. Jack Richardson, who were seated in the gallery, to stand and be recognized.

Representative Cavasso asked Sheldon, a student at Hawaii Baptist Academy and with the group of students from that school, to stand and be recognized.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering a certain resolution.

INTRODUCTION OF RESOLUTION

A resolution (H.R. No. 186) extending best wishes and aloha to twenty private goodwill ambassadors of peace from the Soviet Union visiting Hawaii during the week of March 18, 1986 was jointly offered by Representatives Peters, M. Ige, Ikeda, Kawakami, Marumoto and Okamura and was read by the Clerk.

On motion by Representative Okamura, seconded by Representative Marumoto and carried, H.R. No. 186 was adopted.

Representative Okamura rose and stated:

"Mr. Speaker, it is indeed an honor this morning for all of us to have with us the presence of twenty individuals from the Soviet Union on their second goodwill mission. Unlike yourself, Mr. Speaker, I will not attempt to be a linguist and I would not like to embarrass them by introducing them individually for fear of mispronouncing their names. I would like to introduce, however, their leader, Mr. Zagan Felof, and I would like to ask that all the rest of them also rise to be recognized. Please stand."

Floral leis were presented to the honorees by Representatives Hashimoto, Hirono, Isbell, Kamali'i, Marumoto, Kawakami, Souki, Tajiri, Crozier, Kihano and Hagino.

At this time, some members of the delegation entertained the members of the House and audience with popular songs of the Soviet Union.

The Chair said:

"On behalf of the members of this House, we would like to express our appreciation for sharing a piece of your culture with us this morning.

"Before I declare a short recess in order to allow the members to extend your aloha personally to them, I would like to say a few words on behalf of all of you and the Speaker. I am not trying to be a linguist; I am just trying to follow the Speaker's orders in trying to make all of you feel a little bit at home. Excuse me if I make any mistakes. I appreciate your patience.

"Dorogie Druziya is Sovetskovo souza; Dobro pojalovats na Gawaii; Poost nasha pogoda boodiet dobroj k vam; Poost nashi liudi razdeliat ich ljubov s vami; Poost pamiat o Gawaii boodet s vami viechno; Aloha. (Dear Friends from the Soviet Union: Welcome to Hawaii. May our weather treat you kindly; may our people share their love; may the memories of Hawaii be with you forever. Aloha.)

"The Chair would also like to mention that. . . please give our regards to Dr. Boris Krylov who brought the first delegation here. And you can be assured that you will always be welcomed in this State."

At 11:39 o'clock a.m., the Chair declared a short recess, subject to the call of the Chair, "in order to

allow all of you to share your aloha and best wishes with our friends from the Soviet Union."

Upon reconvening at 11:48 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Anderson, Blair, D. Ige, Lardizabal, Menor, Souki, Takamine, Taniguchi, Tungpalan and Yoshimura.

Representative Crozier rose and said:

"Mr. Speaker, I would like to make an observation or an inquiry."

Directed by the Chair to "proceed," Representative Crozier said:

"I don't know who I should direct this to. . . maybe our Majority Floor Leader because he introduced this resolution. I am under the impression that while we brag that Hawaii is the melting pot of the world and we accept all the different cultures and we try to share in the different practices of the many cultures. I've been told and it's been confirmed by both Representative Taniguchi and Representative Bunda that in the Soviet Union, when two men greet, they kiss on the lips. Maybe when they come back next year, Representative Okamura can, you know, greet for all of us."

Representative Okamura responded:

"I would like to practice with Representative Crozier."

The Chair ruled Representatives Crozier and Okamura out of order.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

Senate Bill No. 2126-86 was re-referred jointly to the Committees on Human Services and Education.

STANDING COMMITTEE REPORTS

Representatives Bunda and Graulty, for the Committees on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 729-86) recommending that H.C.R. No. 33, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Graulty and carried, the joint report of the Committees was adopted and H.C.R. No. 33, HD 1, entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO IMPLEMENT A CONTINUUM OF SERVICES IN THE COMMUNITY FOR PERSONS WITH MENTAL RETARDATION", was referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 730-86) recommending that H.R. No. 60, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Graulty and carried, the report of the Committee was adopted and H.R. No. 60, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE OF HAWAII TO IMPLEMENT A CONTINUUM OF SERVICES IN THE COMMUNITY FOR PERSONS WITH MENTAL RETARDATION", was referred to the Committee on Finance.

Representatives Andrews and Taniguchi, for the Committees on Planning, Energy and Environmental Protection and Transportation, presented a report (Stand. Com. Rep. No. 731-86) recommending that H.C.R. No. 59, as amended in HD 1, be adopted.

On motion by Representative Andrews, seconded by Representative Taniguchi and carried, the joint report of the Committees was adopted and H.C.R. No. 59, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION (FAA) TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE", was adopted.

Representatives Andrews and Taniguchi, for the Committees on Planning, Energy and Environmental Protection and Transportation, presented a joint report (Stand. Com. Rep. No. 732-86) recommending that H.R. No. 85, as amended in HD 1, be adopted.

On motion by Representative Andrews, seconded by Representative Taniguchi and carried, the joint report of the Committees was adopted and H.R. No. 85, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES OF AMERICA TO ENACT LEGISLATION REQUIRING THE FEDERAL AVIATION ADMINISTRATION

(FAA) TO REGULATE HELICOPTER FLIGHT PATTERNS AND TO CLARIFY EXISTING FEDERAL LAWS RELATING TO NOISE", was adopted.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 733-86) recommending that S.B. No. 1912-86, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 1912-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 734-86) recommending that S.B. No. 200, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 200, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF PRIVATE DETECTIVES AND GUARDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 735-86) recommending that S.B. No. 1576-86, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 1576-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hashimoto and Shito, for the Committees on Housing and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 736-86) recommending that S.B. No. 1527-86, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cachola, seconded by Representative Shito and carried, the joint report of the Committees was adopted and S.B. No. 1527-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Say, for the Committee on Water, Land Use, Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 737-86) recommending that S.B. No. 2358-86, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tam, seconded by Representative Apo and carried, the report of the Committee was adopted and S.B. No. 2358-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 738-86) recommending that S.B. No. 2130-86, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Gaulty, seconded by Representative Leong and carried, the report of the Committee was adopted and S.B. No. 2130-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AGED", passed Second Reading and was placed on the calendar for Third Reading.

The Chair directed the Clerk to note that printed copies of S.B. No. 1527-86, HD 1, were made available to the members of the House at 11:00 o'clock a.m.

At 11:50 o'clock a.m., Representative Kiyabu asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:59 o'clock a.m.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Marumoto and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent

calendar.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions taken:

S.B. No. 1678-86, HD 1:

On motion by Representative Andrews, seconded by Representative Tam and carried, S.B. No. 1678-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF OWNERS OF PROPERTIES INCLUDED WITHIN AND ADJOINING AREAS BEING DESIGNATED GEOTHERMAL RESOURCE SUBZONES", passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Jones, Peters and Tajiri being excused.

S.B. No. 1595-86, HD 1:

On motion by Representative Andrews, seconded by Representative Tam and carried, S.B. No. 1595-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE SUBZONES", passed Third Reading by a vote of 47 ayes, with Representatives Ikeda, Jones, Peters and Tajiri being excused.

The Chair directed the Clerk to note that S.B. Nos. 1678-86 and 1595-86 had passed Third Reading at 12:01 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 185, 187 and 188) and concurrent resolutions (H.C.R. Nos. 119 and 120) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 185) urging the State Administration to work with the City Administration to develop a list of alternative projects to H-3 in the event that the H-3 project is withdrawn was jointly offered by Representatives Kihano, Kamali'i, Nakata, Andrews, Isbell, Hirano, Shon, Onouye, Cachola, Shito, Honda, Lardizabal, Gaulty, Tam, Lindsey and Leong.

A resolution (H.R. No. 187) requesting the Hawaii Visitors Bureau to display and distribute the "Aloha Spirit" posters was jointly offered by

Representatives Anderson, Say, Hashimoto and Yoshimura.

A resolution (H.R. No. 188) requesting the State Department of Transportation to begin working with the City and County of Honolulu to develop a list of substitute projects which qualify for federal-aid interstate funds currently earmarked for the H-3 interstate highway was jointly offered by Representatives Menor, Anderson, Andrews, Blair, Bunda, Hagino, Hemmings, Hirono, Honda, D. Ige, Kamali'i, Kihano, Lardizabal, Leong, Levin, Liu, Marumoto, Metcalf, Nakata, Onouye, Pfeil, Say, Shon, Tajiri and Tam.

A concurrent resolution (H.C.R. No. 119) urging the State Administration to work with the City Administration to develop a list of alternative projects to H-3 in the event that the H-3 project is withdrawn was jointly offered by Representatives Kihano, Kamali'i, Nakata, Andrews, Isbell, Hirono, Shon, Onouye, Cachola, Shito, Honda, Lardizabal, Graulty, Tam, Lindsey and Leong.

A concurrent resolution (H.C.R. No. 120) requesting the State Department of Transportation to begin working with the City and County of Honolulu to develop a list of substitute projects which qualify for federal-aid interstate funds currently earmarked for the H-3 interstate highway was jointly offered by Representatives Menor, Anderson, Andrews, Apo, Blair, Bunda, Hagino, Hemmings, Hirono, Honda, D. Ige, Kamali'i, Kihano, Lardizabal, Leong, Levin, Liu, Marumoto, Metcalf, Nakata, Onouye, Pfeil, Say, Shon, Tajiri and Tam.

ANNOUNCEMENTS

Representative Onouye: "For those of us that are still awake at 1:30 after viewing the comet at 3:00 this morning, there will be a joint Higher Education hearing with Education at 1:30 in Room 310. Decision-making to follow."

Representative Graulty requested waiver of the 48-hour notice for hearings on Senate Bill No. 2126-86,

SD 1, relating to education, and the Chair "so ordered."

Representative Graulty: "Your Committees on Human Services and Education will be holding a joint hearing on Senate Bill 2126-86, SD 1, at 9:00 a.m. in Room 310. Decision-making to follow."

Representative Shon: "On Monday morning, at 9:00 a.m. in Room 328, the Ocean and Marine Resources Committee will be having a briefing on ocean center sites."

Representative Souki: "Your Committee on Finance will be holding a public hearing today at 1:30 in Room 307 on numerous bills. Decision-making to follow and all the members are forewarned to come in early."

Representative Kawakami: "There will be an open Majority caucus at 10:00 a.m. Monday morning."

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

Representative Crozier introduced Malia Davidson and her mother, Mrs. Davidson, who will be participating in the Kamehameha Schools Songfest to be held at the Neal Blaisdel Center.

Representative Leong introduced Mrs. Margaret Apo, a member of the Board of Education and mother of Representative Apo, and her friend, Gloria Heatherington, from Anchorage, Alaska.

At 12:06 o'clock p.m., Representative Marumoto asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:08 o'clock p.m.

ADJOURNMENT

At 12:09 o'clock p.m., on motion by Representative Okamura, seconded by Representative Marumoto and carried, the House of Representatives adjourned until 10:30 o'clock a.m. on Monday, March 24, 1986.

FORTY-THIRD DAY

Monday, March 24, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 10:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Norito Nagao of the Honpa Hongwanji Hawaii Bet-suin, after which the Roll was called showing all members present with the exception of Representatives Crozier, Honda, Menor and Souki who were excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Twenty-Eighth and Twenty-Ninth Days.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Twenty-Eighth and Twenty-Ninth Days were approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 232 and 233) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 232) informing the House that Senate Bill No. 1647-86, passed Final Reading in the Senate on March 21, 1986, in an amended form, (HD1), was placed on file.

A communication from the Senate (Sen. Com. No. 233) returning H.B. No. 2003-86, HD1, which passed Third Reading in the Senate on March 21, 1986, in an amended form, was placed on file.

By unanimous consent, H.B. No. 2003-86, HD1, was placed on the Clerk's desk and, in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2003-86, HD1, SD1, were made available to the members of the House at 10:30 o'clock a.m.

At this time, the following introductions were made by the members of the House:

Representative Yoshimura, on behalf of the Kalihi representatives and himself, introduced 20 students from the Honolulu Community College accompanied by Deborah Fergus.

Representative Liu introduced Mr. and Mrs. Eliza Hicks. Mr. Hicks is the head of the National Armed Services Y.M.C.A.

Representative Andrews introduced his son, Joseph, accompanied by a friend, Sandy Agena.

Representative Marumoto introduced Mr. and Mrs. Keeratz from Detroit, Michigan, formerly from Estonia and who now has an electronics firm in Detroit. They were accompanied by Mrs. June Deryuen, whose husband, Frank, was responsible for the founding of the Aeronautical Museum which will be located at the Honolulu International Airport.

Representative Okamura introduced 54 students of the Y.M.C.A.'s annual Youth Model Legislature accompanied by their state director, Mr. Bobby Stevers, and volunteer advisor, Mr. Baron Gushiken and chaperone, Mrs. Ellen Kusano.

Representative Oshiro introduced Darrel Tamashiro, a first grader from Iroquois Point Elementary School in Ewa Beach.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 161 to 168; 170 to 171 and 175 to 182 and 184) and concurrent resolutions (H.C.R. Nos. 97 to 118) and (S.C.R. No. 16) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
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161	Committee on Planning, Energy and Environmental Protection, then to the Committee on Finance
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162	Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
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163	Committee on Consumer Protection and Commerce, then to the Committee on Finance
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164	Committee on Consumer Protection and Commerce, then to the Committee on Finance
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165 Jointly to the Committees on Education and Public Employment and Government Operations

166 Committee on Human Services, then to the Committee on Finance

167 Committee on Ocean and Marine Resources, then to the Committee on Finance

168 Committee on Health

170 Jointly to the Committees on Transportation and Ocean and Marine Resources, then to the Committee on Finance

171 Jointly to the Committees on Transportation and Consumer Protection and Commerce, then to the Committee on Finance

175 Committee on Transportation, then to the Committee on Finance

176 Committee on Health, then to the Committee on Finance

177 Committee on Human Services, then to the Committee on Finance

178 Jointly to the Committees on Tourism and Water, Land Use Development and Hawaiian Affairs

179 Committee on Planning, Energy and Environmental Protection

180 Committee on Legislative Management, then to the Committee on Judiciary

181 Committee on Water, Land Use Development and Hawaiian Affairs

182 Committee on Education

184 Jointly to the Committees on Education and Public Employment and Government Operations, then to the Committee on Finance

H.C.R. Nos.

97 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

98 Committee on Consumer Protection and Commerce, then to the Committee on Finance

99 Committee on Consumer Protection and Commerce, then to the Committee on Finance

100 Committee on Finance

101 Jointly to the Committees on Education and Public Employment and Government Operations

102 Committee on Human Services, then to the Committee on Finance

103 Committee on Legislative Management

104 Committee on Ocean and Marine Resources, then to the Committee on Finance

105 Committee on Health

106 Jointly to the Committees on Transportation and Ocean and Marine Resources, then to the Committee on Finance

107 Committee on Transportation, then to the Committee on Finance

108 Committee on Health, then to the Committee on Finance

109 Committee on Consumer Protection and Commerce

110 Committee on Human Services, then to the Committee on Finance

111 Jointly to the Committees on Tourism and Water, Land Use Development and Hawaiian Affairs

112 Committee on Planning, Energy and Environmental Protection

113 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

114 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

115 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

116 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

117 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance

118 Committee on Public Employment and Government Operations

S.C.R. No.

16 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Ocean and Marine Resources, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

Senate Bill No. 2468-86 was re-referred to the Committee on Finance.

House Resolution No. 116 was re-referred to the Committee on Planning, Energy and Environmental Protection.

House Concurrent Resolution No. 70 was re-referred to the Committee on Planning, Energy and Environmental Protection.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering a certain resolution out of order.

INTRODUCTION OF RESOLUTION

The following resolution (H.R. No. 194) was read by the Clerk and was disposed of as follows:

A resolution (H.R. No. 194) congratulating Dr. Albert J. Simone on his inauguration as President of the University of Hawaii was jointly offered by Representatives Taniguchi, Levin, Bunda, Cavasso, Gaulty, Hagino, Hashimoto, Hemmings, D. Ige, Ikeda, Lindsey, Manegdeg, Oshiro, Pfeil, Shon, Takamine, Tam, Yoshimura and Peters.

On motion by Representative Taniguchi, seconded by Representative Levin and carried, H.R. No. 194 was adopted.

Representative Taniguchi then rose and stated:

"Mr. Speaker, it is indeed a pleasure for me this morning to introduce to you and the members of this Honorable Body someone who really needs no introduction, the president of the University of Hawaii and one of my distinguished constituents, Dr. Albert Simone."

At this time, Dr. Simone, was introduced to the members of the House along with his wife, Carol, parents, Mr. and Mrs. Edward Simone, and daughters, Deborah and Laura. They were all asked to stand and be recognized as well as several members of the University who were present and seated in the gallery.

Floral leis were presented to the honorees as follows: to Dr. Simone by Representative Hashimoto; to his wife, Carol, by Representative Yoshimura; to his mother by Representative Hagino; to his father by Representa-

tive Hirono; to daughter Deborah by Representative Lindsey; and to Laura by Representative Say. Representative Levin presented Dr. Simone with a certified copy of the resolution.

At 10:56 o'clock a.m., the Chair declared a recess, subject to the call of the Chair "for the purpose of extending our personal aloha and congratulations to Dr. Simone and his family."

The House of Representatives reconvened at 11:02 o'clock a.m.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout, and the following actions taken:

S.B. No. 1912-86, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1912-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ACCIDENT REPARATIONS", passed Third Reading by a vote of 47 ayes, with Representatives Crozier, Honda, Menor and Souki being excused.

S.B. No. 200, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 200, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF PRIVATE DETECTIVES AND GUARDS", passed Third Reading by a vote of 47 ayes, with Representatives Crozier, Honda, Menor and Souki being excused.

S.B. No. 1576-86, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1576-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WARRANTIES", passed Third Reading by a vote of 47 ayes, with Representatives Crozier, Honda, Menor and Souki being excused.

The Chair directed the Clerk to note that S.B. Nos. 1912-86; 200; and 1576-86 had passed Third Reading at 11:03 o'clock a.m.

S.B. No. 1527-86, HD1:

On motion by Representative Hashimoto, seconded by Representative Shito and carried, S.B. No. 1527-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE", passed Third Reading by a vote of 47 ayes, with Representatives Crozier, Honda, Menor and Souki being excused.

S.B. No. 2358-86, SD1:

On motion by Representative Say, seconded by Representative Tam and carried, S.B. No. 2358-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMELANDS", passed Third Reading by a vote of 47 ayes, with Representatives Crozier, Honda, Menor and Souki being excused.

S.B. No. 2130-86, SD1:

On motion by Representative Graulty, seconded by Representative Leong and carried, S.B. No. 2130-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE AGED", passed Third Reading by a vote of 47 ayes, with Representatives Crozier, Honda, Menor and Souki being excused.

The Chair directed the Clerk to note that S.B. Nos. 1527-86; 2358-86; and 2130-86 had passed Third Reading at 11:04 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 189 to 193; 195 and 196) and concurrent resolutions (H.C.R. Nos. 121 to 126) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 189) requesting information on petroleum and automotive oil storage and disposal to be disseminated was jointly offered by Representatives Bunda, Apo, Blair, Cachola, Graulty, Hirono, Honda, D. Ige, Kihano, Leong, Levin, Lindsey, Liu, Medeiros, Menor, Say, Shito, Tam and Yoshimura.

A resolution (H.R. No. 190) requesting Congress to review the McCarran-Ferguson Act was jointly offered by Representatives Bunda, Blair, Cachola, Graulty, Hirono,

Honda, D. Ige, Kihano, Levin, Lindsey, Liu, Medeiros, Menor, Say, Tam and Yoshimura.

A resolution (H.R. No. 191) requesting the Department of Health to maintain ambient air quality standards and air pollution control rules that are environmentally sound was offered by Representative Andrews.

A resolution (H.R. No. 192) requesting the assistance of the Office of Hawaiian Affairs in the creation of a functional plan for native Hawaiians and Hawaiians was jointly offered by Representatives Apo, Lindsey, Tungpalan, Leong, Kamali'i and Anderson.

A resolution (H.R. No. 193) a request to all candidates for elective office to refrain from curbside sign waving was jointly offered by Representatives Taniguchi, Metcalf, Kawakami, Blair, Hagino, Hashimoto, Hemmings, Honda, Lardizabal, Leong, Lindsey, Nakasato, Shito and Yoshimura.

A resolution (H.R. No. 195) urging the Department of Transportation to implement measures to relieve peak hour traffic congestion on the H-1 and H-2 Interstate Highways for Central and Leeward Oahu commuters was jointly offered by Representatives Menor, Apo, Bunda, Graulty, Hashimoto, Hemmings, Hirono, D. Ige, Lardizabal, Leong, Liu, Marumoto, Medeiros, Metcalf, Okamura, Pfeil, Shon, Tajiri, Takamine and Tam.

A resolution (H.R. No. 196) urging state and county agencies to enforce the regulations relating to flood plain management was jointly offered by Representatives Isbell, Say, Andrews, Hagino, Hemmings, Kamali'i, Kihano, Leong, Levin, Marumoto, Pfeil, Tajiri, Takamine and Tungpalan.

A concurrent resolution (H.C.R. No. 121) requesting information on petroleum and automotive oil storage and disposal to be disseminated was jointly offered by Representatives Bunda, Blair, Cachola, Graulty, Hirono, Honda, D. Ige, Kihano, Leong, Levin, Lindsey, Liu, Menor, Metcalf, Say, Shito, Tam and Yoshimura.

A concurrent resolution (H.C.R. No. 122) requesting Congress to review the McCarran-Ferguson Act was jointly offered by Representatives Bunda, Blair, Cachola, Graulty, Hirono, Honda, D. Ige, Kihano, Leong, Levin, Lindsey, Liu, Medeiros, Menor, Metcalf, Say, Tam and Yoshimura.

A concurrent resolution (H.C.R. No. 123) requesting the assistance of the Office of Hawaiian Affairs in the creation of a functional plan for native Hawaiians and Hawaiians was jointly offered by Representatives Apo, Lindsey, Tungpalan, Leong, Kamali'i and Anderson.

A concurrent resolution (H.C.R. No. 124) a request to all candidates for elective office to refrain from curbside sign waving was jointly offered by Representatives Taniguchi, Metcalf, Kawakami, Blair, Hagino, Hashimoto, Hemmings, Honda, Lardizabal, Leong, Lindsey, Nakasato, Shito and Yoshimura.

A concurrent resolution (H.C.R. No. 125) urging the Department of Transportation to implement measures to relieve peak hour traffic congestion on the H-1 and H-2 Interstate Highways for Central and Leeward Oahu commuters was jointly offered by Representatives Menor, Apo, Bunda, Gaulty, Hashimoto, Hemmings, Hirono, D. Ige, Lardizabal, Leong, Liu, Marumoto, Medeiros, Metcalf, Okamura, Pfeil, Shon, Tajiri, Takamine and Tam.

A concurrent resolution (H.C.R. No. 126) urging state and county agencies to enforce the regulations relating to flood plain management was jointly offered by Representatives Isbell, Say, Andrews, Cachola, Hagino, Hemmings, Kamali'i, Kihano, Leong, Levin, Marumoto, Medeiros, Pfeil, Tajiri, Takamine and Tungpalan.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Gaulty: "I would like to request a waiver of the 48-hr. notice requirement for H.R. No. 177 and H.C.R. No. 110 which appears on today's referral sheet, requesting a study of long-term care insurance and the feasibility of allowing a tax credit on long-term care insurance premium," and the Chair "so ordered."

"Mr. Speaker, tomorrow your

Committee on Human Services will be holding a public hearing on four resolutions including the ones that I just mentioned. The hearing will begin at 8:30 o'clock a.m., in Room 314."

Representative Metcalf: "Your Committee on Judiciary will be meeting this evening at 6:30 o'clock p.m., to hear various measures. Decision making to follow, time permitting and that's in Conference Room 328.

"Also tomorrow, Mr. Speaker, your Committee on Judiciary will be meeting at 9:00 o'clock a.m., and reconvening at 1:30 o'clock p.m., and the location of that hearing will be announced to the members."

At 11:06 o'clock p.m., Representative Tungpalan asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:08 o'clock a.m.

Representative Takamine: "There will be decision making on one Senate Bill that was heard on your Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce last Friday. The decision making will be Room 416 tomorrow at 1:00 o'clock p.m."

Representative Hagino: "Yesterday, was the 7th Annual Symphony Fun Run; I'm sure you've read about it in this morning's paper. I'm happy to announce that Representatives Apo, Hirono, D. Ige, Isbell, Liu, Shon, Tam and myself, all completed the run. Refreshments, as usual, were served superbly by Representative Marumoto. Those of us who are lucky to be re-elected this year are invited to participate again in 1987."

ADJOURNMENT

At 11:10 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Tuesday, March 25, 1986.

FORTY-FOURTH DAY

Tuesday, March 25, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Steve Hanashiro of the United Church of Christ, after which the Roll was called showing all members present with the exception of Representatives Honda, Isbell, Kamali'i, Kawakami, Kiyabu, Leong, Levin and Menor, who were excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Thirty-First, Thirty-Second, Thirty-Third and Thirty-Fourth Days.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Thirty-First, Thirty-Second, Thirty-Third and Thirty-Fourth Days were approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 234 to 236) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 234) returning House Bill No. 1973-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORM OF SUMMONS AND CITATION", which passed Third Reading in the Senate on March 24, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 235) returning House Bill No. 1975-86, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATION OF OATH", which passed Third Reading in the Senate on March 24, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 236) returning House Bill No. 2028-86, entitled: "A BILL FOR AN ACT RELATING TO BONDING OF SOLAR ENERGY DEVICE DEALERS", which passed Third Reading in the Senate on March 24, 1986, was placed on file.

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

the House:

Representative Crozier introduced Mr. and Mrs. Kerry Palazi, "a general engineer from New Hampshire who is visiting Hawaii on a construction industry conference."

Representative Takamine introduced the family of Representative Lindsey -- his wife Kathy, and their two children.

Representative Shito introduced members of the Church of Christ of Waipahu who had brought along the younger children in the congregation.

Representative Cachola introduced Mrs. Vicki Yoshimura, the wife of his campaign chairman.

Representative Lardizabal introduced his son, Persian Razah, "named after the Shah of Iran."

Representative Grauly introduced Mrs. Eunice Ching, "a very active person of Moanalua Valley" and her friends, Stanley and Alvina Kraukoski from Denver, Colorado.

At this time, the Chair directed the Clerk to note the presence of Representatives Kiyabu and Menor.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 739-86) recommending that H.R. No. 94, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.R. No. 94, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON CONGENITAL TOXOPLASMOSIS", was referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 740-86) recommending that H.C.R. No. 57, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.C.R.

No. 57, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON CONGENITAL TOXOPLASMOSIS", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 197 to 199) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 197) congratulating Reynold J.L. Choy on being named 1986 Teacher of the Year and being selected to participate in the National Teachers Forum was jointly offered by Representatives Kiyabu, Blair, Lindsey, Anderson, Apo, Graulty, Hashimoto, Hemmings, Hirono, Ikeda, Kamali'i, Manegdeg, Menor, Nakata, Pfeil, Shon, Tom and Yoshimura.

On motion by Representative Kiyabu, seconded by Representative Blair and carried, H.R. No. 197 was adopted.

Representative Blair rose and stated:

"Mr. Speaker, it is my privilege and honor today to introduce to the members of this body the Teacher of the Year for 1986, but before that introduction, I would just like to augment what the Clerk has read very briefly.

"It's impressive enough just to hear a list of the things that he's involved with and he would impress you with his energy and his willingness to commit that energy to the children of Hawaii. When you meet him, what comes out even stronger is the passionate commitment to his profession and to the children of Hawaii.

"And I think later on I hope to be able to have him make an appearance before the Education Committee to report back on what he participated in in Washington, D.C. and what some of his ideas for Hawaii in conformance with the same problems that occur with varying degrees of intensity in every state. I think the committee will be impressed more by his willingness to say what he feels directly, bluntly, because he feels so strongly that the needs of our children have to be paramount in our minds. I think all of us who have been here any length of time realize what a significant part of our budget and therefore of our work here in the Legislature the educational system is

but I think until we actually hear of the passion that can be brought, and the eloquence that can be brought to bear by a person such as Mr. Choy who has devoted his life to the education of our children, we can't truly appreciate the significance of our role in the significance of our responsibility and I look forward to his appearing before the Education Committee."

Representative Blair then asked the honoree, Mr. Reynold Choy, to stand and be recognized. Accompanying Mr. Choy was his wife, Jenny Choy, "also a teacher, and therefore, no doubt she is able to understand him better and accept the strength of his commitment to his job"; and his two daughters, Samantha and Rebecca.

Representative Blair continued:

"Because Mr. Choy, while his individual accomplishments are very noteworthy, I think we have to also realize that he stands, not just for his own accomplishments, but symbolically he represents all the teachers from all of the schools in all of our districts, and therefore, to help us to realize that, I have asked Mr. Radcliffe if he could also be here today."

Representative Blair then asked Mr. John Radcliffe of the Hawaii State Teachers' Association to stand and be recognized.

Representative Blair continued:

"And all teachers are, to some degree, at the mercy of the administration of the school system, and therefore, recognition of Mr. Choy would not be complete unless we would also give some recognition to the Principal who has helped him to accomplish as much as he can as an individual teacher, and therefore, I have asked Mr. Charles Goo from Roosevelt High School if he could be here today."

Representative Blair then asked Mr. Charles Goo, Principal of Roosevelt High School, to stand and be recognized.

A maile/pikake lei was presented to Mr. Choy by Representative Hirono; a carnation lei to Mrs. Choy by Representative Kiyabu; and orchid leis to Samantha by Representative D. Ige; to Rebecca by Representative Shon; to Mr. Goo by Representative Tungpalan; and to Mr. Radcliffe by Representative Hashimoto. Certified copies of the resolution were pre-

sented to the honorees by Representative Lindsey.

Representative Blair further stated:

"Mr. Speaker, just one more brief statement.

"Mr. Choy has touched the lives of many people in his. . . I think I understated, actually I think he has been a teacher more than fourteen years and in the resolution I said fourteen years. I would just mention briefly in passing that he's known to other people in this chamber including yourself and one of his former students, Blane Nakamura, who is with the Sergeant-at-Arms Office so just in looking at this room, there's several lives within this room that he has touched. You can imagine the impact that he has had on the community, and therefore, I think it's very appropriate that we make this presentation today, and I thank you for allowing me the opportunity."

A resolution (H.R. No. 198) extending thanks and appreciation to "Auntie Ayraud" for her volunteer assistance in the Hawaii State Legislature was jointly offered by Representatives Ikeda, Apo, Bunda, Cachola, Hashimoto, Hemmings, D. Ige, Kamali'i, Nakata, Shito, Tam and Yoshimura.

On motion by Representative Ikeda, seconded by Representative Hemmings and carried, H.R. No. 198 was adopted.

Representative Ikeda rose and stated:

"Mr. Speaker, I introduced this resolution with the support from many other members to honor a wonderful lady. For those of you who do not work on the fourth floor, I would like to tell you a little bit about Auntie Ayraud.

"Auntie Ayraud has been an integral part of the fourth floor Copy Room for many years. She worked several days a week organizing newspaper files for the Minority Research Office. Working only with a small space and an even smaller table and the zealously-guarded supply of rubber cement, Auntie Ayraud forms an important part of the Minority's extensive newspaper filing system and has, from time to time, even filled requests for information for Majority members as well.

"I am constantly amazed at the good cheer Auntie Ayraud maintains in

spite of her adverse working conditions. She has helped create a pleasant and friendly environment out of a Copy Room, usually just a noisy hole in the wall. She always has a story or a joke to tell -- sometimes off color, sometimes not, but always in the best of spirits. Her wall decorations are an education for us all. Where else can we examine those symbols of days gone by such as Cary Grant, Gary Cooper, and Whitney Anderson? Other decorations help us determine the difference between Republicans and Democrats and one prominently posted international symbol warns against 'too much bull.' Everyone who enters is greeted with a smile and a cheery 'hello.' Although a Republican, she is bi-partisan in her relations with Representatives and their staff, and her old and trusted transistor radio has been replaced by new electronic headwear but she still welcomes all who enter.

"Mr. Speaker, I am proud to introduce to this body a very tough and hardworking lady who has given many years of her time to this Legislature. Our best estimate at this time is almost nineteen years, and who I hope will continue with us here at the Capitol for many years to come, Mrs. Edith Ronald, otherwise affectionately known as 'Auntie Ayraud'."

Representative Ikeda then asked Auntie Ayraud to stand and be recognized.

An ilima/pikake lei and a certified copy of the resolution were presented to the honoree by Representative Ikeda.

Representatives Anderson, Hemmings, Jones, Marumoto, Nakata, Tam, Pfeil and Medeiros also presented floral leis to Auntie Ayraud.

A resolution (H.R. No. 199) honoring the 1986 YMCA Youth Legislature Program was jointly offered by Representatives Okamura, Andrews, Crozier, Graulty, Hagino, Hashimoto, Hemmings, D. Ige, M. Ige, Ikeda, Kawakami, Kihano, Lardizabal, Leong, Levin, Lindsey, Manegdeg, Marumoto, Metcalf, Nakasato, Nakata, Say, Shito, Shon, Tajiri, Tam and Yoshimura.

On motion by Representative Okamura, seconded by Representative D. Ige and carried, H.R. No. 199 was adopted.

Representative Okamura rose and stated:

"Mr. Speaker, the leadership of tomorrow is found in the youth of today, and therefore, it is almost impossible to over-estimate the importance of providing solid education and training for our future leaders. The YMCA Youth Legislature Program provides excellent opportunities for teaching our future leaders about Hawaii's political process through a simulated legislative session.

"The 1986 session has considered fifty bills and resolutions in the past three days and has brought together fifty-four high school participants from the islands of Hawaii, Kauai, Maui and Oahu. They have tackled such tough issues as the hotel room tax, to toughening sentencing for rape. One of the key issues that they very recently decided on was the killing by very close vote of the lottery.

"I would like to, at this time, introduce the elected youth leaders of the 37th YMCA Youth Legislature."

Representative Okamura then asked the following youth leaders to stand and be recognized: Mr. Gavin Doi, youth Governor from McKinley High School and a resident of Kaimuki; Ms. Stacie Uesugi, Speaker of the House from Leilehua High School; Ms. Helen Baron, President of the Senate from Moanalua High School; and Mr. Baron Gushiken, volunteer advisor of the Honolulu YMCA delegation.

Floral leis and certified copies of the resolution were presented to the honorees by Representatives Hirono, Say, Bunda, Manegdeg and Tungpalan, respectively.

At 11:44 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of allowing us the opportunity of extending our personal aloha and congratulations to our honorees this morning."

Upon reconvening at 11:55 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Isbell, Leong and Levin.

By unanimous consent, the following resolution (H.R. No. 200) and concurrent resolution (H.C.R. No. 127)

were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 200) requesting a report on possible State and federal governmental actions to achieve an effective management role for the State of Hawaii in the exclusive economic zone was jointly offered by Representatives Apo and Shon.

A concurrent resolution (H.C.R. No. 127) requesting a report on possible State and federal governmental actions to achieve an effective management role for the State of Hawaii in the exclusive economic zone was jointly offered by Representatives Apo and Shon.

ANNOUNCEMENTS

Representative Andrews: "On Thursday morning, your Committee on Planning, Energy and Environmental Protection will be having a public hearing on various resolutions. Decision-making to follow if time permits."

Representative Taniguchi: "There will be a continuation of the Judiciary Committee hearing of this morning. It will start at about 1:30 in Room 328. Decision-making to follow."

Representative Kiyabu requested waiver of the 48-hour notice for hearings on all Senate Bills referred to Finance and the Chair "so ordered."

Representative Kiyabu: "Your Committee on Finance will hold a public hearing this afternoon at 1:30. Decision-making to follow and we will also be making decisions on bills that have been deferred from last week till now. Decision-making will follow on all those bills."

ADJOURNMENT

At 11:57 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. on Thursday, March 27, 1986.

FORTY-FIFTH DAY

Thursday, March 27, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:18 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Don Swerdfeger, a retired Methodist minister, after which the Roll was called showing all members present with the exception of Representatives Leong, Metcalf, Nakasato and Yoshimura who were excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Fortieth, Forty-First, Forty-Second and Forty-Third Days.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Fortieth, Forty-First, Forty-Second and Forty-Third Days were approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 104 to 115) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 104) transmitting for introduction a draft of a House Concurrent Resolution authorizing the Department of Land and Natural Resources to dispose by way of a lease, together with an easement, certain government submerged lands and lands beneath tidal waters situated at Sand Island, Oahu, Hawaii, for the purpose of enabling the construction of certain offshore improvements, was placed on file.

A message from the Governor (Gov. Msg. No. 105) transmitting for introduction a draft of a House Concurrent Resolution authorizing the Department of Land and Natural Resources to dispose by way of an easement certain government submerged lands and lands beneath tidal waters situated at Kaneohe, Koolaupoko, Oahu, Hawaii, for the purposes of enabling the construction of certain offshore improvements, was placed on file.

A message from the Governor (Gov. Msg. No. 106) transmitting sixty copies of the 1984-85 Annual Report prepared by the State Foundation on Culture and the Arts, was placed on file.

A message from the Governor (Gov. Msg. No. 107) transmitting sixty copies of the Department of Agriculture's annual report for the fiscal year ending June 30, 1985, was placed on file.

A message from the Governor (Gov. Msg. No. 108) transmitting sixty copies of two reports prepared by the State Law Enforcement Planning Agency for the Juvenile Justice Interagency Board as part of the Board's responsibility pursuant to Chapter 571D, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 109) transmitting sixty copies of the "1986 Preliminary Report on Completed Lawsuits Involving the State of Hawaii, Its Agencies and Employees 1980-1986," prepared by the Department of the Attorney General, was placed on file.

A message from the Governor (Gov. Msg. No. 110) transmitting sixty copies of a progress report by the Office of Community Services, was placed on file.

A message from the Governor (Gov. Msg. No. 111) transmitting sixty copies of the report entitled, "Overview Study of the Hawaii Motion Picture Industry and the Feasibility of a Studio Facility." This report, prepared by Cinelectronics Development Corporation for the Department of Planning and Economic Development, is in response to Section 22, Act 300, Session Laws of Hawaii 1985. The study seeks to assess and analyze the film/video production industry in Hawaii; its facility, manpower, and technical resource requirement, including a feasibility study and site analysis for Hawaii production facilities, was placed on file.

A message from the Governor (Gov. Msg. No. 112) transmitting sixty copies of the 1985 Annual Report prepared by the Department of Defense, was placed on file.

A message from the Governor (Gov. Msg. No. 113) transmitting sixty copies of a report entitled, "Report to

the Governor, 1984-85", which was prepared by the Department of Land and Natural Resources, was placed on file.

A message from the Governor (Gov. Msg. No. 114) transmitting sixty copies of the report, "Employee Stock Ownership Program," prepared by the Department of Planning and Economic Development. This report is in response to House Resolution No. 232, HD1, and Senate Resolution No. 100 (Thirteenth Legislature, 1985 Regular Session) entitled: Requesting the Department of Planning and Economic Development to Undertake a Program of Educational and Promotional Activities on Employee Stock Ownership and to Form an Employee Stock Ownership Advisory Committee, was placed on file.

A message from the Governor (Gov. Msg. No. 115) transmitting sixty copies of the recommendations for a management plan for the North Shore of Kauai in response to House Resolution No. 298, HD1, 1985, was placed on file.

DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 11) was read by the Clerk and was disposed of as follows:

A communication from Jack K. Suwa, Chairman, Hawaii Land Evaluation and Site Assessment Commission (LESA) (Dept. Com. No. 11) transmitting sixty copies of its final report pursuant to Act 273, Session Laws of Hawaii, 1983, and Act 148, Session Laws of Hawaii, 1985, was placed on file.

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

Representative Isbell introduced a group of multi-cultural students from Konawaena High School, "coming from such places as the Philippines, China and various other countries who are part of a multi-cultural club," accompanied by their advisor, Ms. Virginia Schorrie.

Representative Isbell also introduced Mr. and Mrs. Joshua Jones and their three daughters who are circumnavigating the globe in a sailboat and who have been staying in Kona for the past four months. Mr. Jones is a computer engineer from Little Hampton, England, and from here they will be sailing to Alaska, down to the

Panama Canal Zone to New York and then return home to England.

Representative Tungpalan introduced Mr. Isbell who was seated in the gallery.

Representative Tungpalan also introduced Karen Ginoza who is with the H.S.T.A contingency.

Representative Crozier introduced Mrs. Gaylord Hanohano, a very active volunteer in the Makikilo community, and her daughter, Kulea, and other members of the family.

Representative Ikeda, on behalf of Representatives Crozier, Jones and herself, introduced a group of young ladies who are "responsible for all of the delicious food in our school cafeterias, as follows: Ms. Eunice Uwaisu, from Kamiloiki; Nancy Sakaki from Hahaione; Ann Nakamura from Kaiser; Thelma Okada from Kaiser; Haruko Goya from Kokohead School; Betty Afuso, a retiree from Kokohead School; Alice Kawai from Kaiser; Betty Nakahara from Waikiki; Grace Oshiro from Hahaione; and Alice Kuwaii from Kaiser.

Representative Lindsey recognized several members of the H.S.T.A. political action committee who were seated in the gallery.

The Chair directed the Clerk to note the presence of Representative Metcalf.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

Senate Bill No. 2127-86 was re-referred to the Committee on Finance.

Senate Bill No. 2317-86 was re-referred to the Committee on Finance.

Senate Bill No. 2318-86 was re-referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 201 to 221) and concurrent resolutions (H.C.R. Nos. 128 to 148) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 201) encouraging the Department of Education to develop a teacher achievement awards program was jointly offered by Representatives Pfeil, Anderson, Andrews,

Apo, Cachola, Cavasso, Crozier, Hagino, Hemmings, Hirono, Ikeda, Isbell, Jones, Kihano, Lardizabal, Levin, Lindsey, Liu, Manegdeg, Marumoto, Medeiros, Menor, Nakasato, Nakata, Okamura, Onouye, Oshiro, Say, Shito, Shon, Tajiri, Tam, Tungpalan and Yoshimura.

A resolution (H.R. No. 202) requesting the use of Iolani Palace grounds as a pick-up and recreational area for the YWCA's child care programs was jointly offered by Representatives Kawakami, Anderson, Apo, Blair, Gaulty, Hagino, Hirono, M. Ige, Ikeda, Isbell, Kihano, Lardizabal, Liu, Manegdeg, Menor, Nakata, Onouye, Pfeil, Shito, Shon, Souki, Tajiri, Tam, Tom, Tungpalan and Yoshimura.

A resolution (H.R. No. 203) requesting improved United States immigration and customs support at the Honolulu International Airport was jointly offered by Representatives Taniguchi, Oshiro, Kiyabu, Apo, D. Ige, Lardizabal, Lindsey, Medeiros, Nakasato, Onouye, Say, Takamine and Tam.

A resolution (H.R. No. 204) requesting a feasibility study for the establishment of an office of pupil services in the Department of Education was jointly offered by Representatives Cavasso, Hemmings, Lindsey, Andrews, Apo, Blair, Bunda, Cachola, Hagino, Honda, Jones, Kihano, Liu, Manegdeg, Marumoto, Medeiros, Menor, Nakasato, Nakata, Pfeil, Shito, Shon and Tam.

A resolution (H.R. No. 205) concerning home education was jointly offered by Representatives Cavasso, Hemmings, Lindsey, Andrews, Apo, Bunda, Cachola, Honda, Kihano, Liu, Marumoto, Medeiros, Menor, Nakata, Okamura, Pfeil, Shito, Souki and Tam.

A resolution (H.R. No. 206) requesting a study of exempting teachers from jury duty was jointly offered by Representatives Tungpalan, Menor, Oshiro, Shito, Takamine and Taniguchi.

A resolution (H.R. No. 207) relating to the development of an employment plan was jointly offered by Representatives Tungpalan, Hirono, Manegdeg, Medeiros, Metcalf, Nakasato, Takamine and Taniguchi.

A resolution (H.R. No. 208) requesting the Department of Taxation to establish a monitoring procedure for the purpose of ensuring that

mainland contractors performing construction work on military installations pay the state excise tax as required by Chapter 237, Hawaii Revised Statutes was jointly offered by Representatives Tungpalan, Hirono, Manegdeg, Medeiros, Metcalf, Nakasato, Takamine and Taniguchi.

A resolution (H.R. No. 209) requesting an investigation of the inadequate procedures and enforcement by the Department of Taxation in collecting general excise taxes from out-of-state contractors performing work within the State of Hawaii as required by Chapter 237, Hawaii Revised Statutes was jointly offered by Representatives Tungpalan, Hirono, Manegdeg, Medeiros, Metcalf, Takamine and Taniguchi.

A resolution (H.R. No. 210) urging the Board of Regents to examine the operations of the West Oahu College was jointly offered by Representatives Hagino, Andrews, Blair, Bunda, Cachola, Gaulty, Hashimoto, Hirono, Honda, D. Ige, Ikeda, Kamali'i, Kawakami, Lardizabal, Levin, Lindsey, Liu, Menor, Metcalf, Nakata, Okamura, Onouye, Pfeil, Say, Shito, Tajiri, Takamine, Tam, Taniguchi, Tungpalan and Yoshimura.

A resolution (H.R. No. 211) requesting a study of ways to attract Hong Kong businesses to Hawaii was jointly offered by Representatives Levin, Anderson, Andrews, Apo, Bunda, Cavasso, Crozier, Hashimoto, Hemmings, Honda, Kihano, Lindsey, Medeiros, Metcalf, Onouye, Pfeil, Shon and Tajiri.

A resolution (H.R. No. 212) requesting the Department of Education to study the feasibility of implementing the concept of year-round school was jointly offered by Representatives Lindsey, Levin, Anderson, Andrews, Apo, Bunda, Cavasso, Crozier, Hashimoto, Hemmings, Honda, Kihano, Medeiros, Metcalf, Onouye, Pfeil, Shon and Tajiri.

A resolution (H.R. No. 213) congratulating the Hawaii Farm Bureau Federation and requesting the Governor to proclaim the week of June 27 to July 6 as "Hawaii Agriculture Week", was jointly offered by Representatives Honda, Andrews, Apo, Cachola, Crozier, Gaulty, Hagino, Hashimoto, Hirono, D. Ige, M. Ige, Isbell, Jones, Kamali'i, Kiyabu, Lindsey, Liu, Manegdeg, Marumoto, Metcalf, Nakasato, Nakata, Oshiro, Pfeil, Say, Shito, Shon, Tajiri, Takamine, Tam and Tom.

A resolution (H.R. No. 214) relating to space industries was jointly offered by Representatives Hemmings, Cavasso, Hagino, Hashimoto, Hirono, Honda, Jones, Lardizabal, Lindsey, Liu, Marumoto, Medeiros, Metcalf, Onouye, Oshiro, Pfeil, Say, Souki, Tam and Yoshimura.

A resolution (H.R. No. 215) requesting legislative auditor to conduct a feasibility study on the establishment of a state department of law enforcement was jointly offered by Representatives Anderson, Medeiros, Hemmings, Isbell, Jones and Kawakami.

A resolution (H.R. No. 216) relating to a survey of county lands used or previously used for school purposes was jointly offered by Representatives Anderson, Manegdeg, Blair, Hemmings, Isbell, Levin and Lindsey.

A resolution (H.R. No. 217) requesting the Department of Transportation to convene a meeting with officials of Aloha Airlines and other affected parties to discuss the establishment of an evening curfew on flight operations to and from the Kahului Airport was offered by Representative Andrews.

A resolution (H.R. No. 218) requesting a study of gubernatorial powers was jointly offered by Representatives Tam, Anderson, Apo, Blair, Gaulty, Hagino, Hemmings, Ikeda, Isbell, Jones, Kamali'i, Lardizabal, Levin, Marumoto, Medeiros, Menor, Onouye, Pfeil and Say.

A resolution (H.R. No. 219) requesting the formulation of a plan of action for expanding the use of the foreign trade zone was jointly offered by Representatives Tam, Anderson, Andrews, Apo, Hagino, Levin, Manegdeg, Medeiros, Menor, Okamura, Say and Taniguchi.

A resolution (H.R. No. 220) requesting a review of the policy authorizing noncooperation in the establishment of paternity and obtainment of child support under the aid to families with dependent children program was jointly offered by Representatives Gaulty and Leong.

A resolution (H.R. No. 221) requesting the Office of Hawaiian Affairs to examine the needs of schools which teach the Hawaiian language to preschool children through the language immersion technique was jointly offered by Representatives Gaulty and Leong.

A concurrent resolution (H.C.R. No. 128) requesting the use of Iolani Palace grounds as a pick-up and recreational area for the YWCA's child care programs was jointly offered by Representatives Kawakami, Anderson, Apo, Blair, Gaulty, Hagino, Hirono, M. Ige, Ikeda, Isbell, Kihano, Lardizabal, Liu, Manegdeg, Menor, Nakata, Onouye, Pfeil, Shito, Shon, Souki, Tajiri, Tam, Tom, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 129) requesting improved United States immigration and customs support at the Honolulu International Airport was jointly offered by Representatives Taniguchi, Oshiro, Kiyabu, Apo, Bunda, D. Ige, Lardizabal, Lindsey, Medeiros, Menor, Nakasato, Onouye, Say, Takamine and Tam.

A concurrent resolution (H.C.R. No. 130) requesting a feasibility study for the establishment of an office of pupil services in the Department of Education was jointly offered by Representatives Cavasso, Hemmings, Lindsey, Andrews, Apo, Blair, Bunda, Cachola, Hagino, Honda, Jones, Kihano, Liu, Manegdeg, Marumoto, Medeiros, Menor, Nakasato, Nakata, Pfeil, Shito, Shon and Tam.

A concurrent resolution (H.C.R. No. 131) concerning home education was jointly offered by Representatives Cavasso, Hemmings, Lindsey, Andrews, Apo, Bunda, Cachola, Honda, Jones, Kihano, Liu, Marumoto, Medeiros, Menor, Nakata, Okamura, Pfeil, Shito, Souki and Tam.

A concurrent resolution (H.C.R. No. 132) relating to the development of an employment plan was jointly offered by Representatives Tungpalan, Hirono, Manegdeg, Medeiros, Metcalf, Nakasato, Takamine and Taniguchi.

A concurrent resolution (H.C.R. No. 133) requesting the Department of Taxation to establish a monitoring procedure for the purpose of ensuring that mainland contractors performing construction work on military installations pay the state excise tax as required by Chapter 237, Hawaii Revised Statutes was jointly offered by Representatives Tungpalan, Hirono, Manegdeg, Medeiros, Metcalf, Nakasato, Takamine and Taniguchi.

A concurrent resolution (H.C.R. No. 134) requesting an investigation of the inadequate procedures and enforcement by the Department of Taxation in collecting general excise

taxes from out-of-state contractors performing work within the State of Hawaii as required by Chapter 237, Hawaii Revised Statutes was jointly offered by Representatives Tungpalan, Hirono, Manegdeg, Medeiros, Metcalf, Nakasato, Takamine and Taniguchi.

A concurrent resolution (H.C.R. No. 135) urging the Board of Regents to examine the operations of the West Oahu College was jointly offered by Representatives Hagino, Andrews, Apo, Blair, Bunda, Cachola, Grauly, Hashimoto, Hirono, Honda, M. Ige, Ikeda, Kamali'i, Kawakami, Lardizabal, Leong, Levin, Lindsey, Liu, Marumoto, Menor, Metcalf, Nakata, Okamura, Onouye, Oshiro, Say, Shito, Tajiri, Takamine, Tam, Taniguchi, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 136) authorizing the Board of Land and Natural Resources to negotiate for the leasing of submerged lands for reclamation, at the expense of the lessee, and approving the development of submerged lands at Ke'ehi Lagoon was jointly offered by Representatives Cachola, Grauly, Manegdeg, Apo, Yoshimura, Nakasato, Say, Andrews, Hagino, Pfeil, Tajiri and Tam.

A concurrent resolution (H.C.R. No. 137) requesting the Department of Land and Natural Resources to develop Kahana Valley State Park as proposed by the Kahana Advisory Council in their December, 1985 development plan was offered by Representative Peters. (By request)

A concurrent resolution (H.C.R. No. 138) congratulating the Hawaii Farm Bureau Federation and requesting the Governor to proclaim the week of June 27 to July 6 as "Hawaii Agriculture Week", was jointly offered by Representatives Honda, Andrews, Apo, Cachola, Crozier, Grauly, Hagino, Hashimoto, Hirono, D. Ige, M. Ige, Isbell, Jones, Kamali'i, Kiyabu, Lindsey, Liu, Manegdeg, Marumoto, Metcalf, Nakasato, Nakata, Oshiro, Pfeil, Say, Shito, Shon, Tajiri, Takamine, Tam and Tom.

A concurrent resolution (H.C.R. No. 139) requesting the Governor of the State of Hawaii to proclaim the month of July 1986 as the U.S. Merchant Marine month in Hawaii was jointly offered by Representatives Apo, Anderson, Andrews, Blair, Bunda, Cachola, Crozier, Hagino, Hashimoto, Hemmings, Hirono, Honda, Isbell, Kamali'i, Lardizabal, Liu, Manegdeg, Medeiros, Menor, Metcalf,

Nakasato, Nakata, Pfeil, Say, Shito, Shon, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 140) relating to space industries was jointly offered by Representatives Hemmings, Cavasso, Hagino, Hashimoto, Hirono, Honda, Jones, Lardizabal, Lindsey, Liu, Marumoto, Metcalf, Onouye, Oshiro, Pfeil, Say, Souki, Tam and Yoshimura.

A concurrent resolution (H.C.R. No. 141) requesting the Department of Transportation to convene a meeting with officials of Aloha Airlines and other affected parties to discuss the establishment of an evening curfew on flight operations to and from the Kahului Airport was offered by Representative Andrews.

A concurrent resolution (H.C.R. No. 142) requesting a review of the policy authorizing noncooperation in the establishment of paternity and obtainment of child support under the aid to families with dependent children program was jointly offered by Representatives Grauly and Leong.

A concurrent resolution (H.C.R. No. 143) requesting the office of Hawaiian Affairs to examine the needs of schools which teach the Hawaiian language to preschool children through the language immersion technique was jointly offered by Representatives Grauly and Leong.

A concurrent resolution (H.C.R. No. 144) requesting a determination of the appropriate balance of the special premium supplementation fund and the transfer of the excess to the general fund was jointly offered by Representatives D. Ige and Tungpalan.

A concurrent resolution (H.C.R. No. 145) requesting legislative auditor to conduct a feasibility study on the establishment of a state department of law enforcement was jointly offered by Representatives Anderson, Medeiros, Hemmings, Isbell and Kawakami.

A concurrent resolution (H.C.R. No. 146) relating to a survey of county lands used or previously used for school purposes was jointly offered by Representatives Anderson, Manegdeg, Blair, Hemmings, Isbell, Jones, Levin and Lindsey.

A concurrent resolution (H.C.R. No. 147) requesting a study of gubernatorial powers was jointly offered by Representatives Tam, Anderson, Apo,

Blair, Graulty, Hagino, Hemmings, Ikeda, Isbell, Jones, Kamali'i, Lardizabal, Levin, Liu, Marumoto, Medeiros, Menor, Onouye, Pfeil and Say.

A concurrent resolution (H.C.R. No. 148) requesting the formulation of a plan of action for expanding the use of the foreign trade zone was jointly offered by Representatives Tam, Anderson, Andrews, Apo, Levin, Manegdeg, Medeiros, Okamura and Taniguchi.

ANNOUNCEMENTS

At 11:29 o'clock a.m., Representative Kiyabu asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:32 o'clock a.m.

The following announcements were made to the members of the House:

Representative Metcalf: "The chairman of the Committee on Judiciary has a number of committee reports to be signed by members that will be on his desk immediately after the session for signatures. We would ask the cooperation of the committee members in stopping by and signing the committee reports."

The Chair then stated:

"All members are requested to make themselves available exactly for that purpose."

Representative Kawakami: "There will be an open Majority caucus at 8:00 o'clock a.m., Monday morning."

Representative Souki: "The Finance Committee will be having a meeting today at 1:30 o'clock in Room 307. Decision making to follow."

Representative Jones: "On behalf of the Minority caucus and myself, I would like to wish you and the Majority and your families a very "Happy Easter."

Representative Ikeda: "There will be a Republican caucus at 8:00 o'clock a.m., on Monday morning."

Representative Okamura moved that the Journal remain open until midnight and that all bills received by the Clerk up till midnight pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Ikeda and carried.

At 11:35 o'clock a.m., the Chair declared the House in recess for the purpose of receiving committee reports.

STANDING COMMITTEE REPORTS

The following Standing Committee Reports (Stand. Com. Rep. Nos. 741 to 826) were received in the Chief Clerk's office up till 12:00 o'clock midnight this legislative day, and in accordance with a motion made earlier, all Senate bills accompanying said Standing Committee Reports passed Second Reading and were placed on the calendar for Third Reading except those bills which recommended passage on Third Reading, which were deferred:

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 741-86) recommending that S.B. No. 1761-86, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Andrews and Say, for the majority of the Committees on Planning, Energy and Environmental Protection and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 742-86) recommending that S.B. No. 2140-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Andrews and Say, for the Committees on Planning, Energy and Environmental Protection and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 743-86) recommending that S.B. No. 1496-86, SD2, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Bunda and Tom, for the Committees on Health and Judiciary, presented a joint report (Stand. Com. Rep. No. 744-86) recommending that S.B. No. 1837-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Graulty and Lindsey, for the Committees on Human Services and Education, presented a joint report (Stand. Com. Rep. No. 745-86) recommending that S.B. No. 2126-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Hashimoto, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 746-86) recommending that S.B. No. 2091-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 747-86) recommending that S.B. No. 1551-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 748-86) recommending that S.B. No. 1514-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 749-86) recommending that S.B. No. 1570-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 750-86) recommending that S.B. No. 2131-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 751-86) recommending that S.B. No. 1569-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 752-86) recommending that S.B. No. 1550-86, SD2, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 753-86) recommending that S.B. No. 2481-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 754-86) recommending that S.B. No. 2057-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 755-86) recommending that S.B. No. 2346-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 756-86) recommending that S.B. No. 2310-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 757-86) recommending that S.B. No. 2296-86, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 758-86) recommending that S.B. No. 2038-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 759-86) recommending that S.B. No. 1831-86, SD2, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 760-86) recommending that S.B. No. 1646-86, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 761-86) recommending that S.B. No. 1023, SD2, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a

report (Stand. Com. Rep. No. 762-86) recommending that S.B. No. 303, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 763-86) recommending that S.B. No. 8, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 764-86) recommending that S.B. No. 2266-86, SD2, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 765-86) recommending that S.B. No. 2258-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 766-86) recommending that S.B. No. 2268-86, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Shito, for the majority of the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 767-86) recommending that S.B. No. 2309-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 767-86 on S.B. No. 2309-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2309-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 768-86) recommending that S.B. No. 2295-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 768-86 on S.B. No. 2295-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No.

2295-86, SD1, HD2 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 769-86) recommending that S.B. No. 310, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 770-86) recommending that S.B. No. 1056, SD2, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 771-86) recommending that S.B. No. 1727-86, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 772-86) recommending that S.B. No. 1684-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 772-86 on S.B. No. 1684-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1684-86, SD1, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 773-86) recommending that S.B. No. 383, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 773-86 on S.B. No. 383, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 383, SD1, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No.

774-86) recommending that S.B. No. 159, SD2, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 774-86 on S.B. No. 159, SD2, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 159, SD2, HD1 were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 775-86) recommending that S.B. No. 718, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 775-86 on S.B. No. 718, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 718, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 776-86) recommending that S.B. No. 970, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 776-86 on S.B. No. 970, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 970, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 777-86) recommending that S.B. No. 1624-86, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 777-86 on S.B. No. 1624-86, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1624-86, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a

report (Stand. Com. Rep. No. 778-86) recommending that S.B. No. 2320-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 778-86 on S.B. No. 2320-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2320-86, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 779-86) recommending that S.B. No. 2303-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 779-86 on S.B. No. 2303-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2303-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 780-86) recommending that S.B. No. 2290-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 780-86 on S.B. No. 2290-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2290-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 781-86) recommending that S.B. No. 2173-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 781-86 on S.B. No. 2173-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2173-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 782-86) recommending that S.B. No. 1933-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 782-86 on S.B. No. 1933-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1933-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 783-86) recommending that S.B. No. 2050-86, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 783-86 on S.B. No. 2050-86, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2050-86, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 784-86) recommending that S.B. No. 2471-86, SD2, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 784-86 on S.B. No. 2471-86, SD2, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2471-86, SD2, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 785-86) recommending that S.B. No. 2512-86, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 785-86 on S.B. No. 2512-86, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2512-86, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 786-86) recommending that S.B. No. 2474-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 786-86 on S.B. No. 2474-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2474-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 787-86) recommending that S.B. No. 2359-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 787-86 on S.B. No. 2359-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2359-86, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 788-86) recommending that S.B. No. 431, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 788-86 on S.B. No. 431, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 431, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 789-86) recommending that S.B. No. 427, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 789-86 on S.B. No. 427, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 427, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 790-86) recommending that S.B. No. 81, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 790-86 on S.B. No. 81, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 81, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 791-86) recommending that S.B. No. 425, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 791-86 on S.B. No. 425, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 425, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 792-86) recommending that S.B. No. 934, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 792-86 on S.B. No. 934, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 934, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 793-86) recommending that S.B. No. 1886-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 793-86 on S.B. No. 1886-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1886-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 794-86) recommending that S.B. No. 1655-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 794-86 on S.B. No. 1655-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1655-86, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 795-86) recommending that S.B. No. 1652-86, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 795-86 on S.B. No. 1652-86, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1652-86, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 796-86) recommending that S.B. No. 1961-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 796-86 on S.B. No. 1961-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1961-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 797-86) recommending that S.B. No. 2166-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 797-86 on S.B. No. 2166-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2166-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 798-86) recommending that S.B. No. 2095-86, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 798-86 on S.B. No. 2095-86, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2095-86, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 799-86) recommending that S.B. No. 2319-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 799-86 on S.B. No. 2319-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2319-86, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 800-86) recommending that S.B. No. 1651-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 800-86 on S.B. No. 1651-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1651-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 801-86) recommending that S.B. No. 1998-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 801-86 on S.B. No. 1998-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1998-86, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 802-86) recommending that S.B. No. 1843-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 802-86 on S.B. No. 1843-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1843-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 803-86) recommending that S.B. No. 1773-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 803-86 on S.B. No. 1773-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1773-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 804-86) recommending that S.B. No. 52, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 804-86 on S.B. No. 52, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 52, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 805-86) recommending that S.B. No. 774, SD2, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 805-86 on S.B. No. 774, SD2, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 774, SD2, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 806-86) recommending that S.B. No. 1762-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 806-86 on S.B. No. 1762-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1762-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 807-86) recommending that S.B. No. 1718-86, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 807-86 on S.B. No. 1718-86, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1718-86, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 808-86) recommending that S.B. No. 2478-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 808-86 on S.B. No. 2478-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2478-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 809-86) recommending that S.B. No. 1695-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 809-86 on S.B. No. 1695-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1695-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 810-86) recommending that S.B. No. 1908-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 810-86 on S.B. No. 1908-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1908-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 811-86) recommending that S.B. No. 2190-86, SD1, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 811-86 on S.B. No. 2190-86, SD1, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2190-86, SD1, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 812-86) recommending that S.B. No. 1965-86, SD2, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 813-86) recommending that S.B. No. 2468-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 814-86) recommending that S.B. No. 1743-86, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 815-86) recommending that S.B. No. 2312-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No.

816-86) recommending that S.B. No. 2308-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 817-86) recommending that S.B. No. 495, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 818-86) recommending that S.B. No. 2048-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 819-86) recommending that S.B. No. 1800-86, SD2, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 819-86 on S.B. No. 1800-86, SD2, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1800-86, SD2, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 820-86) recommending that S.B. No. 1960-86, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 820-86 on S.B. No. 1960-86, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1960-86, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 821-86) recommending that S.B. No. 2315-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 821-86 on S.B. No. 2315-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of

Hawaii, printed copies of S.B. No. 2315-86, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 822-86) recommending that S.B. No. 2277-86, SD1, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 822-86 on S.B. No. 2277-86, SD1, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 2277-86, SD1, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 823-86) recommending that S.B. No. 1188, as amended in HD1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 823-86 on S.B. No. 1188, HD1, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1188, HD1, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 824-86) recommending that S.B. No. 1780-86, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 824-86 on S.B. No. 1780-86, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 1780-86, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 825-86) recommending that S.B. No. 564, SD2, as amended in HD2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 825-86 on S.B. No. 564, SD2, HD2, was deferred until March 31, 1986, and in accordance with Article III, Section

15, of the Constitution of the State of Hawaii, printed copies of S.B. No. 564, SD2, HD2, were made available to the members of the House no later than 12:00 o'clock midnight.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 826-86) recommending that S.B. No.

2127-86, SD1, as amended in HD1, pass Second Reading and be placed on the calendar for Third Reading.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 11:30 o'clock a.m., Monday, March 31, 1986.

FORTY-SIXTH DAY

Monday, March 31, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:45 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Mrs. Doris Parkhill of the First Church of Christ, Scientist, after which the Roll was called showing all members present with the exception of Representative Menor, who was excused.

By unanimous consent, reading of the Journal of the House of Representatives of the Forty-Fifth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 237 to 240) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 237) transmitting Senate Concurrent Resolution No. 51, which was adopted by the Senate on March 27, 1986, was placed on file.

By unanimous consent, further action on S.C.R. No. 51 was deferred.

A communication from the Senate (Sen. Com. No. 238) informing the House that the amendments proposed by the House to Senate Bill No. 1527-86 (HD 1), were agreed to by the Senate on March 27, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 239) informing the House that the Senate has disagreed to the amendments proposed by the House to Senate Bill No. 1595-86 (HD 1) and will name conferees at a later date.

A communication from the Senate (Sen. Com. No. 240) informing the House that the Senate has disagreed to the amendments proposed by the House to Senate Bill No. 1678-86 (HD 1), and will name conferees at a later date.

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

Representative M. Ige introduced a group of students from Loma Linda Academy in San Bernadino County, California, "who are here to participate in the International Choir Festival." They were accompanied by Ms. Vicki Tucker, Choir Director, and Mr. Leialoha, Business Administrator for the Academy, and a personal friend of the Speaker.

Representative Leong introduced two friends from Windsor, Ontario, Canada -- Dick Savey, a supervisor at the Hiram Walker Distillery in Windsor, and his wife, Marge. They were accompanied by Mr. Curtis Kekoa, "a very dear friend of mine."

Representative Leong then introduced two visitors from California -- Bill Asee, Professor Emeritus and Athletic Director of the Claremont College, and his wife, Nancy. "He recently returned from the Republic of China where he has been developing baseball since 1980."

Representative Gaulty introduced a group of eighth graders (Social Studies class) from Moanalua Intermediate School. They were accompanied by their teacher, Ms. Lorynn Naser; and parents, Mrs. Mitsco, Mr. Lozano, Mrs. Fields and Mr. and Mrs. Furuta.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 767-86 on S.B. No. 2309-86, SD 1, HD 2:

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the majority of the Committee was adopted and S.B. No. 2309-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS", having been read throughout, passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hirono voting no, and Representative Menor being excused.

Stand. Com. Rep. No. 768-86 on S.B. No. 2295-86, SD 1, HD 2:

On motion by Representative Tom, seconded by Representative Metcalf and carried, the report of the Committee was adopted and S.B. No. 2295-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 772-86 on S.B. No. 1684-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, Stand. Com. Rep. No. 772-86 and S.B. No. 1684-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION", were recommitted to the Committee on Finance.

Stand. Com. Rep. No. 773-86 on S.B. No. 383, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 383, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL SUMMER SCHOOL FUND", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 2309-86, 2295-86 and 383 had passed Third Reading at 12:01 o'clock p.m.

Stand. Com. Rep. No. 774-86 on S.B. No. 159, SD 2, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 159, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 775-86 on S.B. No. 718, SD 1, HD 2:

On motion by Representative Kiyabu,

seconded by Representative Souki and carried, the report of the majority of the Committee was adopted and S.B. No. 718, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES", having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Anderson and Isbell voting no, and Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 159 and 718 had passed Third Reading at 12:02 o'clock p.m.

Stand. Com. Rep. No. 776-86 on S.B. No. 970, SD 1, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 970, SD 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Kamali'i rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill but with some reservations.

"Mr. Speaker, this bill allows the Department of Hawaiian Homes needed flexibility in hiring staff.

"My hesitation in voting for this bill, and a number of those which will come before us today, is unrelated to the precise merits of the legislation itself. But there is no question that clarification and strengthening in the administration of the Hawaiian Homes program is required.

"But that responsibility -- to the Hawaiian Homes trust, program and objectives, and the well-being of present future leasees -- that responsibility does not belong to Hawaiian Homes alone.

"A significant measure of the program's attempt to, finally, fulfill the mandate of the trust rest with us here at the Legislature.

"If I may, Mr. Speaker, I would like to quote from our State Constitution: Article XII, 'Hawaiian Affairs', Section 1:

'...the proceeds and income from Hawaiian Home Lands shall be used only in accordance with the terms and spirit of [the Hawaiian Homes] Act. The Legislature shall make

sufficient sums available for...the administration and operating budget of the Department of Hawaiian Home Lands...'

"Mr. Speaker, after eight years -- four biennium budgets -- this Legislature still refuses to accept its constitutional responsibility. And worse, violates its trust and fiduciary responsibilities by continuing the practice of using trust revenues to pay for administrative and operating expenses in the department.

"These positions are needed. They should be filled with experiences and able individuals, in as responsible and as expedient manner as possible.

"However, these positions should also -- as required by the State Constitution -- be funded in the State budget, not with special fund monies from the trust.

"I will vote for this bill, but I do so reluctantly, and with a sense of a sadness that we will not accept our responsibilities here in the Legislature because a great wrong is continuing.

"Thank you."

The motion was put by the Chair and carried, the report of the Committee was adopted and S.B. No. 970, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 777-86 on S.B. No. 1624-86, HD 1:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1624-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 970 and 1624-86 had passed Third Reading at 12:05 o'clock p.m.

Stand. Com. Rep. No. 778-86 on S.B. No. 2320-86, SD 1, HD 1:

On motion by Representative Kiya-

bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2320-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. No. 2320-86 had passed Third Reading at 12:06 o'clock p.m.

Stand. Com. Rep. No. 779-86 on S.B. No. 2303-86, SD 2, HD 2:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2303-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM", having been read throughout, passed Third Reading by a vote of 46 ayes to 4 noes, with Representatives Hemmings, Jones, Liu and Marumoto voting no, and Representative Menor being excused.

Stand. Com. Rep. No. 780-86 on S.B. No. 2290-86, SD 1, HD 2:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2290-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GUARDIANS AND TRUSTEES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 781-86 on S.B. No. 2173-86, SD 1, HD 2:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the majority of the Committee was adopted and S.B. No. 2173-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY", having been read throughout, passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Anderson, Cavasso and Hemmings voting no, and Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 2303-86, 2290-86 and 2173-86 had passed Third Reading at 12:07 o'clock p.m.

Stand. Com. Rep. No. 782-86 on S.B. No. 1933-86, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1933-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AWARDS OF ATTORNEY'S FEES", having been read throughout, passed Third Reading by a vote of 49 ayes to 1 no, with Representative Takamine voting no, and Representative Menor being excused.

Stand. Com. Rep. No. 783-86 on S.B. No. 2050-86, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2050-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE EMPLOYEES IN THE COMPENSATION PLAN FOR MANAGERIAL WHITE COLLAR POSITIONS AND MAKING APPROPRIATION AND OTHER ADJUSTMENTS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 1933-86 and 2050-86 had passed Third Reading at 12:08 o'clock p.m.

Stand. Com. Rep. No. 784-86 on S.B. No. 2471-86, SD 2, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2471-86, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 785-86 on S.B. No. 2512-86, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 2512-86, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Liu rose and stated:

"I will be voting no on Senate Bill 2512-86, House Draft 2, because I think this bill doesn't do anything.

If we want to establish a policy, let's do it, but I don't think we should clutter our Hawaii Revised Statutes.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2512-86, HD 2, entitled: "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING", having been read throughout, passed Third Reading by a vote of 49 ayes to 1 no, with Representative Liu voting no, and Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 2471-86 and 2512-86 had passed Third Reading at 12:09 o'clock p.m.

Stand. Com. Rep. No. 786-86 on S.B. No. 2474-86, SD 2, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2474-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S ADVOCACY PROGRAM", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 787-86 on S.B. No. 2359-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2359-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 2474-86 and 2359-86 had passed Third Reading at 12:10 o'clock p.m.

Stand. Com. Rep. No. 788-86 on S.B. No. 431, SD 2, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 431, SD 2, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Honda rose and requested a conflict ruling saying that "I am a recipient of the retirement system."

The Chair ruled "no conflict."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.B. No. 431, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS AND POST RETIREMENT ALLOWANCE", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 789-86 on S.B. No. 427, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 427, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB-SHARING PILOT PROJECT IN THE DEPARTMENT OF HEALTH", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 431 and 427 had passed Third Reading at 12:11 o'clock p.m.

Stand. Com. Rep. No. 790-86 on S.B. No. 81, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 81, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MAINTENANCE OF DRAINAGEWAYS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 791-86 on S.B. No. 425, SD 2, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 425, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 792-86 on

S.B. No. 934, SD 2, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 934, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT REGISTRATION", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. Nos. 81, 425 and 934 had passed Third Reading at 12:12 o'clock p.m.

Stand. Com. Rep. No. 793-86 on S.B. No. 1886-86, SD 2, HD 2:

Representative Kiyabu moved that the report of the majority of the Committee be adopted and S.B. No. 1886-86, SD 2, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Tungpalan rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill but with reservations.

"My reservation is based on the point that I would have preferred that two percent of the monies collected from this hotel room tax be set aside for a convention center. I do feel that the State could gain much more revenue if we were to proceed with our convention center. And I do believe that the funds derived from this tax would have been most appropriate to build such a center.

"Thank you, Mr. Speaker."

Representative Blair rose and stated:

"Mr. Speaker, I concur with the remarks of the previous speaker.

"Thank you."

Representative Hemmings rose and asked:

"Mr. Speaker, could I have Representative Tungpalan's remarks entered into the Journal as mine also?"

The Chair "so ordered." (By reference only)

Representative Anderson rose to speak against the bill, stating:

"Mr. Speaker, we have gone in depth saying that the tourists that we are getting today, the convention center was going to upgrade. But what we have done in essence with this bill, I believe, is to charge five percent for what we have been saying is a tourist that is not really what we were looking for as far as a convention-type tourist. We are going to charge them five percent and give them nothing.

"We are also going to have to look at, Mr. Speaker, the possibility of losing some revenue. And I don't think that it is fair at this particular time when we have already \$17-million over and above last year, to go ahead and tax a group of people when we don't need the funds. Now, if we are going to set it aside and we're going to have to pay for infrastructure, I believe that we should then put it for the convention center, wherever it may be, and when the time comes, we can pay for it.

"But just to say we're going to charge people, put it in the general fund, and then later on we're going to find that we need more money so we'll charge them more, I don't think is fair. And I really don't feel like going into conference and fighting that point all the time, Mr. Speaker, so I wish that my colleagues would vote against the bill.

"Thank you very much."

Representative Marumoto rose to speak against the bill, stating:

"I made some remarks on Third Reading and they still hold. I still feel that five percent is a bit excessive, that we should earmark a portion of the tax for our tourist industry, that our convention center is very important and we should get it off the ground, that we need a commission to start work on this as soon as possible.

"Thank you."

Representative Kamali'i rose to speak in favor of the bill, stating:

"Mr. Speaker, this bill embodies the single-best approach to what is popularly-known as 'the hotel room' or 'tourist' tax.

"Such a tax is long-overdue.

"Economists and monetary experts may analyze this measure as an 'export' of taxes or an 'import' of capital. But for most of us --

whether sitting here in this chamber or living on any one of our islands -- the basic issue resolved by this tax is one of fairness.

"It has been unfair for those who visit our State and use our public roads, parks, water, sewers, police and fire services -- to bear no direct responsibility for the cost of such facilities and services.

"By this measure, a fair and reasonable linkage of the public costs generated to maintain tourism, and the revenues raised from the industry will then be established.

"An estimated forty million dollars will be collected with this 9% excise tax. All such monies will be deposited in the State general fund.

"Earlier versions of this bill required a specific share to the counties and the Hawaii Visitors Bureau. Such 'ear marking', in my opinion is bad policy. But have no difficulty imagining that such appropriations and others to meet community needs will then be possible through general fund expenditures.

"There are some within the tourism industry who have strenuously argued that the revenues from this tax should be 'ear-marked' for the construction and cost of a convention center.

"How is that fair? Or rational public policy?

"Why should the people of this State bear the sole burden of -- not just the existing drain and support offered tourism through governmental services and our resources -- but also of a major new facility and services that everyone agrees will be a 'losing proposition'.

"Arguments over the possible site of such a facility have only served to distract public attention.

"What we have witnessed is not unlike the controversy surrounding the Statue of Liberty and a potential convention center at Ellis Island.

"Like the Statue of Liberty, I believe that Hawai'i is a symbolic 'welcome' of openness, caring, and mutual concern. Hawaii -- what beckons and draws people to our shores is a beauty of consideration, and of cherishing what nature has given and we may all enjoy.

"They know they do not come to

Hawaii seeking a convention center.

"And again, like that project -- we would do best by both our ideals and a sense of practical reality, to use the money for repair and restoration; for maintaining the beauty that is ours, instead of attempting to 'sell' what we only lose by making the offer.

"Mr. Speaker, I urge all of my colleagues to vote aye for and to persist in the full enactment of this measure.

"Thank you."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and S.B. No. 1886-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A TRANSIENT ACCOMMODATIONS TAX", having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Anderson and Marumoto voting no, and Representative Menor being excused.

The Chair directed the Clerk to note that S.B. No. 1886-86 had passed Third Reading at 12:20 o'clock p.m.

Stand. Com. Rep. No. 794-86 on S.B. No. 1655-86, SD 1, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 1655-86, SD 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Crozier rose to speak in favor of the bill, stating:

"Mr. Speaker, I was a participant at the 1978 Constitutional Convention and I sat on the Hawaiian Affairs Committee and this legislation here was one of the problems we tried to wrestle with. We spent many, many hours trying to figure out a way how we could get the people on Hawaiian Home Lands into the main stream of our economy.

"One of the problems they have right now is when they get on Hawaiian Home Lands, their property cannot be put up for refinancing like most of us can. Every time we make an addition to our house, the equity in our house goes up. Every time somebody on Hawaiian Home Lands does that, that doesn't mean anything because they cannot go to the banks

for refinancing. As this has been going on, we in the more traditional type of leasing or purchase of land, have been able to send our students or our children to school or to college by second mortgage. The people on Hawaiian Home Lands have never been given this opportunity because of the way the laws are written. This bill here will allow them to now get general leases and be able to refinance their homes or get second mortgages.

"There are risks involved. Just like us, when we refinance, we take the risk. The people on Hawaiian Home Lands will be able to take the risk, but yet they will be able to take advantage of the gift or the right that the rest of us have, and hopefully, more of their children will be able to go to college or get higher education by this mechanism.

"Mr. Speaker, I salute the Hawaiian Home Lands Commission and the Department of Hawaiian Home Lands. They have created a new opportunity for the people on Hawaiian Homes, and I would let everybody know this is great legislation. It just moved into the process without much recognition, but it is truly great legislation.

"Thank you."

The motion was put by the Chair and carried, and S.B. No. 1655-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. No. 1655-86 had passed Third Reading at 12:22 o'clock p.m.

Stand. Com. Rep. No. 795-86 on S.B. No. 1652-86, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1652-86, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL", having been read throughout, passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Hemmings and Liu voting no, and Representative Menor being excused.

The Chair directed the Clerk to note that S.B. No. 1652-86 had passed Third Reading at 12:23 o'clock p.m.

Stand. Com. Rep. No. 796-86 on S.B. No. 1961-86, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1961-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ALOHA TOWER DEVELOPMENT CORPORATION", having been read throughout, passed Third Reading by a vote of 41 ayes to 9 noes, with Representatives Anderson, Blair, Cavasso, Hemmings, Ikeda, Isbell, Jones, Liu and Marumoto voting no, and Representative Menor being excused.

The Chair directed the Clerk to note that S.B. No. 1961-86 had passed Third Reading at 12:24 o'clock p.m.

Stand. Com. Rep. No. 797-86 on S.B. No. 2166-86, SD 2, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 2166-86, SD 2, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Cavasso rose and stated:

"Mr. Speaker, I rise to speak in favor of this with reservations.

"Mr. Speaker, I speak with the utmost...you know, I speak in favor of studies and bringing information into our House, but I also speak with reservation that this study should consider all aspects that you consider the free market, that should consider that the demand for work...Let me start over again, Mr. Speaker. It should consider the fact that the people who come out to work choose the job they desire to work in, that we have a system of laws which will protect our people from discrimination in their jobs, that the laws are in existence right now, and that we should be cautious to evaluate and use the existing laws to protect us from discrimination in the market place. If this study will consider the existing laws, I'm in favor, Mr. Speaker.

"Thank you."

Representative Ikeda rose and requested that her remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Ikeda's remarks are as follows:

"Mr. Speaker, I rise to speak in support of S.B. No. 2166-86, S.D. 2, H.D. 2.

"Mr. Speaker, in 1984 the Legislature established a temporary commission on comparable worth. This commission was to have submitted recommendations on comparable worth to the 1986 Session of this Legislature.

"I followed the deliberations of the commission with the greatest interest and anticipation. I had great hopes, Mr. Speaker, that we would be able to move ahead this year to establish a system of pay equity. Thus, I was most disappointed when the chairperson informed me that members of the commission were unable to come to a consensus on recommendations to the Legislature. The chairperson did, however, present a compromise position calling for a comprehensive study with subsequent action based on the results of that study. The bill before us today closely follows that recommendation.

"Mr. Speaker, I have long been concerned about what has come to be called 'comparable worth'. I have gathered together and reviewed as much information as possible on this issue. No doubt remains in my mind that pay disparities do exist between traditionally male-dominated and female-dominated employment. And there is no doubt in my mind that we must correct these disparities to allow our economy -- and society as a whole -- to achieve full development. This bill is a big step in the right direction.

"Mr. Speaker, this past summer I had the opportunity to examine global problems and trends as a delegate to the U.N. conference on the DECADE FOR WOMEN. Let me assure you that this particular problem is not indigenuous just to Hawaii or the United States. It is of international concern. At the conference, the member countries committed to 'equal pay for work of equal value' as a FORWARD LOOKING STRATEGY and, this bill, mandating a comprehensive study of pay equity and with a commitment to eliminating any dis-

parities thus uncovered, will put Hawaii in the forefront of human rights legislation.

"Mr. Speaker, I urge my colleagues to join me in voting to assure equal employment for all Hawaii's people."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2166-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A JOB EVALUATION STUDY", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

Stand. Com. Rep. No. 798-86 on S.B. No. 2095-86, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 2095-86, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Apo rose and stated:

"Mr. Speaker, I rise to speak in support of this bill with reservations.

"I would just like to briefly note, Mr. Speaker, that while enterprise zones in themselves are a good idea, I do not believe that in and of themselves, they are much help in terms of trying to create economic development in any community. I believe in the absence of the real programs that are needed which are business incubators, entrepreneurial programs, that enterprise zones in and of themselves really don't do that much.

"I would hope that somewhere down the line, if this bill passes, that the several bills we have on the table creating incubator facilities and creating entrepreneurship programs could be married with the enterprise zone concept either at the County or State level so that we come with a holistic package of services that in fact would, number one, have the effect of saving all those businesses that now go down the tubes in areas such as Waianae simply because people don't know how to operate businesses.

"So, if we take care of that problem, I think that enterprise zones in the long run would be very good, so for those reasons, I will vote for the bill but with reservations.

"Thank you, Mr. Speaker."

Representative Hemmings rose to speak in favor of the bill, stating:

"It has been the experience of many businesses in this State that the biggest obstruction to their health and welfare in economic prosperity has been government regulation, government intervention into the private sector economy, and government taxation.

"This is a positive step in the right direction because this will deregulate government intervention into the private sector by creating free enterprise zones for the private sector by eliminating government intervention, by providing certain business benefits such as tax credits, general excise tax exemptions and other local incentives. This will go a long way to let the business community enlarge, know that they can go into an area and not have to compete against government and government programs to have successful businesses.

"Repatriating control of the economy to the private sector will go a long way into increasing economic prosperity in this State, and I think this is a very fine measure, and I congratulate the Majority Party in recognizing this and sending this bill on to the floor for passage today."

Representative Tungpalan rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill.

"I would like to have the remarks of my colleague, Representative Hemmings incorporated into the Journal as though they were my own.

"Thank you."

The Chair "so ordered." (By reference only)

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2095-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. No. 2095-86 had passed Third Reading at 12:27 o'clock p.m.

Stand. Com. Rep. No. 799-86 on

S.B. No. 2319-86, SD 1, HD 1:

12:29 o'clock p.m.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2319-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Menor being excused.

The Chair directed the Clerk to note that S.B. No. 2319-86 had passed Third Reading at 12:28 o'clock p.m.

Stand. Com. Rep. No. 800-86 on S.B. No. 1651-86, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, Stand. Com. Rep. No. 800-86 and S.B. No. 1651-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", were recommitted to the Committee on Finance.

The Chair, at this time, directed the Clerk to note the presence of Representative Menor.

Stand. Com. Rep. No. 801-86 on S.B. No. 1998-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1998-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 802-86 on S.B. No. 1843-86, SD 2, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1843-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Bunda voting no.

The Chair directed the Clerk to note that S.B. Nos. 1998-86 and 1843-86 had passed Third Reading at

Stand. Com. Rep. No. 803-86 on S.B. No. 1773-86, SD 2, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1773-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 804-86 on S.B. No. 52, SD 2, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 52, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 805-86 on S.B. No. 774, SD 2, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 774, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1773-86, 52 and 774 had passed Third Reading at 12:30 o'clock p.m.

Stand. Com. Rep. No. 806-86 on S.B. No. 1762-86, SD 1, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 1762-86, SD 1, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

At 12:31 o'clock p.m., Representative Anderson asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

Representative Anderson then rose

to speak in favor of the bill, stating:

"Originally, I was against this bill, the reason being that years ago, the people in Corrections actually were in business and they do not have any investment. The machinery is bought by the taxpayers of this State; they do not pay any overhead, but I have understanding with the Corrections people right now that they will be working with the business community. They will not be, for instance, re-tailing anything where they could be working to either make or manufacture, if you want to, supplies that they could be selling to someone else in the industry whereby the people could purchase it from them at a wholesale price and then in turn could go ahead and sell this as a retail item.

"In the past, if you remember, we were making koa bowls, etc., and what we were doing is allowing them to sell it. And they were selling them at below the retail price. Consequently, business people were upset. This way here, they could go ahead and manufacture these bowls, go ahead and pass on the cost that it cost them, the business people could purchase it, and they could in turn sell it out in the open market.

"For that reason, Mr. Speaker, if the Correctional facility is indeed going to work with the business people in this community, I am for the bill and wish my colleagues will vote for it also.

"Thank you very much."

Representative Hemmings rose to speak in favor of the bill, stating:

"Mr. Speaker, this bill can have a very positive effect on the people that are most concerned about the present prison system. First and foremost, it can have a positive effect on all the prisoners. Seems now that we have a crisis in our State corrections facilities, basically because we are warehousing people with nothing positive for them to do. This will give them productivity and the opportunity to help earn their keep and pay for their own way.

"Secondly, it will give them economic opportunity to possibly pay back in a real way to society for their incarceration.

Thirdly, I think this bill will have a positive effect or could in the future on the people who will be recipients of criminal injury com-

pensation which is by coincidence the next bill we are voting on. Possibly if we can produce productivity for the criminals in jail, they will have the opportunity to make restitution to the people that they have injured and this will have a positive effect on everybody concerned.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1762-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REMOVAL OF CONSTRAINTS INHIBITING THE ESTABLISHMENT AND EXPANSION OF CORRECTIONAL INDUSTRIES", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. No. 1762-86 had passed Third Reading at 12:49 o'clock p.m.

Stand. Com. Rep. No. 807-86 on S.B. No. 1718-86, HD 1:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 1718-86, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Ikeda rose to speak against the bill, stating:

"Mr. Speaker, the Legislature requested the Legislative Reference Bureau to do a study back in 1984 on the subjects of criminal injuries compensation, as well as the victim witness protection program. That study still hasn't been completed. As such, Mr. Speaker, there really has been no real evaluation of the criminal injuries compensation program. In particular the way awards for pain and suffering are made. And for this reason, Mr. Speaker, I will continue to vote against this measure until we have some idea of how this program is working.

"In theory, it's a good program. In theory, we can't find fault with it but we are spending a whole lot of money on it every year, and I think that we should be assured of the fact that there are adequate guidelines being applied when awards are being made or denied.

"Thank you, Mr. Speaker."

The motion was put by the Chair

and carried, and the report of the Committee was adopted and S.B. No. 1718-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hemmings and Ikeda voting no.

Stand. Com. Rep. No. 808-86 on S.B. No. 2478-86, SD 2, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2478-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1718-86 and 2478-86 had passed Third Reading at 12:50 o'clock p.m.

Stand. Com. Rep. No. 809-86 on S.B. No. 1695-86, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1695-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Marumoto voting no.

Stand. Com. Rep. No. 810-86 on S.B. No. 1908-86, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, Stand. Com. Rep. No. 810-86 and S.B. No. 1908-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE", were recommitted to the Committee on Finance.

Stand. Com. Rep. No. 811-86 on S.B. No. 2190-86, SD 1, HD 2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2190-86, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY",

having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1695-86 and 2190-86 had passed Third Reading at 12:51 o'clock p.m.

Stand. Com. Rep. No. 823-86 on S.B. No. 1188, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1188, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. No. 1188 had passed Third Reading at 12:52 o'clock p.m.

Stand. Com. Rep. No. 824-86 on S.B. No. 1780-86, SD 2, HD 2:

By unanimous consent, action was deferred to the end of the calendar.

Stand. Com. Rep. No. 825-86 on S.B. No. 564, SD 2, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 564, SD 2, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Nakata rose and stated:

"Mr. Speaker, I rise to speak for Senate Bill 564, SD 2, HD 2, with reservations.

"Senate Bill 564 was an excellent bill, crafted by the Legislative Water Commission over a period of 3 years. Senate Bill 564, SD 2, is an acceptable bill, but barely. Senate Bill 564, SD 2, HD 1, and its unnumbered predecessor were terrible bills, giving away ownership of water to private landowners and setting up a free market in water.

"But thanks to the efforts of Representative Kawakami and Representative Kiyabu, those sections of HD 1 which made S.B. 564 primarily into a vehicle for affirming claims to private water rights have been eliminated in H.D. 2. Unfortunately, the extent of possible amendment to HD 1 was limited by the insistence of

a prerogative of prior concurrence. House Draft 2 remains critically flawed.

"House Draft 2 represents a successful effort by powerful private interests in confrontation with almost all other interests in our State -- to effectively prevent the State from meeting its 'obligation to protect, control and regulate the use of Hawaii's water resources for the benefit of its people', and to effectively prevent the Legislature from establishing 'procedures for regulating all uses of Hawaii's water resources'.

"At no time -- whether in SD 2, HD 1, or HD 2 -- has the House Committee on Water, Land Use, Development and Hawaiian Affairs been presented with a version of a proposed water code that embodied the alleged issue of State versus County control of water resources. Statements about 'home rule' have been a smokescreen for the one -- and the only real -- issue on which the various proposed versions of a water code have focused on. That issue has been whether, when, and to what extent the uses of the water resources of Hawaii will be subject to public control and protection rather than private and unregulated use by the major corporate interests which dominate much of the economy and politics of Hawaii today.

"House Draft 2 fails the test of meeting the basic requirements of the Constitution by several specific criteria. House Draft 2 does not meet the constitutional mandate to 'establish procedures for regulating all uses of Hawaii's water resources'. At best, procedures in HD 2 are established only for regulating uses of those water resources already in or near a state of crisis.

"Even for those waters in or near a state of crisis, HD 2 does not meet the Constitutional mandate to 'protect ground and surface water resources'. In the procedures and tools which HD 2 establishes for the designation and management of a 'water resource management area', neither the criteria for designation nor the public agency powers of management of designated areas are sufficient to begin management before irreversible harm is done or to carry out sufficient management to prevent further harm to the water resources from occurring.

"The Constitutional amendment mandates that the Legislature shall -- by law -- assure appurtenant rights.

These are the only rights that the Constitution mandates the Legislature to deal with. H.D. 2, however, not only does not mention appurtenant rights. It also actually provides a basis for extinguishing such rights.

"The Constitution explicitly approved the principle of 'riparianism' through the mandate that the law (the water code) should 'establish criteria for water use priorities while assuring. . . existing riparian uses.' But H.D. 2, rather than buttressing this principle of riparianism, actually eliminates any such principle through a blanket approval of transport of water from any and all sources to any and all locations -- free from all public management and/or approval.

"Finally, the provisions of H.D. 2 which provide for the public management of ground water resources are actually less equal to the task than are the current provisions found in HRS Chapter 177.

"In short, H.D. 2 does not meet the mandates of Article XI, Section 7 of the Constitution concerning scope of public water use management, types of water use rights, nature of water use principles, or extent and adequacy of water resource protection. While failing to meet the mandates of the Constitution, H.D. 2 at the same time decreases certain existing capabilities for public agency water resources management now found in the Hawaii Revised Statutes, and thus, in certain ways, H.D. 2 actually narrows water use control capabilities now available in the State and/or Counties.

"There is no question that water, its protection, and management of its use is a very complex issue. In view of complexity and time constraints, it would be inappropriate to point out all of the specifics of the problems of H.D. 2. But because of the great importance of the water code which our Constitution requires, and in order to illustrate how H.D. 2 fulfills neither the specific mandates of the Constitution nor the minimum requirements for safeguarding stressed water resources through appropriate public management prerogatives, I'd like to point out in some detail the following problems.

"1. The Constitution mandates that appurtenant water use rights shall be assured by the State Water Code. These are the oldest and most fundamental water rights that exist in Hawaii. Appurtenant rights refer to the amount of water used for taro

irrigation on any land prior to the Mahele. Rights to such quantities of water continue to the present day. But, in H.D. 2, appurtenant rights are never mentioned at all. H.D. 2, in Section 1, lines 6-8, asserts 'uncertainty regarding the status of water rights. . . requires the Legislature to devise a statutory solution'. If we then read Section 21, which states: 'All or any part of any water use may be extinguished if it is not used for four consecutive years. . .', it seems that H.D. 2 achieves exactly the opposite of that intended by the constitutional mandate to assure appurtenant use rights. That is, H.D. 2 provides a basis for eliminating the right to enjoy appurtenant water uses. Appurtenant or Kuleana water use rights are, for the most part, the rights of the 'little guy' -- the small land owner.

"2. Section 17 of H.D. 2 states that water 'may be transported and used beyond overlying land or outside the watershed from which it is taken' without any State approval or review. This provision is directly contrary to the principal of riparianism recognized in the Constitutional amendment. And it totally negates an important tool of public water management -- i.e. required public approval of transport of waters -- affirmed by the Hawaii Supreme Court in *McBryde vs. Robinson*. In this sense H.D. 2 again seems more oriented toward eliminating or minimizing options for public management than in upholding the intent of the Constitutional amendment.

"Mr. Speaker, I have additional comments which I would like to submit for the journal but in conclusion, I would like to say that were it not for the absence of a statewide interim bill and the assurances I have received from other colleagues, the positive changes may yet be possible in conference. I might have urged you, my colleagues, to shelve H.D. 2, but perhaps with the public alerted and the Legislature aware that we live under the eye of a watchful public on the eve of an election, we may yet salvage something from conference committee.

"Thank you, Mr. Speaker."

Additional comments of Representative Nakata are as follows:

"3. Section 19(b) of HD 2 states that no preserved use of water in a designated water resource management area may be modified by increasing the quantity of water used, the time

of taking of the water, or the point of diversion of the water. What is patently left out of these prohibitions is the non-allowance of modification of preserved uses by changing the place of use of the water used, or changing the purpose for which the water is used. By definition, a designated water resource management area is an area in which the water resources are already undergoing stress. Therefore, almost all the water available for allocation would probably be taken by 'preserved' uses -- or uses grandfathered in from before designation. Very little water would be likely to be left for 'permitted' or new uses acquired through permit from the BLNR after designation. By not requiring a new permit for changes in places or purpose of use of waters covered by preserved uses, effective public control and protection of the water resource is precluded. For example, changing a preserved groundwater use from watercress farming to manganese nodule processing could have drastic effects on an endangered groundwater area. No irrigation waters would remain to percolate back through the ground to recharge groundwaters. The same could be said for using stream waters on adjacent land for taro, or lotus root, or mixed crops. In these cases, a relatively high percentage of the water initially used might return to the adjacent stream either directly or indirectly. But if such a 'preserved' use is changed to hotel or industrial consumption, the effect on the 'designated' area -- i.e. already stressed stream system and competing users -- could and most likely would be major.

"Currently, under HRS Chapter 177 -- the Groundwater Use Act -- such changes in place or purpose of use in designated groundwater areas require a new permit. Applications for new permits affords the BLNR a chance to review overall desirability and effects of proposed changes. It also offers the county in question the opportunity to comment and make recommendations to the BLNR. House Draft 2, however, offers neither an opportunity for county comment or BLNR review and approval. The public loses, the water resources -- ground or surface -- more than likely will suffer harm, and only the big land owner stands to benefit. Good-bye to opportunities to control corporate greed or corporate raiders.

"4. The criteria for designation of water resource management areas found in Section 18 of HD 2 also fall short of those currently found in

Chapter 177. The result is a case of terminal deficiencies, if on no other basis just that of minimal requirements for protection of our precious groundwater resources. Anyone familiar with the nature and history of groundwater use knows that major problems can and do occur even with only a small percentage of the 'sustainable yield' being used, let alone the 90% that HD 2 sets. Placement of wells, pumping patterns, and overlying land uses can have major and disastrous effects on groundwater resources and uses.

"Were it not for the absence of a statewide instream-use bill (which somehow got shelved in the process of modifying an absolutely unconscionable HD 1) and the assurances I've received from other colleagues that positive changes may yet be possible in conference, I might have urged you, my colleagues, to kill HD 2. But, perhaps, with the public alerted and the Legislature aware that we live under the eye of a watchful public -- on the eve of an election, we may yet salvage something from conference."

Representative Kiyabu rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill but in doing so, I would like to commend the Chairman of Water, Land for his input in getting these amendments made so that we can bring this bill out into conference."

"This has been, I think, one of the most difficult bills this session and the Chairman of Water, Land has tried to get all of the different interest groups' interest taken care of in this bill, and so this bill is not in its perfect form but I think it has come a long way and I would really like to commend the Representative from Palolo, and I urge all members to vote in favor of this bill so that we can go into conference and come out with a fine water code."

"Thank you."

Representative Kamali'i rose and stated:

"Mr. Speaker, it is with grave reservations, that I rise to speak in favor of this bill."

"Mr. Speaker, after a while, as legislators we run the risk of voting for amended measures, not because the last draft is what we would wish for -- but because it seems so much better than the version it replaced."

"Clearly, this misplaced sense of relief instead of real conviction guided and continues to direct many of us in supporting this bill."

"Perhaps we are wrong in doing so. I truly pray that we are not."

"Although there has been little public media coverage of the deliberations and competitions which have molded this bill -- my personal belief is that the 'water code' is the single-most important piece of legislation we will consider this session."

"The future of our State and the well-being of our people for the next two generations and beyond will be directly -- and perhaps irreversibly -- affected by the final form of this bill."

"That is why, Mr. Speaker, it is so critical for us to approach this legislation with: (1) a firm grasp of what is mandated by the State Constitution in Article XI, Section 7; (2) a clear understanding that our first obligation is to protect and promote our water resources for public benefit; and (3) that to fulfill these responsibilities will require a 'setting aside' of traditional legislative prerogatives and our tendency to see 'compromise' as both necessary and conducive to the public good."

"Finally, Mr. Speaker, House Draft 2 is a tremendous improvement over House Draft 1. But that is to say very little."

"This draft is still fatally flawed and fails to either implement the Constitution or to protect the water of Hawai'i for her people."

"The primary difficulty is that this draft is silent where it should be most eloquent:

1. An explicit assurance of existing water rights -- especially of the highly-vulnerable riparian and appurtenant water rights of small property owners, farmers, and kuleana tenants -- is not included.

2. A state water plan to manage, protect, or regulate water -- critical elements to avoiding crisis -- is not included.

3. A separate, quasi-authority -- like that envisioned with the creation of a deputy director of water resources in the DLNR guided by an advisory citizens group -- is not included.

4. An adjudication process to encourage public participation and to avoid costly court proceedings is not included.

5. A clear and coherent statement of native Hawaiian water rights -- central to an understanding and advocacy of all water rights -- is not included.

"Instead, this draft speaks in ways and on subjects which are prohibited, not required by our State Constitution:

1. Existing rights may be extinguished, not assured.

2. Management and protection are 'triggered' when water allocations are at 90% of the sustainable yield -- virtually at the point of collapse and exhaustion of the water source.

3. The board's power to resolve competing or conflicting uses is strictly advisory, and public awareness of such hearings is limited.

4. And worst of all, there are remaining, critical inferences that water and water rights are being conferred by this draft, and may then be bought and sold, transported without regulation, and exercised with a total disregard for community needs.

"As with so many other mandates from our State Constitution -- time, advisory reports, and legislative deliberations have not provided adequate measures articulating responses to pressing public needs.

"When the adequacy and quality of water first came to public attention about ten years ago, a number of 'gallows humor' jokes began to make the rounds.

"One of those so-called jokes could apply to present versions of the water code.

"As mandated by this bill, an inventory of water uses will be conducted. I can imagine the water expert who manages that inventory coming back to us in a few years and announcing, 'Well, I have some good news and some bad news. What do you want to hear first?'

"Tell me the good news.

"Well, in ten years, all our water sources will be contaminated by pesticides or compromised by salt water intrusion from over-pumping.

"My God, if that's the good news -- what's the bad news?

"There won't be enough to go around.

"Mr. Speaker, as I said, I will vote for this draft. This issue and the need for a responsible water code are too important for us to lose our opportunity, in conference committee especially to forge a constitutionally-correct and critically-needed version of the water code for all the people of this State.

"But on its own, this draft would not be acceptable.

"Thank you, Mr. Speaker."

Representative Kawakami rose to speak in favor of the bill, stating:

"It has been seven years ago since drafting a water code that would be acceptable by this House that was initiated way back in 1979, and I concur with the Chairman of Finance that the Chairman of Water, Land really struggled to get this bill out. Anything dealing with water or land has always been controversial in this State, and especially in the Legislature. And I think we finally came out with a bill through the efforts of the committee, and I hope that in conference they may be able to clear up some of the questions that arose this afternoon on the floor.

"Now as far as water rights, since early '60's, this matter has been litigated in our courts. Now for us to legislate at this point and to make determinations as who has these basic water rights, I think is not proper.

"Now as far as adjudication process, I don't see how we can really simplify cases dealing with water or land in this State because of its limited quantities.

"Mr. Speaker, I think we should live by the old adage that 'if it's not broken, don't fix it.'

"We on the neighbor islands feel that the problems on water is still not as critical as it is here on Oahu. So what this bill calls for is to at least begin the recordation and monitoring of water resources on the neighbor islands and this is presently lacking. So, in a sense, this bill will start something moving whereby when we get to a critical stage in water management, that we'll have the necessary data to make the proper decisions.

"Mr. Speaker, I think this is a good start in trying to get a water code on the books and I know it's very difficult and it is going to be difficult in conference to resolve all the issues, but at least we are heading in the right direction and trying to satisfy the mandate of the Constitution.

"Thank you."

Representative Anderson rose to speak against the bill, stating:

"Mr. Speaker, what everybody else has said earlier is true. There are a lot of complications with this bill. And what bothers me, and I'm not an attorney and I don't know maybe all the practical ways of changing these things, but when I can look at the bill and see that there is a declaration of policy that says all waters and then it defines it and leaves out private, it looks like the counties are going to lose jurisdiction over certain waters, that the board is going to take over.

"The Windward people in committee we heard can have 40 million gallons transported over the hill, and yet whenever there is a water shortage and we have the water on this side of the island, our allocation is less than those people that they're transporting it for, and that bothers me. What bothers me even more, Mr. Speaker, is everybody is saying that we can go ahead and change this later. Well, let me tell you -- this is going to belong to the department, and anytime that you have tried to amend any problems in a department, that's a cold day in hell. And the reason that I say that is because it's not like any normal bill. It's not a bill that's going to take care of a particular district. The departments have to make that change and they will only change it if they believe there is a problem.

"Right now this bill, Mr. Speaker, is going into conference. I am voting 'no' because I don't think that it's fair that I go in that conference and I'm not going to go with the House version, and I'm going to be a thorn in my chairman's side, and if that's what everybody is thinking, every bill that's come up today, there's been very little discussion and we have gone through one heck of a lot of bills. But if you think that your job is to go over there and change it, then I think you are really doing an injustice because you don't need a person knifing you and saying, 'it's better the other way'. So, you

better stand up, be counted, vote for or against, but don't sit there and say we'll make changes later and nothing happens, and then tell your constituents we really tried because I don't believe that's true.

"Thank you very much and I hope you vote against the bill."

Representative Metcalf rose and stated:

"Mr. Speaker, perhaps the observations that you've heard this afternoon will give you some flavor of what Representative Say has gone through this session, but then I think the Chairman of Finance and the Chairman of Water, Land should be commended for their efforts in bringing this bill to the floor today.

"Thank you."

Representative Kamali'i rose and stated:

"Mr. Speaker, I know that the Chairman of Finance and the Vice Chairman of Judiciary have complimented the Chairman of the Water, Land, but I want to say that it doesn't just take one person to work on a bill like the water code. I think congratulations is in order for every member of the Water, Land Committee that worked on this bill. We worked hard many weeks, frustration, so in complimenting the chairman, Mr. Speaker, I also want to compliment the colleagues of mine that sat on this committee.

"Thank you."

Representative Souki rose and stated:

"Mr. Speaker and members of the House, I wish to take the opposite attack. Even though I have the greatest respect for the Finance Chairman, I have some reservations for this bill.

"As a member of the Constitutional Convention in 1978, I spoke against this amendment. I felt that this amendment would begin to dilute the powers of the respective counties; it would further centralize the extreme centralization of the state that we have here; it would provide for more regulations for those who wish to use water, and looking at the results of the bill, in spite of all the great work that has been done, I see a tremendous potential for these kinds of things to happen. I can see the powers of the counties and their

water boards being diminished. I can see that they're being attached with fees, that we will require additional work and paper work and time, and Mr. Speaker and members of this body here -- time, responsibility and autonomy for the respective counties that you come from and the people are very important and you must not lose sight. Even though we are members of this House with statewide responsibilities, we are still members of the respective counties and we still need to work on these daily activities that require county governance.

"Thank you very much, Mr. Speaker and members of this valued House."

Representative Say rose and stated:

"Mr. Speaker, I rise to speak in favor and just to say 'thank you very much' to the members of the committee and yourself for providing us the opportunity of educating ourselves with regards to the Water Code.

"What you have heard this afternoon, Mr. Speaker, are the diverse problems that I had to face in trying to come up with a compromise of a statewide water code. I was telling the Majority Leader this particular measure is similar to 1966 which is the land use law that was passed, and I can recall the vote when I was reading the Land and Power was 27 to 22.

"This issue here, yes, is a tough issue that Representative Kamali'i's correct and Representative Nakata, and it was because of their involvement that I tried to come up with a very, very worthwhile compromise. I know I have been criticized about the process which I think I was very democratic in having a Senate Bill on a House Draft 1 for a public discussion with testimony. We've gone through seven weeks of public discussions. We broke it down first with the county and state relationships. The following week, we covered the area of water rights since I thought water rights was a major problem and it has been said on the floor this afternoon, it is. And that's why the House Draft 1 tried to address that problem. We also looked at what the state agencies should it be which we all decided the Water, Land Committee which was the Land Board with the two responsibilities of irrigation systems and water development divested from its role.

"But, first of all, I'd like to say once more to compliment and thank all

the members of the Water, Land Committee and for you, Mr. Speaker, for giving us the opportunity of traveling throughout the outer islands in August, from the island of Hawaii all the way to Kauai, and for the members who are not on the committee, what you have heard this afternoon is the true facts that you have so many diverse points of views, and in trying to come up with the compromise on a statewide water code, it is awfully tough.

"So if there is one person to shoulder the blame of what the House Draft 2 is, I would say to all of you, I'll shoulder that particular blame.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and S.B. No. 564, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

The Chair directed the Clerk to note that S.B. No. 564 had passed Third Reading at 1:17 o'clock p.m.

Stand. Com. Rep. No. 819-86 on S.B. No. 1800-86, SD 2, HD 1:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, Stand. Com. Rep. No. 819-86 and S.B. No. 1800-86, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL", were recommitted to the Committee on Finance.

Stand. Com. Rep. No. 820-86 on S.B. No. 1960-86, HD 1:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1960-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX", having been read throughout, passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Anderson, Blair, Cavasso, Hemmings, Ikeda, Isbell, Jones, Liu and Marumoto voting no.

The Chair directed the Clerk to note that S.B. No. 1960-86 had passed Third Reading at 1:18 o'clock p.m.

Stand. Com. Rep. No. 821-86 on S.B. No. 2315-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2315-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS", having been read throughout, passed Third Reading by a vote of 51 ayes.

Stand. Com. Rep. No. 822-86 on S.B. No. 2277-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2277-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 2315-86 and 2277-86 had passed Third Reading at 1:19 o'clock p.m.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout and the following actions taken:

S.B. No. 1761-86, HD 1:

On motion by Representative Hashimoto, seconded by Representative Cachola and carried, S.B. No. 1761-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. No. 1761-86 had passed Third Reading at 1:20 o'clock p.m.

At 1:20 o'clock p.m., Representative Andrews asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:23 o'clock p.m.

S.B. No. 2140-86, SD 1, HD 1:

Representative Andrews moved that S.B. No. 2140-86, SD 1, HD 1, be recommitted jointly to the Committees on Planning, Energy and Environ-

mental Protection and Water, Land Use, Development and Hawaiian Affairs, seconded by Representative Say.

Representative Ikeda rose on a point of information and asked:

"I would like to know why the bill is being recommitted?"

Representative Andrews answered:

"Mr. Speaker, some review of the action the committee took in circulating the Committee Report and agreeing to proceed with the bill, our review found that, first, going back and taking a look at the testimony there was certainly. . . all the testimony that was given was very weak, to say the least, and second of all, it creates quite an inconsistency in the law as it now stands.

"Last year, we passed out a bill allowing golf courses and driving ranges within the ag district on the non-prime ag lands, believing that these were open-space activities and should be considered like any other recreational activities that we presently allow on ag lands. To remove just a small portion of that provides quite an inconsistency and that's basically the feeling of both chairmen that discussed this matter, that if you're going to allow the larger projects which we do agree with that are open-space and recreational-type activities on ag land, then these smaller activities should also be allowed.

"The second thing too is that most driving ranges would be on properties of fifteen acres or less which are presently under total county jurisdiction whether those lands are prime or not and so, for much of the cases and probably in many cases, that this would involve the jurisdiction of the State. There is no jurisdiction of the State anyway as the present statute exists.

"I hope that answers your question."

Representative Ikeda responded:

"Yes, it does. Thank you, Mr. Speaker."

Representative Ikeda then rose to speak against the motion to recommit, stating:

"Mr. Speaker, I feel, in looking at this Committee Report, it covers two committees, only one member voted no

on the Committee Report -- everybody else signed free and clear. I believe that through this process of holding a public hearing and making a decision, the committee has voted, and I think that it is terribly wrong and it sets a bad precedent for this Legislature and this body to then reverse their stand on a bill on the floor. I think that every member of this body has the right and is entitled to vote either in favor or against this measure and I would rather see it brought to a vote rather than re-committed for the reasons given by the chair.

"And for this reason, Mr. Speaker, I vote against the motion.

"Thank you."

The motion was put by the Chair and carried, and S.B. No. 2140-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE", was recommitted jointly to the Committees on Planning, Energy and Environmental Protection and Water, Land Use, Development and Hawaiian Affairs, with Representatives Anderson, Ikeda, Isbell and Nakata voting no.

S.B. No. 1496-86, SD 2, HD 1:

On motion by Representative Andrews, seconded by Representative Say and carried, S.B. No. 1496-86, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT", passed Third Reading by a vote of 50 ayes, with Representative Liu voting no.

The Chair directed the Clerk to note that S.B. No. 1496-86 had passed Third Reading at 1:27 o'clock p.m.

S.B. No. 1837-86, SD 1, HD 1:

On motion by Representative Bunda, seconded by Representative Tom and carried, S.B. No. 1837-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL USE OF BODIES", passed Third Reading by a vote of 51 ayes.

S.B. No. 2126-86, SD 1, HD 1:

On motion by Representative Grauly, seconded by Representative Lindsey and carried, S.B. No. 2126-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION", passed Third Reading by a

vote of 51 ayes.

S.B. No. 2091-86, SD 1, HD 1:

On motion by Representative Hashimoto, seconded by Representative Cachola and carried, S.B. No. 2091-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1837-86, 2126-86 and 2091-86 had passed Third Reading at 1:28 o'clock p.m.

S.B. No. 1551-86, SD 1, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1551-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 51 ayes.

S.B. No. 1514-86, SD 1, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1514-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY", passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ikeda voting no.

The Chair directed the Clerk to note that S.B. Nos. 1551-86 and 1514-86 had passed Third Reading at 1:29 o'clock p.m.

S.B. No. 1570-86, SD 1, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1570-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BARBERS", passed Third Reading by a vote of 51 ayes.

S.B. No. 2131-86, SD 1, HD 1:

Representative Bunda moved that S.B. No. 2131-86, SD 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Hashimoto.

Representative Shito rose and requested a conflict ruling stating that "I am employed by a savings and loan company which is directly impacted by this bill."

The Chair ruled "no conflict."

The motion was put by the Chair and carried, and S.B. No. 2131-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS", having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Crozier voting no.

S.B. No. 1569-86, SD 1, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1569-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1570-86, 2131-86 and 1569-86 had passed Third Reading at 1:30 o'clock p.m.

S.B. No. 1550-86, SD 2, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1550-86, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF OFFICERS OR DIRECTORS OF NON-PROFIT CORPORATIONS", passed Third Reading by a vote of 51 ayes.

S.B. No. 2481-86, SD 1, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 2481-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", passed Third Reading by a vote of 51 ayes.

S.B. No. 2057-86, SD 1, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 2057-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1550-86, 2481-86 and 2057-86 had passed Third Reading at 1:31 o'clock p.m.

S.B. No. 2346-86, SD 1, HD 1:

On motion by Representative Shito,

seconded by Representative Bunda and carried, S.B. No. 2346-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES", passed Third Reading by a vote of 51 ayes.

S.B. No. 2310-86, SD 1, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 2310-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE COMPANY INSOLVENCY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 2346-86 and 2310-86 had passed Third Reading at 1:32 o'clock p.m.

S.B. No. 2296-86, HD 1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 2296-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSES", passed Third Reading by a vote of 51 ayes.

S.B. No. 2038-86, SD 1, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, S.B. No. 2038-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 2296-86 and 2038-86 had passed Third Reading at 1:33 o'clock p.m.

S.B. No. 1831-86, SD 2, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, S.B. No. 1831-86, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", passed Third Reading by a vote of 51 ayes.

S.B. No. 1646-86, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, S.B. No. 1646-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER", passed Third Reading by a vote of 50 ayes to 1 no, with

Representative Anderson voting no.

The Chair directed the Clerk to note that S.B. Nos. 1831-86 and 1646-86 had passed Third Reading at 1:34 o'clock p.m.

S.B. No. 1023, SD 2, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, S.B. No. 1023, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS", passed Third Reading by a vote of 51 ayes.

S.B. No. 303, SD 1, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, S.B. No. 303, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL PARTIES", passed Third Reading by a vote of 51 ayes.

S.B. No. 8, SD 1, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, S.B. No. 8, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1023, 303 and 8 had passed Third Reading at 1:35 o'clock p.m.

S.B. No. 2266-86, SD 2, HD 1:

On motion by Representative Tom, seconded by Representative Shito and carried, S.B. No. 2266-86, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. No. 2266-86 had passed Third Reading at 1:36 o'clock p.m.

S.B. No. 2258-86, SD 1, HD 1:

Representative Tom moved that S.B. No. 2258-86, SD 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Metcalf.

Representative Onouye rose and stated:

"Mr. Speaker, I rise to speak in favor of this measure with certain reservations.

"I share the concerns of many people about the ever worsening insurance crisis. I am well aware of the skyrocketing cost of insurance premiums and the near insurmountable problems these rates create. Obviously, something must be done to slow the meteoric rise in costs both to the insurer and the insured. However, I am concerned that perhaps this bill, while well meaning, will have the inadvertent result of leaving some injured people with inadequate compensation to pay their medical bills.

"This bill would limit the 'deep pocket' of government. As we all know, under current law, the State or counties can be held one percent liable and yet pay 100% of the costs. While on the surface this seems odd at best, the underlying social policy makes such 'deep pocket' liability totally rational.

"The 'deep pocket' laws were created in response to the wishes of our society to insure that people who suffer catastrophic injury are properly cared for during the rest of their lives. Earlier, lawmakers saw that awarding damages based solely on the percentage of culpability could not insure the care of the injured. Therefore, it was decided that although seemingly unfair the person or organization most able to pay would pay the bulk of any award. It was decided that any unfairness of joint and several liability was far outweighed by the insurance provided for and by society to the injured.

"This bill seeks to lighten the burden of the 'deep pocket' on government. Indeed, in recent years the State and counties have been hit hard by large claims resulting from joint and several liability. Something must be done but I wonder if the provisions of this bill will not inadvertently leave some injured persons unprotected and uninsured.

"I will vote in favor of this bill because I hope that it will help ease the crisis this State faces regarding insurance but I cannot help but be concerned that while well meaning, we are undermining long standing, and beneficial social policy.

"Thank you, Mr. Speaker."

Representative Ikeda rose and stated:

"Mr. Speaker, I rise to speak in favor of S.B. 2258-86, SD 1, HD 1, but I do have some reservations.

"Mr. Speaker, most of the provisions in this bill are similar to those in H.B. 1692, HD 1 which this House previously passed and, thus, I will not discuss them again. I would like to focus instead on the new provision addressing joint and several liability.

"Mr. Speaker, we have had much discussion this session regarding the joint tortfeasor statute. State and county representatives have testified regarding the increasing danger of public entities as 'deep pockets'. They have presented evidence showing the amounts paid out in judgments and, even more alarming, the settlements paid, when the government is the only solvent defendant.

"I think that what we need to realize is that every taxpayer in this State ends up contributing to that deep pocket. I don't disagree with the State or counties paying their proportionate share in cases where they are found to be at fault. I do object, however, to paying for more than our fair share.

"The present system makes government an easy target and we end up having to defend ourselves more often because of this. State and county attorneys have also indicated that settlements are often made to reduce costs in cases where the State or counties are only minimally involved because to do otherwise would be to risk paying an even greater amount.

"Mr. Speaker, the Chairman of the Judiciary Committee has made a laudable attempt to develop a compromise position, but the joint tortfeasor provision in this bill will provide only minimal relief to our local governments.

"The bill limits joint liability for public entities to actions in which they are found to be more than 10% negligent. For any suit in which they are found less than 10% responsible they are liable for only a proportionate percentage of the damages. The committee report, however, does not explain what '10%' was chosen as the turning point. My review of other jurisdictions with limitations on joint and several liability shows no state with this form of arbitrary delineation between 'joint' and 'several' liability.

"In addition, Mr. Speaker, the provision that this section shall not

apply if the State or county had prior notice of the condition which is the subject of the action is almost enough to completely nullify the entire section.

"Mr. Speaker, in spite of its drawbacks, I believe that the problems I have raised can be further reviewed and addressed in conference committee and I hope this will be. For that reason, I will vote in favor of the bill.

"Thank you."

The motion was put by the Chair and carried, and S.B. No. 2258-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS", having been read throughout, passed Third Reading by a vote of 51 ayes.

S.B. No. 2268-86, HD 1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, S.B. No. 2268-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 2258-86 and 2268-86 had passed Third Reading at 1:41 o'clock p.m.

S.B. No. 310, SD 1, HD 1:

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, S.B. No. 310, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECONSTRUCTED VEHICLES", passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Ikeda, Liu and Marumoto voting no.

The Chair directed the Clerk to note that S.B. No. 310 had passed Third Reading at 1:42 o'clock p.m.

S.B. No. 1056, SD 2, HD 1:

On motion by Representative Taniguchi, seconded by Representative Shito and carried, S.B. No. 1056, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM AERONAUTICS ACT (MODIFIED)", passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Ikeda, Levin, Marumoto, Nakata, Shon and Souki voting no.

S.B. No. 1727-86, HD 1:

On motion by Representative Tani-guchi, seconded by Representative Shito and carried, S.B. No. 1727-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1056 and 1727-86 had passed Third Reading at 1:43 o'clock p.m.

S.B. No. 1965-86, SD 2, HD 1:

Representative Kiyabu moved that S.B. No. 1965-86, SD 2, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

At 1:43 o'clock p.m., Representative Anderson asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:59 o'clock p.m.

Representative Isbell rose and stated:

"I rise to speak in favor of S.B. 1965-86, HD 1, but with reservations.

"The Order of the Day calls this the grossing-up of income and that is true but the rest of the bill also has to do with reimbursement. This has been a very large controversy over the past two years, and last year we did amend the law to clarify what is reimbursement.

"One of the problems that we've had is that a merchants' association, for instance, would accept money from the merchants and as a passthrough, buy the advertisements and promotions. They may receive an additional amount of money for that activity but that is all. The rest of it goes directly through them -- it's like a conduit. I could add that in this House, if you were all to have a fund-raiser and I was the conduit and you give me each a hundred dollars and I go to the advertisers and I go to the building and I make all the arrangements but, in addition, you give me \$10 for my work. The full \$100 that each of you gave to me goes directly to that fund-raiser. The \$10 is my work, for my gas and everything else, but I'm not a paid employee of yours. I just simply do it as a service and that's what many times a merchants' association is.

"What the Department of Taxation has been doing is charging me the full \$110 from each of you as gross income, which is grossly unfair. The merchants' association is the same way. They should be charged only for that \$10, if anything, for gross income and that's why we passed the bill last year to clarify that, and if you will notice on page 2, last year we took out the word 'unless' and we put a period and we made it very clear that where the person receiving such reimbursement also receives additional reimbursement or monetary consideration, that is gross income. Now, we're going back to the old way with this bill and we're going to make it injustice again. I'm going to end up having to pay for the total amount that's passed through me like a conduit, just as the merchants' association.

"What I would like to see is the Department of Taxation, instead of crying wolf and saying that we are going to lose \$400-million because everybody's going to take advantage of this. They're so fast to cry 'wolf' but they're so slow to promulgate their own rules that would have made it very clear that the case law is in the books. They would make it impossible for the State to lose \$400-million in income from taxation. I feel that it's time that we stood up and said, 'Department of Taxation, do your job and do it now and don't change our rules just because you're so slow', and that's exactly what's happening.

"I would hope that everybody votes for this because there are a lot of good things in the bill and we are helping the grossing-up in corporations but I tell you for reimbursement, this is a step backwards and I hope that all of you will talk with the Senators, and I hope that we look carefully at how we are changing laws just to accommodate the Department of Taxation and their fears, when their fears would be totally abated if they would simply do their job and promulgate the rules that they should have a long time ago.

"Thank you very much, Mr. Speaker."

Representative Anderson rose and requested that "Representative Isbell's words be put in the Journal as my own."

The Chair "so ordered." (By reference only)

The motion was put by the Chair

and carried, and S.B. No. 1965-86, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", having been read throughout, passed Third Reading by a vote of 51 ayes.

S.B. No. 2468-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, S.B. No. 2468-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1965-86 and 2468-86 had passed Third Reading at 2:04 o'clock p.m.

S.B. No. 1743-86, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, S.B. No. 1743-86, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS", passed Third Reading by a vote of 51 ayes.

S.B. No. 2312-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, S.B. No. 2312-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. Nos. 1743-86 and 2312-86 had passed Third Reading at 2:05 o'clock p.m.

At 2:05 o'clock p.m., Representative Blair asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 2:06 o'clock p.m.

S.B. No. 2308-86, SD 1, HD 1:

Representative Kiyabu moved that S.B. No. 2308-86, SD 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Blair rose to speak against the bill, stating:

"I have had a little difficulty deciding how I wanted to vote on this

bill but I think I finally made up my mind. The reason I've had some difficulty with it is because I see a lot of merit to putting the gun to the head of the liquor wholesalers in hopes that they will give us back a hundred-odd million dollars to which they are not entitled.

"The problem that I have with it is that we are holding the gun, not to their head, but to the consumer's head, and consequently, I am not sure that the tactics are going to be successful, and I am also concerned that if this game of chicken is played with sufficient fervor, the losers in the end may be all of our constituents. Therefore, while I hope that this tactic is successful, even at this point I can't really accept it.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and S.B. No. 2308-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR", having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Blair, Liu and Marumoto voting no.

The Chair directed the Clerk to note that S.B. No. 2308-86 had passed Third Reading at 2:07 o'clock p.m.

S.B. No. 495, SD 1, HD 1:

Representative Kiyabu moved that S.B. No. 495, SD 1, HD 1, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Onouye rose to speak in favor of the bill, stating:

"Recently, I conducted a random poll of my district. After contacting over seven hundred of my constituents, I found that over seventy percent of these people are in favor of the State lottery.

"Mr. Speaker, I do not think my district is unique in a strong support for a lottery. I believe that a similar poll conducted in any House district would render the same results -- a strong support for a State lottery. I, like most of us gathered here today, have received many telephone calls and letters opposing the lottery from certain groups. However, I do not feel that these groups truly represent the wishes of our constituents.

"As a member of the subject matter committee that heard this bill, I was informed of the concerns that opponents of this measure have regarding the concern about an increase in crime resulting from a lottery but not a single person testifying was able to provide any conclusive statistical evidence to support such a claim.

"As to concerns about people on the lower end of the economic spectrum wasting their limited financial resources on a lottery, I am concerned about such a possibility. I doubt any of us gathered here today are comfortable with the prospect of people going without the basic necessities of life. However, I feel that it is wrong for us to deny the majority of Hawaii's people an activity which they strongly desire. It is very sad that certain people in our society tend to mismanage and squander their money. Indeed, if these people spend their money more efficiently, the quality of life would be improved.

"However, the lottery is not the issue here, but rather, education and counseling. If people waste their money on the lottery, it will not be an indictment of the lottery, but rather, will point out the need for educating our people for better fiscal management.

"Thank you, Mr. Speaker."

Representative Tam rose and stated:

"I wish to speak against Senate Bill 495, SD1, HD1, which is entitled, A Bill for an Act Relating to the Establishment of a State-Operated Lottery System. I wish to make it clear that I am voting 'no' because as a State Representative, my job is to vote on good and effective legislation. In this case, Senate Bill 495, SD1, HD1, is a poorly organized and written bill. I would not be acting as a responsible legislator by voting 'yes' to the contents of the bill.

"Specifically, my objections to Senate Bill 495, SD1, HD1, are as follows:

"One, in regards to page 3, under the heading of 'Qualifications of Commissioners', there is no qualification or reflection as to appointing commissioners who have knowledge of anything about lottery. The commissioners are supposed to be experts in the technical area of lottery, especially since they will act on administration of a lottery system in our State of Hawaii, a very special

place to all of us. I ask the question: 'Does not specifying technical expertise mean that appointments will be based on political favoritism?'

"Secondly, on page 15 of the bill it reads: 'It is the intent of this chapter that the commission may authorize the use of any type -- any type -- of lottery game that has been conducted, at the time this chapter takes effect, by any state government-operated lottery in the United States or any other type of lottery game that the commission determines will achieve the revenue objectives of the lottery consonant with the public good.'

"Thus, there is no defined forms of lottery games specified in this bill, especially the part that reads 'any other type of lottery game that the commission determines to achieve the revenue objectives of the lottery with the public good'. The question is, how can we leave the option open for a non-knowledgeable and non-expert body of commissioners to determine the types of lottery games good for Hawaii? It makes no sense to formulate a commission made up of non-knowledgeable and non-experts to experiment with various types of lottery games suitable for Hawaii.

"It is a more responsive act for us to pass a resolution to study the various types of lottery games best and successful for Hawaii and its people -- best and successful in the form of revenue and security means for Hawaii. We speak of Hawaii as a special place, and exceptional State, so let's be assured that we establish the right lottery games for Hawaii. I am concerned about lottery that is successful for Hawaii and its people. I have no assurance of this in this bill. We speak of the lottery of generating revenue for our State of Hawaii. From my practical business standpoint, one of possibility is ended. There is no assurance of this through Senate Bill 495, SD1, HD1.

"In the past, many constituents of even mine and my fellow colleagues have said that lottery will provide extra funds with the assurance of, in this case, of this bill. We could lose our pants on an experimental form of lottery, rather than a successful form of lottery, to stimulate economy for Hawaii. Let's study the various forms and systems of lottery of other states that have it. Use the positive workable forms and systems of lottery and discard the negative forms of lottery of the states.

"Therefore, this year, I will be introducing a resolution to study the best type for our State.

"Thank you."

Representative Apo rose and stated:

"Mr. Speaker, I rise to oppose the measure.

"Mr. Speaker, I am in no uncertain terms opposed to legalized gambling for the State of Hawaii.

"Mr. Speaker, under your leadership for the past several years, this House has consistently gone on record as opposing any form of legalized gambling for the State of Hawaii. However, the continued persistence of the Senate coupled with the increased pressure to create new revenue and also the recent expressions of public support for this measure now finds the lottery bill before us on the House floor. . .up for Third Reading. . .and one step away from the Governor's desk.

"Mr. Speaker, there is no question in my mind that there is widespread support from the general public for this bill and I know that many of my colleagues are heavily inclined to vote yes on this measure, not as a matter of conscience that tells them that legalized gambling is wrong for Hawaii, but out of fear that a no vote may cost them some votes this election year. Mr. Speaker, I've heard the argument that our job is to carry out the popular will of the people and since this bill enjoys public support who are we to deny the public's will. This argument is seriously flawed for if we apply the popular will to all measures that come before us, we should also oppose forever any proposal to raise taxes since that issue is never popular with the people.

"Some of my colleagues, Mr. Speaker, support this bill with the argument that a state operated lottery is the cleanest and least noxious form of gambling and while that may be true I would apply the pregnancy test to this issue. There is no such thing as being a little bit pregnant...you either are or you aren't. The same goes for gambling. The degree to which we allow gambling is not the issue. How could we continue to discipline our school students for the nickel and dime crap games when at the same time we send them the message that gambling is okay only when the State says it is and only when the State plays the role of the house and collects it's percentage of

the action?

"Mr. Speaker, regardless of what other states choose to do, it is unthinkable for me as an individual and a legislator, to support the notion that our government would sanction by law, set up, and manage a gambling operation as a legitimate business enterprise designed to actually encourage our people to gamble. The constant media bombardment through state supported advertising campaigns that entice people to take a chance would never end and, in fact, would probably escalate in intensity as our need to fill the State coffers with new monies grows. After all, we would be in business, and business is business.

"Mr. Speaker, I would also note that there are some not so widely discussed negative effects of the lottery. First of all, I think we understand that the lottery does not create new dollars for our economy. The effect that it will have is a redistribution of consumer spending dollars. A person walking into a retail outlet with \$5.00 as an example, who might have spent the whole five on groceries will now earmark a percentage of the same purchase power toward a lottery ticket. This would be good for the State who then collects a major percentage of each lottery dollar instead of the 4% tax. This is bad, however, for the retailer whose gross revenues on retail items is reduced by the amount the consumer spent on lottery tickets which they might have spent on a purchase of goods. The effect of this redistribution of spending should be looked at much more closely and I think, Mr. Speaker, if we would have checked the State of California whose recent experience with the lottery has shown a decline in retail revenues, particularly in the low income areas.

"Mr. Speaker, I cast my 'no' vote on this bill because I truly believe, as a matter of conscience. . .as a matter of setting an example for the children of Hawaii...as a matter of maintaining the subtle but important lifestyle feature of wholesomeness for our island way of life. . .as a matter of socio-economic integrity I do not subscribe to the argument that ends justify the means. . .Mr. Speaker, many members of this House are wavering on this issue. . .looking outside of their conscience for guidance because somehow, deep down in their heart, I believe they do sense a degradation of Hawaii's moral character if they were to support S.B. 495.

"Mr. Speaker, we have before the House and Senate several good tax proposals directly aimed at resolving our revenue problem. This is the forum I believe that should form the boundaries of the battleground for more revenue.

"If it comes down to it, I am more willing to sacrifice a few district needs if the option is to sacrifice, even a little bit, the moral fibre and societal integrity of our people. Gambling to me is an unacceptable trade off. I could never feel comfortable that this Legislature would choose to supplement the State budget at the expense of those of our people who will surely end up casualties of any gambling scheme.

"Mr. Speaker, I submit to you that the public support this bill seems to enjoy, is not based on the public's desire to help out the State budget. The public support is largely fueled by their desire for a chance at instant riches and a willingness to accept the eventual casualty count. I am unwilling to accept any casualties. The risk is unnecessary, arbitrary, and clearly an irresponsible approach to a problem that has many other solutions.

"Mr. Speaker, when John F. Kennedy wrote his best selling book 'Profiles in Courage' this is the kind of situation he was talking about. Certainly a vote that runs counter to the popular will of the people takes some courage, especially on an issue that has received as much publicity as the lottery. But, that is what we are here for...to temper the passing storms of public emotion and voting our conscience on the basis of what is good or bad for Hawaii in the long run -- not on the basis of what is popular or good for election year politicking.

"Mr. Speaker, in closing I would plead with my colleagues on both sides of the aisle to stand together in a moment of courage and unanimously strike down this proposal that would establish legalized gambling in this great State of ours. It would be a great source of pride for me, Mr. Speaker, if today Republicans and Democrats alike could stand up as one voice and send a loud and clear message to the children of our State that Hawaii is a very special place and the House of Representatives of the Thirteenth Legislature unanimously voted to oppose it and keep it that way.

"Thank you."

Representative Kihano rose and stated:

"That was a pregnant speech and I would like to, Mr. Speaker, with your permission, to include my colleague from Waianae's speech as part of my own."

The Chair "so ordered." (By reference only)

Representative Crozier rose to speak in favor of the bill, stating:

"Mr. Speaker, there's an old slogan in show business: 'Never follow a dog act or children's act because you cannot win'. But in the Legislature, you should never follow our illustrious speaker, Representative Peter Apo. He is one of the most dynamic speakers we have here, and I don't know why I'm doing it but I'm following him, and here goes.

"Mr. Speaker, I am one of these gentlemen that he spoke about that was against the lottery. I don't believe that the lottery is the correct way to raise moneys. I believe philosophically that we're supposed to tax the people on productive money on our income tax or on our taxes generated through the sales excise tax -- what have you. You know, there is an old saying. . .on television. I think the gentleman's name is Mr. John Huston -- the guy that acted on the lawyer show. He comes out on the commercial for Smith Barney. He says, 'This company does things the old fashioned way. We earn it.' I seriously believe that's how we suppose to do. We support to earn our tax dollars.

"However, Sir, I'm not worried about pre-election. This is not why I've changed my way. I've changed my way because my title is Representative, and if I get a clear, dynamic statement from the people of my district, I better pay attention. This is not a moral issue with me. This is a philosophical issue. Okay? I would estimate that something like 80 per cent of the people want lottery. I cannot walk down the street without somebody coming up to me and say, 'Hey, Mike, vote lottery. I was down at the Bobby Sox program, down in Nanakuli the other day, Saturday morning. As I walked through the ball park, people yelling, 'Eh, Mike, brother, no forget lottery now'. Yeh, yeh, yeh, yeh. You know, every place I go, I get friends, sir. They also told me, sir, to remind the Speaker about how they feel. I said, 'I would.' I go to community meet-

ings -- that's one of the issues that we discuss. You folks have seen the many people that come from my district and I've introduced them at the beginning of the sessions. When I talk with them, I ask them, 'What are your feelings about lottery?' Eighty per cent of them are for it. In fact, they all got their recommendations how they suppose to win or what they are going to do with their money. I know that's wishful thinking. I know they chasing rainbows, but they want it. I go to my neighbors, friends and neighbors, even my family -- my family wants it. In fact, my mother even threatened me. She said if I don't vote for lottery, she's going to throw me out of her will. Now, that's a joke -- that's a joke. I told my mother I was going to say it and she said, 'you betta not'. No, but in all sincerity, wherever I go, I go down to the spa and you know it's a good place -- it's a good place to get the sense of what the people have to say. You know, you sitting there only in your shorts and you chatting with your fellowmen, everybody wants lottery, and I held the line all the way through, but the one that clinched it all is when I went to church, and I gotta share this with you folks. Nobody can make up a story like this. You know, for those of you who know the Catholic religion, the communion or the holy communion is the most sacred time through the process. Well, I was going up to communion. One of the other guys in the line nudged me and says, 'Eh, Mike, no forget the lottery eh?' And Mr. Speaker, that's when I caved in. I caved in because I got the message that the people want lottery -- not because I'm afraid of re-election. We all wanna come back, but I am their Representative, I am their messenger. They have told me this is what we want. If it was a moral issue with me, maybe I'll hang tough, but I don't see it as a moral issue, and that's why I will be supporting lottery.

"Thank you, Sir."

Representative Anderson rose to speak in favor of the bill, stating:

"Mr. Speaker, over and above everything else that was said, if in fact, while we were in committee, any of us who was listening very carefully heard any testimony that actually said it's going to bring us additional crime, it's going to benefit or really hurt only those people who could least afford it, and I've said it before and I'll say it again, we cannot continuously go ahead and legislate

for a small minority group who, regardless of whatever we do, are going to do whatever they want to do. I know many of them. They are very close to me and my friends and they gamble today and they'll gamble tomorrow, and even the Police Department had to go ahead and realize that and they did not argue the point. They are gambling with food stamps, they are gambling with welfare checks, you name it. We all gamble.

"If I found statistics that we could correct it by not having, I would be the first to vote against it, not just because it's a people vote do we have to go ahead and initiate this, but there is nothing documented that it's wrong. So the people want it. I've heard all the pros and the cons, and I'm voting for it strictly because there's not enough to go against what the people want. If there was documented proof, I would be the first to go ahead and vote against it, go back and hope to Heaven that my constituents would understand why I voted against it. But if they ask me and they said, 'Did you receive any documented proof that this is going to be bad for us', I honestly cannot say that. No one has given us that.

"For that reason, I'm going to vote for it, and I would hope that everyone of you consider it and never mind re-election or whatever, I'm glad we're gonna have a chance to vote for or against, but do it on the merits of the bill. And I'm going to vote for it and I wish my colleagues would too, Mr. Speaker.

"Thank you."

Representative Ikeda rose to speak in favor of the bill, stating:

"Mr. Speaker, I do have some reservations about this bill.

"Mr. Speaker, from a purely practical standpoint, I don't think that the lottery is a good idea.

"First of all, it will be costly to set up and I don't believe that it will generate enough additional funds to meet our needs. The games must continue to vary or the stakes increase in order to keep people interested. And so, there is no telling how long the lottery boom may or may not last.

"My greatest concern regarding a lottery, Mr. Speaker, has been the potential for increased criminal activity. However, 22 other states

now have lotteries, some for quite awhile, and there is no concrete evidence to show that the establishment of a lottery has increased crime in these areas.

"I can recall the same fears being expressed some years ago when we revised our penal code to permit social gambling and I must admit that I shared those fears then. Yet permitting social gambling has not radically changed our society or contributed to an increase in crime in this State, so my fears regarding crime have been somewhat ameliorated.

"Another concern expressed is that a lottery will have an adverse effect on the poor because they will tend to spend a greater proportion on their income on the lottery rather than on necessities. This may be true. However, Mr. Speaker, people will spend as they want to regardless of what we do. I have spoken to several people who presently send money to other states and Canada to purchase lottery tickets. Others who can ill afford it, in my opinion, bet illegally on sports events. Therefore, Mr. Speaker, I don't believe that we as legislators can continue to insist that people do what we think is best for them or what we think they should do with their lives.

"As a legislator, I have concluded after reading and listening to all of the arguments, both pro and con, that there is no overwhelming reason to oppose the lottery and so I will vote in favor of this bill even though I personally do not feel that it is the best way to raise revenues in this State.

"Thank you, Mr. Speaker."

Representative Onouye rose in rebuttal, stating:

"I believe my responsibility here as a Representative is to be much like a judge. You have to weigh the issues on both sides. On one side, we have the potential increase in our economy, and also the people of the State -- the majority want it. On the other side, being on the subject matter committee, I've only heard hearsay -- oh, the crime might go up, or the poor people will spend all their money. I cannot base my decision on this hearsay, and therefore, again I say that we should support this measure.

"Thank you."

Representative Andrews rose to speak against the bill, stating:

"Mr. Speaker, I assume that the purpose of this bill is not to provide the taxpayers with just another service or product. The fact is that the ability to participate in a numbers game, or lottery, is presently readily available in our community, legally or illegally. From time to time, we can participate in legal lotteries from many of the local fast food outlets and every year, various magazines solicitations come to our homes promising instant millions. People only rush and return the contents of the envelope. Right now, you can run down to your local drug store and take a chance in winning a trip to New York or \$25,000 and all these for free, Mr. Speaker, or you can go out and play the illegal numbers game that exists in our community. You can bet on anything from football, baseball or any other sport that's going on. All this type of betting with odds that are far better than any that would ever be given by the State in this proposed lottery.

"So, Mr. Speaker, I believe that what we are talking about here is more money for the State, a new and easier way to collect revenues is just another form of taxation.

"Mr. Speaker, it is this revenue side of the picture that I question. The unreliability of the estimated gross, the small net when compared to the gross take, its effect on the overall economy of the State, and the cause and effect relationships that will cause a reduction in revenues from our present tax resources.

"Mr. Speaker, this bill proposes to bring in about \$10- to \$20-million from our present economy in ticket sales.

"First of all, Mr. Speaker, I doubt the accuracy of the figures. Most other states with established lotteries find a gross of about 1 per cent of gross State revenues. For Hawaii, that would come to a gross of about \$15-million. The net again based on State averages is that the State keeps about 40 per cent or, in other words, what we are talking about here is six million dollars, a six million increase in the revenues to the State, not 10, not 20.

"The tendency to overestimate revenues is common. For example, Maine, a state with a similar base as ours, estimated \$10-million in 1983, received \$3.7 million. Mr. Speaker,

we all know what happens when you overestimate revenues. We provide programs and promises to the people that we cannot keep. This in turn pushes our desire to find additional revenue sources even higher. These additional revenues, again based upon the experience from other states, are found by increasing taxes, the very thing we were trying to avoid in the first place. This point is best exemplified by John Quinn, the New York State Lottery Director, when he said: 'There have been complaints from people when they voted for the lottery. They felt their taxes wouldn't go up. If they believed that, they were unrealistic.' And that is just what we are doing here today, Mr. Speaker. We have a proposal here to solve some of our revenue problems that is to totally unrealistic.

"Mr. Speaker, we must also try to understand what the effects are going to be if we are removing \$20- to \$50-million from our economy. Mr. Speaker, the lottery is going to remove a large sum from circulation and certainly we must understand that this is going to have some effect on the overall economy of this State. Will it increase unemployment? Will it have an effect on the present tax structure? Mr. Speaker, these are unanswered questions -- questions I have never seen answered to any satisfaction. Thus, Mr. Speaker, I can only estimate the overall effect of the lottery.

"The California Grocers' Association reports in their new lottery they have up there, 4 to 8 per cent decrease in merchandise sales from a large percentage of its members who participated in last year's sale of lottery tickets. The report went on to say that the store officials from four large Southern California grocery chains reported the decrease in sales matched the amount spent in those outlets on lottery tickets. Mr. Speaker, if we apply these figures to Hawaii, we can come up with a rather large decrease in general excise tax revenues from this sector of our economy alone. In the 1982 census of retail trade done by the U.S. Census Bureau, it reports that Hawaii's 797 grocery stores had a combined total of \$1.1 billion in sales in that year. If the figures from California's study will apply to Hawaii's total sales on groceries, the State would lose approximately \$1.1 million in excise tax from grocers alone. An example on the front cover of that report, Mr. Speaker, I'll read you a quote, and it says: 'Because customers spend their

money on tickets, which have very little margin rather than merchandise, our business has been damaged by it -- the lottery.' I understand that we are not the only businessmen who feel this way. What about the other sectors of our economy? What is the effect going to be on them? Mr. Speaker, we do not know the answers to these questions. What we do know is that the effect will not be beneficial.

"Mr. Speaker, from all of this, I can draw the following conclusions. We will not get the revenue we expect, the State will lose income from other sources, and the pressure to raise taxes would be even stronger after we pass the lottery than before.

"Mr. Speaker, just for these reasons, along with the moral issues that include the increase in crime, regressiveness of taxation, and the fact that the State will soon find itself forced to extensively advertise for ticket sales in a manner that would be flatly illegal if state governments weren't exempt from federal trade regulations. And Mr. Speaker, not only is the lottery unlikely to be very profitable, but by its nature, undermines the integrity of this State.

"Thank you."

Representative Liu rose to speak in favor of the bill, stating:

"First of all, on what exactly will happen to our economy, I think the facts and the other states that have had lotteries would have shown that if they were so disruptive to those economies, repeal of those laws which set up those other states' lotteries would have occurred. That is yet to happen and there really is no indication that that will happen. Yes, there will be adjustments, but can we say that they will be all bad? Can we really say that the problems of providing another outlet for people is wrong? No one has mentioned the possibility that we might be able to take in some monies now that are going to illegitimate type of games. Perhaps that would increase our revenue in-flow.

"Today, I will be voting with a clear conscience and I will wake up tomorrow morning, feeling no more or less courageous than those of you who vote no.

"On the technical side, let me say that I've compared this bill with those other enabling legislation in other

states and I see it as not being lacking in controls and qualifications in various sections of the bill.

"We are here talking about choice. This lottery, if it is enacted, does not mandate that everyone participate. People can make up their own minds, and they will. And if for some reason -- one year, two years or three years, if for some reason those who are against the bill are proven right, I am sure that future Legislatures will take note and make the necessary changes or even repeal this act. But I don't believe that will happen. I think this is something which has too long been on the back burner, and it is fortunate today that we do have a chance to give the people of this State another choice in their lives.

"Thank you, Mr. Speaker."

Representative Souki rose and stated:

"Mr. Speaker and members of the House, I wish to speak for the bill for a number of reasons.

"One is that, as members of the House, we should not moralize for the people of the State of Hawaii and determine what is right for them, what they should have and what they should not have. I believe that the public, for these past few years, have spoken loudly and clearly that they want the lottery, not only as a means of enhancing their money but as a form of entertainment. And like the previous speakers for the lottery, it's almost unanimous for those people that I see on the street that asked for this lottery, and I think we won't be respectful to the public who elect us if we attempt to legislate morality.

"And Mr. Speaker and members, we speak about the poor who will be affected by the lottery. I want you to know that for sixteen years, I was an executive director for an anti-poverty agency, working solely with poor people, and I can tell you and the members here that poor people, because of their limited income, are better able to balance their books than we are. For the most part, they are poor because of circumstances that are beyond them -- women with children who can't work, elderly, disabled. But these people know how to budget; they can discern what is right and what is wrong, and it is insulting to them to say that they are going to be affected by this program here. It is also insulting to the State of Hawaii when,

for years, the public has been asking for this lottery and we vote against it.

"That's all, Mr. Speaker."

Representative Apo, in rebuttal, stated:

"While it is true, Mr. Speaker, that it is probably not possible to legislate morality, I would remind my colleagues that murder is a moral issue, rape is a moral issue -- many, many moral issues, and I think gambling also falls in that category.

"Secondly, those who expressed or for those who write off the argument about the syndicate not being able to penetrate the lottery system, you know, it's really hard for me to understand how we can condemn gambling as an activity simply because it is run by the syndicate, and yet, turn around and say that if the State operates a gambling operation, that makes it moral and that makes it okay.

"This argument does not wash, and I would ask all of my colleagues to look at that question and vote their conscience.

"Thank you, Mr. Speaker."

Representative Lardizabal rose and stated:

"Mr. Speaker, it's been a long day and a long morning but I would be remiss if I did not speak up against the measure. My fellow colleagues have already expressed themselves so eloquently on the pros and cons of the bill, I'd like to provide my own opinions, if I may.

"You know gambling is. . . lottery is part of gambling and gambling has many, many aspects to it but if I may just to discuss gambling in general. Gambling is an industry that's highly organized, well financed and it seeks like other businesses to increase their returns on investments. If I may quote the 1981 State Legislature magazine, I quote: 'There's a danger that a gambling industry's growth can overtake a state's ability to regulate or control that industry. This is especially true in small states where the regulators are few in number and the state is dependent upon that income.

"A few weeks ago, I met, on the airplane going back home to Kauai, another state legislator from the State of New Hampshire. Her name is

Virginia Earne. As you know, the State of New Hampshire has a population base almost equivalent to Hawaii -- about a million people. They began their lottery some years ago and then they discovered that population base was insufficient for the increasing demands for new revenue. And what happened? It joined with the tri-states -- two other states so that they could increase that base. So this is an indication that once you start, you cannot stop if you depended upon that revenue. Also, Mr. Speaker, the industry is going pellmell in the United States today. About \$60-billion worth of waging is made by Americans and is popular, yes -- very popular.

"With respect to my colleagues who state that they represent the will of their constituents, I say this to you in all earnest: you represent the voters but we also represent young children that cannot vote and can't speak for themselves today. We represent the values. They look to us for leadership -- ethically, morally, politically, government. And to say that the majority of the voters want lottery is half the truth. You know deep down inside the effects of gambling, lottery, crime, prostitution, etc. It's a popular thing. Dope, marijuana are popular but we don't legalize it because we know there are social and health costs. Porno, et cetera. The argument that it is popular is the reason to vote for it -- that's hogwash. You and I represent children -- the future. They cannot think for themselves today. We're here to think for them. The seniors and those that can vote can make that choice if they want to but you and I represent other people too.

"Mr. Speaker, I have some testimony here I'd like to continue and if I am short of time, please let me know but I must speak out.

"The legalization appears to increase more gambling into other areas, and my colleague across the aisle stated that they needed facts about crime and so forth. And I quote Mr. Jerry Fulcher, executive director of the Delaware Council on Gambling Problems, report in the April 1981 issue of Gaming Business: 'An average increase of more than 200 per cent in Gamblers Anonymous participation in New Jersey, Pennsylvania, Delaware and Maryland since the opening of the Atlantic City casino.' According to a federally funded study, the Delaware Council admitted that as many as 86 per cent of the gamblers or compulsive gam-

blers and the American Institute of Insurance estimates that as much as 40 per cent of the nation's white collar crime is related to gambling and quote these figures and write to these people.

"Mr. Speaker, in gambling and lottery, there will be winners and losers. Let me enumerate the winners. The operators who stand to gain money, the marketing promoters, the media, printers -- they stand to gain money to be winners. The machine companies that make this lottery machines -- the one-arm bandits, etc. -- they're winners too. Illegal gamblers who will piggy-back the system that you want to create -- they'll be winners. Point one per cent of those who gamble will win while 99.9 per cent will lose, and in the short run the state will be a winner. And lastly, the other winner will be the creditors from whom gamblers must borrow money from to play.

"The real losers -- our youths of this nation, and this State and this community.

"Three months ago, my daughter who is sixteen, came to me and said, 'Dad I have a project to do in school about gambling.' She did a good job of researching. I did not attempt to influence her decision and conclusion. I gave her information, took her to the library, to people and others through her own discovery. And she did conclude that the real losers would be the young youth of this community. She realized that. But she also realized that there was money to be made. And the lesson that I drew from this with her was this, that no matter what you do in life, you've got to work hard for it, you've got to work honestly for it, you've got to study for it, and you've got to do it for yourself -- there is no free ride. And that value, I want to impart to her, and that legalized gambling may be a short cut but it's not the way that I want her to grow up in this community.

"So when I hear people say that I must represent my community -- your community is more than just the voters. There are nearly two hundred thousand students out there looking at us for leadership. Give them the leadership. Stand up. The message that we will impart upon our young people today, Mr. Speaker, is more important to me than the \$10-million that it may bring to us in the short run, because I believe that in

the long run there will be problems worth more than \$10-million in lost lives.

"You know, we talk about the social cost. None of you here have spoken yet about the social cost. I know of a family, if I may continue, Mr. Speaker -- for many years their father was a gambler, a compulsive gambler. The young child sat on his father's knees for many years watching gambling go on -- card games, dice. The child witnessed stabbings, fights, and the worst of it. This continued for years in the high school years. The child, from high school, used to thumb a ride to the place where his father was gambling, to catch a ride home, some 12 to 15 miles. His father married a younger woman who was also a compulsive gambler, waiting to strike it rich day after day, night after night. One day the child went to the pool hall to wait for his parents and that mother called the police to have their son arrested, perhaps because they did not want to be bothered. They are going to strike it rich. 'Go home, don't bother me, son.' The result -- the child went to jail. One day, when the Family Court found out the situation, they took that child away from that home. I can't continue on this because it is very personal. I know the family very well. But the social cost is just something you cannot put a dollar figure on. You can't balance the budget with that kind of social cost.

"Mr. Speaker, if there's nothing else I can impart to my colleagues today, if you have one ounce of doubt as to the usefulness of lottery and gambling in this State legalized, perpetuated by the State, then vote 'no' with me. Those of you who are married and who have young children, I can't go home tonight and talk to my young son, 13, and daughter, 16, and tell them, go ahead children, the State says it's legal now to the lottery -- go ahead and gamble. It's right because the State says it's right, legally. I think it's wrong. It is not a moral issue -- it's a social issue for me. The youth of this community look to us for that leadership. If we cannot give them the leadership, then, you seriously must question who to represent -- special interest, the majority rule, or can we stand up and vote our conscience? Please vote against the measure.

"Thank you."

Representative Tam rose and

stated:

"Speaker, I have some further words against this bill.

"It has been said this afternoon that we Representatives of various districts of the State of Hawaii, represent our constituents -- the will of them. Let me say this -- that we represent them in a respectable manner whereby we look at details of any bill, especially this one. I look for the flaws of the bill and if there's none, vote for the bill. I stated earlier, I said that they are flaws in this bill.

"Number one, I summarize again: Qualifications of commissioners and if there are none, in essence, expertise.

"Number two, how much economically will the State of Hawaii, the people of Hawaii will benefit if the lottery is not known at this time.

"Therefore, I strongly suggest that we adopt a resolution to further study the issue of lottery and come up with facts and figures, things that we can hang on to and say, we did our job. I am concerned about making lottery successful, not only economically, but also socially for enjoyment. As one properly and responsible in representing our constituents and also representing, among with others of my colleagues, other residents of the State of Hawaii.

"Thank you."

Representative Anderson rose and stated:

"Mr. Speaker, I would like to have a rebuttal against some of my colleagues' remarks.

"One of them was that we were going to lose because people were going to be spending their money elsewhere. Let me tell you, Mr. Speaker, where were their concern today when you could have businesses lose and go out when we had the tourism tax, and where were they when we were raising the liquor tax that could put the people out of business? Where were your concerns then?

"And a moral issue? I put in a bill on this floor, not in this floor, in this House, for castration of rape, because children were raped. Nothing happened. And murder? We're had a hearing but never has it come

to the floor and, Mr. Speaker, that's where the fight should be -- on this floor. You're either for or against. They either fly or they die, and it has nothing to do with the chairman, it has nothing to do with, is he, she or whatever, good or bad. It's the merits of the bill. You get a chance to kill this in committee, and it's fine, but anything that has as much concern as some of the issues that are in this Capitol, we should have a hearing, and on this floor, and we should have the debates and fights, and when you are finished, believe me -- man, woman or child -- you'll feel a lot better the next morning when you're shaving or putting on your make-up because you'll know that inside, you did exactly what you felt was right, and I don't think that there's anything wrong with this.

"As far as children goes, I'm bringing up a grandchild like anybody else bring up their own kids, and I'll certainly teach him that when we have something that's voluntary, he is going to have to make sure that he runs his own budget. I gamble, I go to Vegas and gamble on a dollar. I don't play \$5.00 tables or \$25. I gamble what I can afford and if people cannot do that, that's their problem. You cannot legislate for individual families, individual concerns. It's got to be for the mass and if at certain times if they don't tell you something, then you can look at other groups and find out what their concerns are, and you take it from all of the information you have. But so far, all I've heard is, you want statistics, we've got it. It's on this floor today.

"I've sat in both primary and Finance. I didn't hear the people coming up that came in to testify. I didn't hear them coming up and saying, 'We really have the information that you need.' I've gotten my own information in my office as far as what the other states are doing. I'm not using it here because I'm not that sure but neither is anybody else. I'm not sure as far as the dollars, but they have not said that there's going to be the crime and that there's going to be the destruction that this particular bill is supposed to do. So I'm still going to vote for it and I wish you would too.

"Thank you, Mr. Speaker."

Representative Hemmings rose to speak against the bill, stating:

"First I'd like to compliment you, Mr. Speaker, for having this issue

come to the floor and letting democracy exercise itself here in such a reasonable fashion. I think it's very healthy the exercise we're going through today.

"There are two basic issues we're talking about. We're talking about whether our society is going to accept any form of gambling and then, secondly, whether or not there's financial reasons to accept gambling as a means of generating revenues for the State.

"So often it's been said that if we don't remember our history and our past, we'll be condemned to re-live it. Since time immemorial, human kind in organized societies has fought certain moral, social and ethical problems that have been brought about by vices -- vices such as prostitution, vices such as drugs, overconsumption, and these vices have taken their toll on societies who have refused to consistently fight against them. We'll never totally get rid of prostitution, we'll never totally get rid of murder. But the minute we drop our guard and we stop fighting these vices, our society is doomed for trouble.

"So on the issue of lottery as a form of gambling, I speak against it because you cannot make something right that is a vice by simply legalizing it. It will only promote more of it.

"Secondly, I've heard several times mentioned today on the floor that there's pressure to increase revenues in the State. I am very perplexed by that statement. There is no pressure. We're facing a surplus of possibly \$70-million in our revenue collection -- \$70-million this year. We instituted a mechanism to actually go to the very expensive exercise of refunding the taxpayers a dollar a head just so we'll comply with the constitutional mandate of refunding people their tax money. I've heard the excuse used that Gramm-Rudman is a mandate to increase taxes. Gramm-Rudman is a blessing in disguise. It's demanding that we in government cut government spending so we don't have to take more money out of the private sector, out of people's pockets who work hard for money, and squander it.

"For that reason, I'm urging you to all vote 'no' against the lottery because it's just another means where money and in this case unjustifiably so, is taken from people and given to government. But what we in govern-

ment have to do and should do is use the opportunity to cut government spending rather than finding another means of taking money from people. So I see no justification -- moral, social, or ethical or financial means -- to increase taxation in legalized gambling in Hawaii.

"Thank you, Mr. Speaker."

Representative Pfeil rose to speak against the bill, stating:

"Mr. Speaker, we have been hearing practical arguments against a State lottery. I would like to voice some philosophic objections.

"Before I became a member of the Legislature, I believed that a lottery would raise large sums of money for the State, that it would be fun for those participating and that it would not hurt anybody. I now believe that the last of these would not be true.

"Mr. Speaker, we get out of life what we basically put into it. Taking responsibility for one's self, and being successful, mean knowing the relationship between cause and effect. A lottery in our State would encourage the belief that successes do not come from one's own efforts. It would further confuse the understanding of the relationship between cause and effect in our lives, and would erode the values that we, as a policy-making body, should stand for.

"My position against the lottery will not be popular in my district. I believe, however, that my position is correct.

"Mr. Speaker, the State should always take the 'higher road' in its decisions. We have the opportunity to do this with a 'no' vote on this bill.

"Thank you."

Representative Okamura rose to speak against the bill, stating:

"I concur with the Representative from Makakilo that this bill is indeed a popular one and I, too, have received many, many queries as to how I was going to vote for it and if I am supporting the bill, including my parents.

"I oppose the bill, however, because I think it is going to open the doors to other forms of gambling and unlike my colleague across the aisle who stated that if in the long term we find that there are very negative

consequences to this legislation, that later legislators would possibly repeal this bill. I disagree with that. I think that once you enact legislation which is very popular, there is no turning back and if anything, in the future, how do we say no to bingo, casino gambling, cock-fighting or pari-mutuel betting, some of which legislation we already have in the hopper today. So I believe that it is a very, very bad precedent, and something that in the long term all of Hawaii would lose from.

"Thank you."

Representative Blair rose and stated:

"Mr. Speaker, very briefly because I don't believe in beating a dead horse, I would like to ask that Representative Apo's and Representative Andrew's remarks be included as my own in the Journal. In addition, I would make one point or emphasize one point.

"If the members would look on pages 11 and 12 of the bill, they will see that we are mandating the director to engage an independent firm experienced in the analysis of advertising, promotion and public relations and that we are designating that, although at this point the figure isn't given in the bill, we are going to be designating some certain portion of the revenues to be used to promote gambling among our citizens. And finally, if you turn to page 14, there is a mandate that the lottery shall be initiated and continue to operate so as to produce the maximum amount of net revenues.

"So this isn't really a situation as some have described it, not here today, but in other circumstances similar to our collecting a tax on liquor or our collecting a tax on tobacco where we accept the vice because it provides revenues. In those cases, the State is collecting revenues but at the same time that we collect the revenues, we inhibit the public from consuming tobacco, or alcohol, by making it more expensive.

"This is dramatically different in that this is the first time the State has ever. . .excuse me, those of you who disagree with calling it a vice, but this will be the first time that the State has ever put itself in a position of actively promoting vice among its citizens, and if vice is too harsh a word, I don't think there's anyone who's really stood up today and said that gambling is good for our society,

and yet, this is exactly what we will be doing. We will be promoting gambling, and I think that it's really something that we should be loathe to do, and therefore, I would urge that we all vote against the bill.

"Thank you."

Representative Cavasso rose and stated:

"Mr. Speaker, we have one million people in Hawaii and as the Representative from Kauai indicated, there's a trap -- a lottery trap coming down. . .

The Chair interrupted:

"Representative Cavasso. . .

Representative Cavasso said:

"I shall rise to speak against it, Mr. Speaker."

Directed by the Chair to "please proceed," Representative Cavasso continued:

"Between two and ten million people are in bondage across America -- two to ten times the population of Hawaii -- trapped by gambling right now. A lottery trap as I said before, Mr. Speaker, rips off the would-be gamblers who can least afford to lose. The poor who wish most intensely to be rich, the lottery dream offers odds of winning that are worse than the odds of their being hit by lightning.

"We learn from history what we haven't learned from history. Historically, gambling does attract corrupt people. Other states have suffered from racketeers, thieves and under-the-table payoffs. Studies show that lotteries return the least amount of money -- gambled money -- back to winners. At the same time, tax revenue gains are minimal if you need to keep Hawaii clean.

"Often, where life is in government, we are tempted to do something wrong in order to accomplish good. Better education and human service programs are good things, but we cannot fund them with money we get by trapping our people."

Representative Anderson rose on a point of information and asked:

"Mr. Speaker, if I remember correctly, is this the only bill because the House Bill version that we had about a week ago, or two weeks ago, or when the heck it was. . .

The Chair interrupted and said:

"This measure came over first."

Representative Anderson asked:

"So we accepted the Senate version from last year and this is the only vehicle -- isn't that right?"

The Chair answered:

"That is right."

Representative Anderson asked:

"May I ask for a roll call vote then, Mr. Speaker?"

The Chair then said:

"Roll call has been called for. If there are no further discussions. . .

Representative Kamali'i rose and stated:

"I'm glad that a roll call has been called for because I am ready to vote. I have sat here and I have listened. . .

The Chair said:

"Representative Kamali'i. . .

Representative Kamali'i said:

"I rise and now will vote in favor of this bill. I think everyone will have their choice. They will pick up their pen and they will go 'aye' or 'nay' and I think the people of this State should also be given a choice, whether they want to buy a whopper or they want to buy a lottery ticket. That's their choice.

"So, I call for the question."

Roll call having been requested, the motion was put by the Chair and S.B. No. 495, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A STATE-OPERATED LOTTERY SYSTEM", having been read throughout, failed to carry by a vote of 18 ayes to 32 noes, with Representatives Andrews, Apo, Blair, Cachola, Cavasso, Graulty, Hagino, Hemmings, Hirono, Honda, D. Ige, M. Ige, Isbell, Jones, Kawakami, Kihano, Lardizabal, Leong, Lindsey, Manegdeg, Marumoto, Menor, Metcalf, Nakata, Okamura, Pfeil, Shon, Tajiri, Takamine, Tam, Tom and Peters voting no, and Representative Levin being excused.

S.B. No. 2048-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, S.B. No. 2048-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS", having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that S.B. No. 2048-86 had passed Third Reading at 3:12 o'clock p.m.

DEFERRED MATTER FROM
EARLIER ON THE CALENDAR

Stand. Com. Rep. No. 824-86 on S.B. No. 1780-86, SD 2, HD 2:

Representative Kiyabu moved that the report of the Committee be adopted and S.B. No. 1780-86, SD 2, HD 2, having been read throughout, pass Third Reading, seconded by Representative Souki.

Representative Kiyabu rose to speak in favor of S.B. 1780-86, S.D. 2, H.D. 2, stating:

"This bill together with S.B. 2127-86, S.D. 1, H.D. 1, which is recommended to pass Third Reading next on today's calendar, represents a landmark in our budget execution process. Landmark in the sense that we are recognizing the importance of our educational programs by granting the Department of Education and the University a status that will be unique in comparison to all other departments. Under our present laws, all departments are required by law to follow budgetary allotment and disbursement procedures as established by Budget and Finance and DAGS.

"We have always acted in a fiscally responsible manner in appropriating budgets within our fiscal capacity to provide essential services for our people.

"Mr. Speaker, as you know, a budget is a plan of action made with the best available data on the anticipated revenues of the fiscal year ahead. Even with the best laid plans, which include provisions to ensure the Legislature's intent when actual revenue collections do not meet the projected collections, changes must be made to such expenditure plans. The power to alter the expenditure plan lies with the Governor. The budgetary and disbursement procedures have allowed our Governor to maintain this State's

fiscal integrity. Hawaii's fiscal track record over the past ten years is one which most states would envy.

"However, Mr. Speaker, this sterling fiscal record has not been totally accomplished without costs, as there have been subtle expenses and missed opportunities associated with these controls. Although the subtle expenses and missed opportunities can be tolerated in most programs, we should not overlook the impact that these controls have had, especially in regard to limiting the delivery of quality education to our young people.

"The amendments proposed by this bill will give both the Department of Education and the University of Hawaii, through their executive officers, independence from the current system of budgetary controls. This is in accordance with satisfying the constitutional intent to give the Board of Education and the Board of Regents jurisdiction over the internal organization and management of a statewide system of public education. This is a rational approach to granting administrative flexibility to both institutions in order to achieve the program goals and objectives of formal education on a statewide basis. Your committee believes that granting these institutions budgetary and expenditure responsibilities gives them some measure of independence and the necessary tools to respond expeditiously to changing educational program needs. As a result, these institutions will be given the opportunity not only to improve decision-making in the budgetary process which is sorely lacking in the current system, but also to effectuate a systematic analysis of programs in the pursuit of desirable objectives of public education.

"The authority to establish ceilings with which these institutions must allocate their resources in light of changing revenues, however, will still remain with the Governor. In the final analysis, it is the intent of your committee that accountability will not be sacrificed within the budgetary process. The Legislature will not abdicate its responsibility to oversee our fiscal resources by granting administrative flexibility to both institutions.

"I urge all members to vote for this bill and the next bill.

"Thank you."

Representative Lindsey rose and

stated:

"I rise in support of this bill and in the essence of time and with your permission, I would like to have entered into the Journal Representative Kiyabu's remarks as being my own.

"Thank you."

The Chair "so ordered." (By reference only)

Representative Anderson rose and stated:

"Looks like I am going to speak against the bill. It seems like I am doing a lot of going against this morning or this afternoon.

"Mr. Speaker, the reason that I am against this is because I do not believe that the Department of Education is the same as the University of Hawaii. We have had the argument in Finance. Someone said that they are exactly the same because they have the Board of Regents and the Board of Education, and that both have the Superintendent and President of the University.

"There is a great difference.

"The Board of Education is an elected body, not an appointed body. We have had problems with the educational system for years and last year or a year before, if you remember correctly, we had two bills where the Superintendent would be appointed by the Governor of this State regardless of who he or she was and I agreed to that, the reason being it then has the accountability and there is an umbilical cord between the department and the Governor of this State.

"Right now, the Governor, at times, does not fund programs that you and I may think is essential and that's because the Board of Education may say that it is good, and in his own mind he does not believe it, and if the Superintendent says it's good, he's taking the Board's side, and if he says it's no good, then the Board gets mad at the Superintendent and that's been the conflict for years.

"And to go ahead and give them the same rights as the University is only going to put another level of confusion to the Governor of this State. And that's the way I honestly feel and that's the way I'll vote. I'm against this bill and I hope you'll consider.

"Thank you, Mr. Speaker."

Representative Tam rose to speak in favor of this bill, stating:

"I think this bill is long overdue in terms of giving autonomy in essence to the Department of Education as a comparison or similarity to the University of Hawaii Board of Regents. Everyone knows, to this day, that the Board of Regents are appointed officials and in comparison to the Board of Education, are elected officials. I am saying, in essence, that if we give autonomy to the University of Hawaii, it is only rightly so that we give autonomy to the Board of Education.

"For those members on the Board of Education, our elected officials like you and I -- everyone of my colleagues here -- take away that right is to say that the people are not responsible in electing their elected officials. Therefore, I am in favor of this bill.

"Thank you."

The motion was put by the Chair and carried, and S.B. No. 1780-86, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALLOTMENT SYSTEM AND THE EXECUTIVE BUDGET", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and Medeiros voting no.

The Chair directed the Clerk to note that S.B. No. 1780-86 had passed Third Reading at 3:22 o'clock p.m.

THIRD READING

S.B. No. 2127-86, SD 1, HD 1:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, S.B. No. 2127-86, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION", having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and Medeiros voting no.

The Chair directed the Clerk to note that S.B. No. 2127-86 had passed Third Reading at 3:23 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following

resolutions (H.R. Nos. 222 to 230) and concurrent resolutions (H.C.R. Nos. 149 to 155) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 222) requesting a study on early retirement was offered by Representative Marumoto.

A resolution (H.R. No. 223) requesting a study to determine appropriate areas to privatize public activities was offered by Representative Marumoto.

A resolution (H.R. No. 224) requesting the Department of Education to establish a substitute financial assurance mechanism for acupuncture school operators, and other certain private and correspondence school operators was jointly offered by Representatives Okamura, Apo, Cachola, Lardizabal, Leong, Levin, Onouye, Shito, Shon, Souki and Tom.

A resolution (H.R. No. 225) requesting that October 24 be commemorated as World Peace with Justice Day was jointly offered by Representatives Okamura, Apo, Cachola, Gaulty, Lardizabal, Leong, Levin, Onouye, Shito, Shon, Souki and Tom.

A resolution (H.R. No. 226) encouraging the Department of Hawaiian Home Lands to study alternative means to resolve the Anahola Park issue was jointly offered by Representatives Apo, Lardizabal and Kawakami.

A resolution (H.R. No. 227) requesting the Chairperson of the Board of Land and Natural Resources to issue a temporary moratorium on the issuance of new permits for commercial boating operations on public beaches located on the north shore of Kauai was jointly offered by Representatives Apo, Lardizabal and Kawakami.

A resolution (H.R. No. 228) urging support of the people of Negros, Philippines was jointly offered by Representatives Lardizabal, Menor, Bunda, Manegdeg, Cachola, Gaulty, Crozier, Levin and Tam.

A resolution (H.R. No. 229) requesting the Chairperson of the Board of Land and Natural Resources to investigate suspected violations of State fishing law relating to the illegal use of animal or fish chum to catch opelu with lift nets in fishing grounds off the coast of Milolii, Hawaii, was jointly offered by

Representatives Apo, Levin, Metcalf, Tajiri, Isbell and Takamine.

A resolution (H.R. No. 230) in support of the United Nations Decade for Women: Equality, development and peace, as expressed by the endorsement of the forward-looking strategies document for the advancement of women as agreed upon at the World Conference in Nairobi, Kenya in July 1985 was jointly offered by Representatives Ikeda, Hirono, Hagino, Isbell, Marumoto, Tungpalan, Hashimoto, Kamali'i, Anderson, Andrews, Apo, Bunda, Cachola, Crozier, Honda, D. Ige, M. Ige, Kawakami, Lardizabal, Leong, Levin, Manegdeg, Medeiros, Metcalf, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Taniguchi, Yoshimura and Peters.

A concurrent resolution (H.C.R. No. 149) requesting a study to determine appropriate areas to privatize public activities was offered by Representative Marumoto.

A concurrent resolution (H.C.R. No. 150) requesting the appointment of a special interim committee to conduct a study on foreign banking in Hawaii was jointly offered by Representatives Okamura, Apo, Cachola, Lardizabal, Leong, Levin, Onouye, Shon, Souki and Tom.

A concurrent resolution (H.C.R. No. 151) requesting the Department of Education to establish a substitute financial assurance mechanism for acupuncture school operators, and other certain private and correspondence school operators was jointly offered by Representatives Okamura, Apo, Cachola, Lardizabal, Leong, Levin, Onouye, Shito, Shon, Souki and Tom.

A concurrent resolution (H.C.R. No. 152) requesting that October 24 be commemorated as World Peace with Justice Day was jointly offered by Representatives Okamura, Apo, Cachola, Gaulty, Lardizabal, Leong, Levin, Onouye, Shito, Shon, Souki and Tom.

A concurrent resolution (H.C.R. No. 153) encouraging the Department of Hawaiian Home Lands to study alternative means to resolve the Anahola Park issue was jointly offered by Representatives Apo, Lardizabal and Kawakami.

A concurrent resolution (H.C.R. No. 154) requesting the Chairperson of the Board of Land and Natural Resources to issue a temporary

moratorium on the issuance of new permits for commercial boating operations on public beaches located on the north shore of Kauai was jointly offered by Representatives Apo, Lardizabal and Kawakami.

A concurrent resolution (H.C.R. No. 155) in support of the United Nations Decade for Women: Equality, development and peace, as expressed by the endorsement of the forward-looking strategies document for the advancement of women as agreed upon at the World Conference in Nairobi, Kenya in July 1985 was jointly offered by Representatives Ikeda, Hirono, Hagino, Isbell, Marumoto, Tungpalan, Hashimoto, Kamali'i, Anderson, Andrews, Apo, Bunda, Cachola, Crozier, Honda, D. Ige, M. Ige, Kawakami, Lardizabal, Leong, Levin, Manegdeg, Medeiros, Metcalf, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Taniguchi,

Yoshimura and Peters.

ANNOUNCEMENT

Representative Lindsey: "Your Committee on Education will be having an informational briefing tomorrow afternoon at 1:30 in Room 310. The briefing will be done by the Department of Accounting and General Services and the specific item on the agenda -- repair and maintenance for all schools."

ADJOURNMENT

At 3:24 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Tuesday, April 1, 1986.

FORTY-SEVENTH DAY

Tuesday, April 1, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:13 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Colonel Virgil Cline of the Salvation Army, after which the Roll was called showing all members present with the exception of Representatives Blair, Menor and Taniguchi who were excused.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 241 to 303) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 241) returning House Bill No. 82, HD1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 242) returning House Bill No. 381, HD1, entitled: "A BILL FOR AN ACT RELATING TO JURORS' COMPENSATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 243) returning House Bill No. 393, HD1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 244) returning House Bill No. 526, HD1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE STOCK OWNERSHIP", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 245) returning House Bill No. 1493 entitled: "A

BILL FOR AN ACT RELATING TO VICTIMS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 246) returning House Bill No. 1663-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO A UNIVERSITY OF HAWAII CHILD CARE CENTER PILOT PROJECT", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 247) returning House Bill No. 1666-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 248) returning House Bill No. 1687-86, HD2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RENTAL ASSISTANCE REVOLVING FUND", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 249) returning House Bill No. 1691-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO VICTIM-WITNESS ASSISTANCE PROGRAM", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 250) returning House Bill No. 1697-86, HD2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SUGAR RESEARCH AND DEVELOPMENT", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 251) returning House Bill No. 1706-86, HD1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A HAZARDOUS WASTE PROGRAM", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 252) returning House Bill No. 1727-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO

TRAFFIC VIOLATIONS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 253) returning House Bill No. 1815-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 254) returning House Bill No. 1856-86 entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 255) returning House Bill No. 1869-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO ALARM BUSINESSES", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 256) returning House Bill No. 1878-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 257) returning House Bill No. 1898-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT OPPORTUNITIES", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 258) returning House Bill No. 1905-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 259) returning House Bill No. 1907-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO BOXING COMMISSION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 260) returning House Bill No. 1908-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO

PEST CONTROL", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 261) returning House Bill No. 1913-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE AUDITOR", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 262) returning House Bill No. 1990-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 263) returning House Bill No. 2010-86, entitled: "A BILL FOR AN ACT RELATING TO THE ADVISORY COMMISSION ON EMPLOYMENT AND HUMAN RESOURCES", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 264) returning House Bill No. 2011-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 265) returning House Bill No. 2013-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO LAND FIRE PROTECTION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 266) returning House Bill No. 2023-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 267) returning House Bill No. 2024-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY", which passed Third Reading in the Senate on March

27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 268) returning House Bill No. 2026-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 269) returning House Bill No. 2036-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 270) returning House Bill No. 2038-86, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 271) returning House Bill No. 2042-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 272) returning House Bill No. 2044-86, entitled: "A BILL FOR AN ACT RELATING TO SANCTIONS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 273) returning House Bill No. 2048-86 entitled: "A BILL FOR AN ACT RELATING TO LICENSE DENIAL APPEALS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 274) returning House Bill No. 2049-86 entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 275) returning House

Bill No. 2051-86 entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 276) returning House Bill No. 2102-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 277) returning House Bill No. 2108-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO CONTROL OF PETROLEUM PRODUCTS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 278) returning House Bill No. 2111-86 entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 279) returning House Bill No. 2112-86 entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 280) returning House Bill No. 2114-86 entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 281) returning House Bill No. 2116-86 entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 282) returning House Bill No. 2122-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 283) returning House Bill No. 2138-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF THE HOOMANA SCHOOL PROGRAM FROM THE UNIVERSITY OF HAWAII TO THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 284) returning House Bill No. 2166-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO BLIND OR VISUALLY HANDICAPPED CONCESSIONAIRES", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 285) returning House Bill No. 2193-86 entitled: "A BILL FOR AN ACT RELATING TO SECURITIES", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 286) returning House Bill No. 2201-86, HD1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GROUND-WATER PROTECTION PROGRAM", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 287) returning House Bill No. 2219-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S FACILITIES", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 288) returning House Bill No. 2221-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 289) returning House Bill No. 2273-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARKS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 290) returning House Bill No. 2280-86, HD2, entitled: "A

BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 291) returning House Bill No. 2374-86 entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSING", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 292) returning House Bill No. 2412-86, HD2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EXPENSES RELATED TO PARTICIPATION OF A HAWAIIAN VOYAGING CANOE IN THE TALL SHIP CELEBRATION OF THE CENTENNIAL RESTORATION OF THE STATUE OF LIBERTY", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 293) returning House Bill No. 2427-86 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 294) returning House Bill No. 2495-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO LIFELINE TELEPHONE SERVICE", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 295) returning House Bill No. 2501-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO TAXABLE MORTGAGE SECURITIES PROGRAMS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 296) returning House Bill No. 2580-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 297) returning House Bill No. 2595-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO

THE PUBLIC SERVICE COMPANY TAX", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 298) returning House Bill No. 2605-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO BOATING SAFETY", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 299) returning House Bill No. 2608-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS VETERANS", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 300) returning House Bill No. 2624-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INDUSTRIAL DEVELOPMENT CORPORATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 301) returning House Bill No. 2752-86, HD1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE "DIAL LAW" PROGRAM OF THE HAWAII BAR ASSOCIATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 302) returning House Bill No. 2800-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY INSURANCE", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 303) returning House Bill No. 2805-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", which passed Third Reading in the Senate on March 27, 1986, in an amended form, was placed on file.

By unanimous consent, H.B. Nos. 82, HD1; 381, HD1; 393, HD1; 526, HD1; 1493; 1663-86, HD2; 1666-86, HD2; 1687-86, HD2; 1691-86, HD2; 1697-86, HD2; 1706-86, HD1; 1727-86, HD1; 1815-86, HD2; 1856-86; 1869-86, HD1; 1878-86, HD1; 1898-86, HD2; 1905-86, HD1; 1907-86, HD1; 1908-86, HD1; 1913-86, HD1; 1990-86, HD2;

2010-86; 2011-86, HD1; 2013-86, HD1; 2023-86, HD1; 2024-86, HD1; 2026-86, HD1; 2036-86, HD1; 2038-86; 2042-86, HD1; 2044-86; 2048-86; 2049-86; 2051-86; 2102-86, HD1; 2108-86, HD1; 2111-86; 2112-86; 2114-86; 2116-86; 2122-86, HD1; 2138-86, HD1; 2166-86, HD1; 2193-86; 2201-86, HD1; 2219-86, HD2; 2221-86, HD2; 2273-86, HD1; 2280-86, HD2; 2374-86; 2412-86, HD2; 2427-86; 2495-86, HD2; 2501-86, HD1; 2580-86, HD1; 2595-86, HD2; 2605-86, HD1; 2608-86, HD2; 2624-86, HD2; 2752-86, HD1; 2800-86, HD2; and 2805-86, HD1, were placed on the Clerk's desk and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. Nos. 82, HD1, SD2; 381, HD1, SD1; 393, HD1, SD1; 526, HD1, SD1; 1493, SD3; 1663-86, HD2, SD1; 1666-86, HD2, SD2; 1687-86, HD2, SD2; 1691-86, HD2, SD1; 1697-86, HD2, SD2; 1706-86, HD1, SD1; 1727-86, HD1, SD1; 1815-86, HD2, SD1; 1856-86, SD1; 1869-86, HD1, SD1; 1878-86, HD1, SD2; 1898-86, HD2, SD1; 1905-86, HD1, SD1; 1907-86, HD1, SD1; 1908-86, HD1, SD1; 1913-86, HD1, SD1; 1990-86, HD2, SD2; 2010-86, SD1; 2011-86, HD1, SD1; 2013-86, HD1, SD1; 2023-86, HD1, SD2; 2024-86, HD1, SD1; 2026-86, HD1, SD1; 2036-86, HD1, SD1; 2038-86, SD1; 2042-86, HD1, SD1; 2044-86, SD1; 2048-86, SD1; 2049-86, SD1; 2051-86, SD1; 2102-86, HD1, SD2; 2108-86, HD1, SD1; 2111-86, SD1; 2112-86, SD1; 2114-86, SD1; 2116-86, SD1; 2122-86, HD1, SD2; 2138-86, HD1, SD1; 2166-86, HD1, SD1; 2193-86, SD1; 2201-86, HD1, SD1; 2219-86, HD2, SD2; 2221-86, HD2, SD2; 2273-86, HD1, SD2; 2280-86, HD2, SD1; 2374-86, SD1; 2412-86, HD2, SD1; 2427-86, SD1; 2495-86, HD2, SD1; 2501-86, HD1, SD2; 2580-86, HD1, SD2; 2595-86, HD1, SD1; 2605-86, HD1, SD1; 2608-86, HD1, SD2; 2624-86, HD2, SD2; 2752-86, HD1, SD1; 2800-86, HD2, SD2; and 2805-86, HD1, SD1, were made available to the members of the House at 11:00 o'clock a.m.

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

Representative D. Ige introduced 2 classes of twenty-seven sixth grade students from Waimalu Elementary School accompanied by their teachers, Mrs. Wong and Mrs. Nakata.

Representative Levin introduced five students from Naalehu School, "who are here to lobby and to meet with various legislators today and tomorrow," as follows: Rachel Ballesteros, Shannon Mahelona, Melinda

Lorenzo, Jason Swangle and Kaipo Simpson, and they were accompanied by their advisor, Mr. Jim Simpson.

Representative Manegdeg, on behalf of Representative Grauly and himself, introduced 3 classes of eighth grade students from Moanalua Intermediate School accompanied by their teacher, Ms. Laurie Nesser, and chaperones, Mr. Hal Nakanishi and Mr. Viller.

Representative Cavasso introduced four students from Waimanalo Elementary School "who had wrote me a letter on a problem in our community and brought it to my attention and to the Department of Health, and I appreciate them doing that." They are as follows: Shannon DeSilva, Alvina Ohia, Fred Silva and Derek Medeiros accompanied by their teacher and chaperone, Mrs. Gott.

Representative Bunda introduced forty-six students from the Wahiawa Storefront Program accompanied by their teachers, Mrs. Colectoma, Mrs. Debbie Wentworth, Ms. Sherrie Yoshimoto, Mr. John Honjiyo, Mr. Craig Tsutsui, and Mr. John Okinaka.

At 11:21 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:22 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Blair.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

House Concurrent Resolution No. 118 was re-referred to the Committee on Public Employment and Government Operations, then to the Committee on Finance.

Senate Concurrent Resolution No. 18 was re-referred to the Committee on Tourism.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering certain resolutions.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 237 to 239) were read by the

Clerk and were disposed of as follows:

A resolution (H.R. No. 237) congratulating Dr. Gloria Valde for being the first female of Filipino ancestry to be licensed to practice dentistry in Hawaii was jointly offered by Representatives Cachola, Kihano, Manegdeg, Bunda, Grauly, Hagino, Tungpalan, Menor, Lardizabal, Cavasso, Honda, Isbell, Levin, Lindsey, Nakata, Onouye, Shon, Tam and Taniguchi.

On motion by Representative Cachola, seconded by Representative Kihano and carried, H.R. No. 237 was adopted.

Representative Cachola then rose and stated:

"Mr. Speaker and members of this Honorable Body, the person we are honoring here today is Dr. Gloria Valde who is the first female of Filipino ancestry to be licensed to practice dentistry in the State of Hawaii.

"But before presenting her, Mr. Speaker, allow me to augment what is stated in the resolution.

"As most of us here, we are aware that the Filipinos first came to Hawaii in 1906 based on information gathered. It took approximately 30 years before the first Filipino dentist was ever licensed. His name was Dr. Borha, who practiced dentistry until the end of World War II.

"Based also on information that we got, it took another 40 years before the next dentist was licensed and the first Filipina to be licensed to practice dentistry in Hawaii. This lady dentist happens to be our honoree today, Mr. Speaker.

"Perhaps the reason why it took so long for Filipinos to move up is because of the stringent requirement placed on dentists for our foreign graduates. For example, before the board dental exams, the State of Hawaii requires an individual to have licensure in dentistry from the country of origin.

"In other states, like California, foreign graduates without licensure from their country of origin are allowed to take the exams right away. In Hawaii, individuals or candidates are limited to taking the exams three times; but other states, again in California, there is no limit for them to take the exams.

"In Hawaii, written exams results are good for only five years while in other states, most especially California, they are good for a lifetime.

"Individuals in the dentistry profession must go through many obstacles in order to be duly recognized for their education, training and dedication. Unlike other professions which receive a fairly easier time in getting integrated here in Hawaii, Mr. Speaker, foreign dentists must endure all these obstacles. Very often some find themselves in hotel jobs, maintenance work or other positions which some consider to be demeaning for their professions, and achievements which has to be garnered through hard work, perseverance and determination truly deserves recognition.

"Being the first in anything, Mr. Speaker, deserves attention. Dr. Gloria Valde has certainly prevailed amidst countless obstacles. She is accomplished not only in her career as a dentist, but also as a mother, wife and respected community leader. It gives me great pleasure and honor to pay tribute to Dr. Gloria Valde."

At this time, Dr. Valde was asked to stand and be recognized. Accompanying Dr. Valde was her husband and also a dentist, Dr. Felix Valde, and children, Jane, a junior at U.C.L.A. and Julie, a sophomore at U.C.L.A. All were also asked to stand and be recognized.

Floral leis were presented to the honoree by Representative Kihano; to her husband, Felix, by Representative Tungpalan; to Jean by Representative Graulty; and to daughter, Julie, by Representative Manegdeg, and a certified copy of the resolution was presented to Dr. Valde by Representative Cachola.

Representative Cachola also recognized many of Dr. Valde's relatives and friends who were seated in the gallery.

A resolution (H.R. No. 238) extending aloha and best wishes to Antonio Caneiro Jacinto was jointly offered by Representatives Hemmings, Souki, Anderson, Andrews, Cavasso, Hashimoto, Honda, D. Ige, Ikeda, Jones, Levin, Liu, Manegdeg, Marumoto, Pfeil, Say, Tam and Taniguchi.

On motion by Representative Hemmings, seconded by Representative Souki and carried, H.R. No. 238 was adopted.

Representative Hemmings then rose

and stated:

"The social fabric of Hawaii is very strong and vibrant fortunately because it is a weave of many ethnic persuasions and we here in the Portuguese community are especially proud of our heritage.

"This morning it is a great pleasure for me to represent a diplomat representing the country of Portugal.

"Mr. Speaker, I won't belabor the point; I think all of you realize the role of the Portuguese in the history of Hawaii and therefore I would like to now, at this time, introduce the Honorable Antonio Jacinto, who is a very close advisor and representative of the new president of Portugal, President Soares. He is on a mission around the world visiting different countrymen in various places such as Macao, Oakland, California, Massachusetts and here in Hawaii, he is visiting fellow Portuguese. There are over a hundred and fifty Portuguese settlements around the world and Portugal is a major contributor to the settlement of peoples around the world."

At this time, Representative Hemmings introduced the honoree who was accompanied by Mr. Richard Capania, a native of New York City who is with the State Department and a linguist and an interpreter for Mr. Jacinto, and Mr. John Felix, consul of Portugal here in Hawaii, "who has raised the consciousness of the people of Hawaii about the Portuguese in Hawaii over the last several years."

Floral leis were presented to the honoree by Representative Tungpalan; to Mr. Capania by Representative Ikeda; and to Mr. Felix by Representative Marumoto, and Representative Hemmings presented to Mr. Jacinto a certified copy of the resolution.

A resolution (H.R. No. 239) extending best wishes and aloha to the West Lake Madrigal Singers was offered by Representative M. Ige.

On motion by Representative M. Ige, seconded by Representative Kawakami and carried, H.R. No. 239 was adopted.

Representative M. Ige then rose and stated:

"Mr. Speaker, this morning we are honored to have this group from the great State of California. Accompanying them is their conductor, Mrs. Jane Campbell."

At this time, Mrs. Campell and the members of the West Lake Madrigal Singers were all asked to stand and be recognized.

Representative M. Ige continued, saying:

"In this group, Mr. Speaker, is a product of a local boy raised in the city of Waikiki here in Honolulu, the internationally renowned author and doctor, Professor Bill Ouchi, his daughter, Sara Ouchi," who was asked to stand and be recognized.

"Sara, we both in the House and Senate were blessed to have dad come over and share his thoughts with us a few months ago before we began our deliberations.

"Mr. Speaker, also in the gallery, we do have the daughter of Mrs. Campbell, Elizabeth, and chaperones, Ms. Frances Henneger and Ms. Gladys Eilen." All were asked to stand and be recognized.

At this time, Representative Okamura presented a certified copy of the resolution to Mrs. Campbell.

Representative M. Ige then remarked:

"Mr. Speaker, the group requested that if it be possible to share two numbers with the members of this House," and the Chair responded in the affirmative.

After singing a rendition of "Ah, He is Fair" and "Hawaii Aloha", the Chair, on behalf of all of the members of the House, thanked the West Lake Madrigal singers.

At 11:44 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "to allow the members the opportunity of extending our personal aloha and congratulations to our honorees this morning."

Upon reconvening at 11:51 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Taniguchi.

STANDING COMMITTEE REPORTS

Representative Say, for the majority of the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 827-86) recommending that H.R. No. 124, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative M. Ige, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 124, HD1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE POSSIBILITY OF EXCHANGING STATE LANDS FOR FORT DERUSSY", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 828-86) recommending that H.C.R. No. 60 be referred to the Committee on Finance.

On motion by Representative M. Ige, seconded by Representative Tam and carried, the report of the Committee was adopted and H.C.R. No. 60 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE ACQUIRE ADDITIONAL ONE-LOA BEACH (BIG BEACH) LANDS AT MAKENA, MAUI FOR STATE PARK PURPOSES", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 829-86) recommending that H.R. No. 130, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Cavaso, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 130, HD1, entitled: "HOUSE RESOLUTION RELATING TO THE MANAGEMENT OF STATE LANDS UNDER CHAPTER 171, HAWAII REVISED STATUTES", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 830-86) recommending that H.C.R. No. 75, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Cavaso, seconded by Representative Tam and carried, the report of the Committee was adopted and H.C.R. No. 75, HD1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE MANAGEMENT OF STATE LANDS UNDER CHAPTER 171, HAWAII REVISED STATUTES", was referred to the Committee on Finance.

Representatives Say and Levin, for

the Committees on Water, Land Use Development and Hawaiian Affairs and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 831-86) recommending that H.R. No. 103, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Shon, seconded by Representative Levin and carried, the joint report of the Committees was adopted and H.R. No. 103, HD1, entitled: "HOUSE RESOLUTION PROPOSAL FOR A SISTER STATE/PROVINCE RELATIONSHIP WITH CHEJU PROVINCE, REPUBLIC OF KOREA", was referred to the Committee on Finance.

Representatives Say and Levin, for the Committees on Water, Land Use Development and Hawaiian Affairs and Higher Education and the Arts, presented a joint report (Stand. Com. Rep. No. 832-86) recommending that H.C.R. No. 63, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Shon, seconded by Representative Tam and carried, the joint report of the Committees was adopted and H.C.R. No. 63, HD1, entitled: "HOUSE CONCURRENT RESOLUTION PROPOSAL FOR A SISTER STATE/PROVINCE RELATIONSHIP WITH CHEJU PROVINCE, REPUBLIC OF KOREA", was referred to the Committee on Finance.

Representatives Say and Apo, for the Committees on Water, Land Use Development and Hawaiian Affairs and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 833-86) recommending that H.C.R. No. 66, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Apo and carried, the joint report of the Committees was adopted and H.C.R. No. 66, HD1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF A LEASE, TOGETHER WITH AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LANDS AND LANDS BENEATH TIDAL WATERS FOR PURPOSES OF CONSTRUCTING CERTAIN OFFSHORE IMPROVEMENTS", was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 834-86) recommending that H.R. No.

38 be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, the report of the Committee was adopted and H.R. No. 38 entitled: "HOUSE RESOLUTION REQUESTING A REPORT FROM THE STATE DEPARTMENT OF TRANSPORTATION ON ITS PLANS AND DESIGNS TO ALLEVIATE TRAFFIC CONGESTION ON THE WAIPAHU ON-RAMP TO THE HONOLULU-BOUND H-1 FREEWAY", was referred to the Committee on Finance.

Representative Menor, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 835-86) recommending that H.R. No. 31, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Blair, seconded by Representative Metcalf and carried, the report of the Committee was adopted and H.R. No. 31, HD1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF IMPLEMENTING AN INTENSIVE SURVEILLANCE PROBATION PROGRAM", was referred to the Committee on Finance.

Representative Menor, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 836-86) recommending that H.R. No. 37 be referred to the Committee on Finance.

On motion by Representative Blair, seconded by Representative Metcalf and carried, the report of the Committee was adopted and H.R. No. 37 entitled: "HOUSE RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", was referred to the Committee on Finance.

Representative Menor, for the Committee on Corrections and Rehabilitation, presented a report (Stand. Com. Rep. No. 837-86) recommending that H.C.R. No. 26 be referred to the Committee on Finance.

On motion by Representative Blair, seconded by Representative Metcalf and carried, the report of the Committee was adopted and H.C.R. No. 26 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CORRECTIONS DIVISION OF THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING", was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 838-86) recommending that S.B. No. 1875-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, the report of the Committee was adopted and S.B. No. 1875-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION OF APPLICANTS FOR HAWAII DRIVER'S LICENSE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 839-86) recommending that S.B. No. 2159-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, the report of the Committee was adopted and S.B. No. 2159-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TRANSPORTATION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 840-86) recommending that S.B. No. 1794-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, the report of the Committee was adopted and S.B. No. 1794-86 entitled: "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Taniguchi and Apo, for the Committees on Transportation and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 841-86) recommending that S.B. No. 2206-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Apo and carried, the joint report of the Committees was adopted, and S.B. No. 2206-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO

COMMERCIAL FISHING VESSELS", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Taniguchi and Shito, for the Committees on Transportation and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 842-86) recommending that S.B. No. 2403-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Taniguchi, seconded by Representative Shito and carried, the joint report of the Committees was adopted, and S.B. No. 2403-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 843-86) recommending that S.B. No. 1679-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and S.B. No. 1679-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 844-86) recommending that S.B. No. 1846-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and S.B. No. 1846-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Andrews and Bunda, for the Committees on Planning, Energy and Environmental Protection and Health, presented a joint report (Stand. Com. Rep. No. 845-86) recommending that S.B. No. 2370-86, SD2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Andrews, seconded by Representative Bunda and carried, the joint report of the Committees was adopted, and S.B. No. 2370-86, SD2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", passed Second Reading and was placed on the calendar for Third Reading.

Representative Lindsey, for the Committee on Education, presented a report (Stand. Com. Rep. No. 846-86) recommending that S.B. No. 2463-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Lindsey, seconded by Representative D. Ige and carried, the report of the Committee was adopted and S.B. No. 2463-86 entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION", passed Second Reading and was placed on the calendar for Third Reading.

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 847-86) recommending that S.B. No. 505, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tom, seconded by Representative Metcalf and carried, the report of the Committee was adopted and S.B. No. 505, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE NEWSPAPER ANTITRUST EXEMPTION", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Shito and Tom, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 848-86) recommending that S.B. No. 1538-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Tom and carried, the joint report of the Committees was adopted, and S.B. No. 1538-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 849-86) recommending that S.B. No. 2056-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 2056-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 850-86) recommending that S.B. No. 2300-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 2300-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 851-86) recommending that S.B. No. 1573-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 1573-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSUMER AND SMALL BUSINESS ADVOCATE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 852-86) recommending that S.B. No. 1574-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 1574-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE", passed Second Reading and was placed on the calendar for Third Reading.

Representative Shito, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 853-86) recommending that S.B. No. 2063-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Bunda and carried, the report of the Committee was adopted and S.B. No. 2063-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 854-86) recommending that S.B. No. 2046-86, SD2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2046-86, SD2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", passed Second Reading and was placed on the calendar for Third Reading.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 855-86) recommending that S.B. No. 1999-86 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1999-86 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Second Reading and was placed on the calendar for Third Reading.

Representatives Tungpalan and Shito, for the majority of the Committees on Employment Opportunities and Labor Relations and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 856-86) recommending that S.B. No. 2169-86, SD1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tungpalan, seconded by Representative Shito and carried, the joint report of the Committees was adopted, and S.B. No. 2169-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", passed Second Reading and was placed on the calendar for Third Reading with Representatives Grauly, Hagino, Lardizabal, Nakasato, Takamine and Taniguchi registering "no" votes.

Representative Grauly, for the Committee on Human Services, presen-

ted a report (Stand. Com. Rep. No. 857-86) recommending that H.R. No. 177, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Leong and carried, the report of the Committee was adopted and H.R. No. 177, HD1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF LONG TERM CARE INSURANCE AND THE FEASIBILITY OF ALLOWING A TAX CREDIT FOR LONG TERM CARE INSURANCE PREMIUMS", was referred to the Committee on Finance.

Representative Grauly, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 858-86) recommending that H.C.R. No. 110, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Leong and carried, the report of the Committee was adopted and H.C.R. No. 110, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF LONG TERM CARE INSURANCE AND THE FEASIBILITY OF ALLOWING A TAX CREDIT FOR LONG TERM CARE INSURANCE PREMIUMS", was referred to the Committee on Finance.

Representative Grauly, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 859-86) recommending that H.R. No. 147, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Leong and carried, the report of the Committee was adopted and H.R. No. 147, HD1, entitled: "HOUSE RESOLUTION REQUESTING AN EXAMINATION OF THE LACK OF COORDINATION IN CHILD ABUSE AND NEGLECT SERVICES", was referred to the Committee on Finance.

Representative Grauly, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 860-86) recommending that H.C.R. No. 90, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Leong and carried, the report of the Committee was adopted and H.C.R. No. 90, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION OF THE LACK OF COORDINATION IN CHILD ABUSE AND NEGLECT SERVICES", was referred to the Committee on Finance.

Representative Grauly, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 861-86) recommending that H.R. No. 166, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Leong and carried, the report of the Committee was adopted and H.R. No. 166, HD1, entitled: "HOUSE RESOLUTION REQUESTING AN EVALUATION OF THE TRAINING PROVIDED TO INDIVIDUALS INVOLVED IN EARLY INTERVENTION OF CHILD ABUSE AND NEGLECT", was referred to the Committee on Finance.

Representative Grauly, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 862-86) recommending that H.C.R. No. 102, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Grauly, seconded by Representative Leong and carried, the report of the Committee was adopted and H.C.R. No. 102, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF THE TRAINING PROVIDED TO INDIVIDUALS INVOLVED IN EARLY INTERVENTION OF CHILD ABUSE AND NEGLECT", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 231 to 236) and concurrent resolutions (H.C.R. Nos. 156 to 162) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 231) urging the USDA, Animal and Plant Health Inspection Service to expedite the pending change in regulations to allow Sharwil variety of avocado to be moved from Hawaii interstate was jointly offered by Representatives Isbell, Metcalf, Levin, Lindsey, Takamine, Tajiri and Honda.

A resolution (H.R. No. 232) requesting the Department of Land and Natural Resources to lease state land for a shooting range in West Hawaii was jointly offered by Representatives Isbell, Levin, Metcalf, Lindsey, Takamine and Tajiri.

A resolution (H.R. No. 233) requesting the Department of Health to act quickly to resolve the obstetrics crises at Kona Hospital was jointly

offered by Representatives Isbell, Bunda, Andrews, Apo, Blair, Cachola, Grauly, Hirono, Honda, D. Ige, Ikeda, Kawakami, Kiyabu, Lardizabal, Leong, Levin, Lindsey, Manegdeg, Marumoto, Medeiros, Metcalf, Onouye, Oshiro, Shito, Shon, Souki, Tajiri, Takamine, Tam and Tungpalan.

A resolution (H.R. No. 234) expressing support for the New Zealand Trade Expo in Honolulu was jointly offered by Representatives Say and Nakasato.

A resolution (H.R. No. 235) requesting a study of the possible civilian uses for existing facility and personnel resources at Pearl Harbor Naval Shipyard was jointly offered by Representatives Tam, Andrews, Cachola, Cavasso, Honda, Kawakami, Kihano, Nakata and Shito.

A resolution (H.R. No. 236) requesting the City and County of Honolulu to approve the plan review use permit for the Castle & Cooke Inc. cannery only with certain conditions which will minimize traffic problems was jointly offered by Representatives Menor, Apo, Bunda, Hashimoto, Hemmings, Hirono, Kama'i, Lardizabal, Lindsey, Manegdeg, Metcalf, Pfeil, Shon, Souki, Tajiri, Tam, Taniguchi, Tom and Yoshimura.

A concurrent resolution (H.C.R. No. 156) requesting the Legislative Reference Bureau to conduct a feasibility study and make recommendations on establishing senior citizen centers on the community college campuses was jointly offered by Representatives Kiyabu, Anderson, Cachola, Crozier, Honda, Isbell, Kawakami, Kihano, Lardizabal, Leong, Lindsey, Manegdeg, Nakata, Okamura, Oshiro, Say, Shito, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 157) urging the USDA, Animal and Plant Health Inspection Service to expedite the pending change in regulations to allow Sharwil variety of avocado to be moved from Hawaii interstate was jointly offered by Representatives Isbell, Metcalf, Levin, Lindsey, Takamine, Tajiri and Honda.

A concurrent resolution (H.C.R. No. 158) requesting the Department of Land and Natural Resources to lease state land for a shooting range in West Hawaii was jointly offered by Representatives Isbell, Levin, Metcalf, Lindsey, Takamine and Tajiri.

A concurrent resolution (H.C.R. No. 159) requesting the Department of Health to act quickly to resolve the obstetrics crises at Kona Hospital was jointly offered by Representatives Isbell, Bunda, Andrews, Apo, Blair, Cachola, Graulty, Hirono, D. Ige, Ikeda, Kawakami, Kiyabu, Lardizabal, Leong, Levin, Lindsey, Manegdeg, Marumoto, Metcalf, Onouye, Oshiro, Shito, Souki, Tajiri, Takamine, Tam and Tungpalan.

A concurrent resolution (H.C.R. No. 160) expressing support for the New Zealand Trade Expo in Honolulu was jointly offered by Representatives Say and Nakasato.

A concurrent resolution (H.C.R. No. 161) requesting a study of the possible civilian uses for existing facility and personnel resources at Pearl Harbor Naval Shipyard was jointly offered by Representatives Tam, Andrews, Cachola, Cavasso, Honda, Kawakami, Kihano, Nakata and Shito.

A concurrent resolution (H.C.R. No. 162) requesting the City and County of Honolulu to approve the plan review use permit for the Castle & Cooke Inc. cannery only with certain conditions which will minimize traffic problems was jointly offered by Representatives Menor, Apo, Bunda, Hashimoto, Hemmings, Hirono, Kama-h'i, Lardizabal, Lindsey, Manegdeg, Metcalf, Pfeil, Shon, Souki, Tajiri,

Tam, Taniguchi, Tom and Yoshimura.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Bunda: "Your Committee on Consumer Protection and Commerce will be having a hearing tonight at 6:30 o'clock p.m., in Room 328 on several resolutions. Decision making to follow."

Representative Oshiro: "Your Committees on Transportation, Water, Land Use Development and Hawaiian Affairs and Consumer Protection and Commerce will be having joint public hearings tomorrow morning starting at 9:00 o'clock a.m., in Conference Room 310. Decision making to follow."

Representative Crozier: "Your Committee on Legislative Management will have a public hearing tomorrow at 9:00 o'clock a.m., in Room 435 to hear several resolutions. Decision making to follow."

ADJOURNMENT

At 12:05 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Wednesday, April 2, 1986.

FORTY-EIGHTH DAY

Wednesday, April 2, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend John B. Connell of Saint Barnabas' Episcopal Church, after which the Roll was called showing all members present with the exception of Representatives M. Ige, Kihano, Lardizabal, Metcalf, Tajiri and Tom, who were excused.

By unanimous consent, reading of the Journal of the House of Representatives of the Forty-Seventh Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 304 to 426) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 304) transmitting Senate Concurrent Resolution No. 17, SD1, requesting the Board of Education to study the feasibility of establishing magnet schools, which was adopted by the Senate on March 31, 1986, was placed on file.

By unanimous consent, further action on S.C.R. No. 17, SD1, was deferred.

A communication from the Senate (Sen. Com. No. 305) transmitting Senate Concurrent Resolution No. 66, honoring professional secretaries on the occasion of Professional Secretaries' Day, April 23, 1986, and the Professional Secretaries' Week, April 20-26, 1986, which was adopted by the Senate on March 31, 1986, was placed on file.

By unanimous consent, further action on S.C.R. No. 66 was deferred.

A communication from the Senate (Sen. Com. No. 306) returning House Bill No. 2009-86 entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate

(Sen. Com. No. 307) returning House Bill No. 100, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 308) returning House Bill No. 105, HD1, entitled: "A BILL FOR AN ACT RELATING TO NAMES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 309) returning House Bill No. 122, HD1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIVE POWER OF THE ATTORNEY GENERAL", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 310) returning House Bill No. 167, HD1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 311) returning House Bill No. 172 entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 312) returning House Bill No. 326, HD1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 313) returning House Bill No. 692, HD1, entitled: "A BILL FOR AN ACT RELATING TO TERMS OF BOARDS AND COMMISSIONS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 314) returning House Bill No. 832, HD1, entitled: "A BILL FOR AN ACT RELATING TO REPLACEMENT OF ERODED SAND ON PUBLIC BEACHES", which passed Third Reading in the Senate on March

31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 315) returning House Bill No. 1316, HD1, entitled: "A BILL FOR AN ACT RELATING TO REFUNDS AND EXCHANGES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 316) returning House Bill No. 1322 entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 317) returning House Bill No. 1388, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 318) returning House Bill No. 1488 entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 319) returning House Bill No. 1665-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII RESEARCH AND TRAINING REVOLVING FUND", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 320) returning House Bill No. 1672-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 321) returning House Bill No. 1680-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 322) returning House Bill No. 1688-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO

MEDICAL TREATMENT DECISIONS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 323) returning House Bill No. 1692-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO TORTS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 324) returning House Bill No. 1694-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 325) returning House Bill No. 1695-86 entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 326) returning House Bill No. 1729-86 entitled: "A BILL FOR AN ACT RELATING TO CIVIL REMEDIES AND DEFENSES AND SPECIAL PROCEEDINGS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 327) returning House Bill No. 1740-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 328) returning House Bill No. 1741-86, HD1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE FISCAL BIENNIUM JULY 1, 1985 TO JUNE 30, 1987", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 329) returning House Bill No. 1764-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 330) returning House

Bill No. 1767-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 331) returning House Bill No. 1826-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 332) returning House Bill No. 1829-86 entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 333) returning House Bill No. 1855-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO BRANDING", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 334) returning House Bill No. 1857-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN PUBLIC ACCOMMODATIONS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 335) returning House Bill No. 1870-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 336) returning House Bill No. 1906-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REPAIR INDUSTRY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 337) returning House Bill No. 1940-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO INTEREST AND USURY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 338) returning House Bill No. 1941-86 entitled: "A BILL FOR AN ACT RELATING TO BANKING", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 339) returning House Bill No. 1942-86 entitled: "A BILL FOR AN ACT RELATING TO BANKING", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 340) returning House Bill No. 1945-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO BARBERING", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 341) returning House Bill No. 1946-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 342) returning House Bill No. 1951-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 343) returning House Bill No. 1959-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE JUVENILE JUSTICE INTER-AGENCY BOARD", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 344) returning House Bill No. 1961-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 345) returning House Bill No. 1967-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF MEAT AND MEAT PRODUCTS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 346) returning House Bill No. 1969-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO INSPECTION OF POULTRY AND POULTRY PRODUCTS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 347) returning House Bill No. 1970-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 348) returning House Bill No. 1971-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO RIGHTS OF ENTRY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 349) returning House Bill No. 1974-86 entitled: "A BILL FOR AN ACT RELATING TO ISSUANCE OF SUMMONS AND CITATION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 350) returning House Bill No. 1976-86 entitled: "A BILL FOR AN ACT RELATING TO HEALTH CERTIFICATE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 351) returning House Bill No. 1983-86 entitled: "A BILL FOR AN ACT RELATING TO FEES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 352) returning House Bill No. 1984-86 entitled: "A BILL FOR AN ACT RELATING TO DESTRUCTION OF ANIMALS FERAЕ NATURAE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 353) returning House Bill No. 1993-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO EXCEPTIONS TO THE STATE TORT LIABILITY ACT", which passed Third Reading in the Senate on March 31,

1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 354) returning House Bill No. 1998-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO SPILLING LOADS ON HIGHWAYS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 355) returning House Bill No. 1999-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 356) returning House Bill No. 2000-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT PREVENTION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 357) returning House Bill No. 2001-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 358) returning House Bill No. 2002-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO DOMICILIARY CARE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 359) returning House Bill No. 2007-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES AND MENTAL RETARDATION RECORDS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 360) returning House Bill No. 2014-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 361) returning House

Bill No. 2027-86 entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 362) returning House Bill No. 2032-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF ELECTRICIANS AND PLUMBERS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 363) returning House Bill No. 2033-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE AND COLLECTION OF SERVICING AGENTS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 364) returning House Bill No. 2035-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS AND PHARMACY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 365) returning House Bill No. 2039-86 entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE REPAIR INDUSTRY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 366) returning House Bill No. 2047-86 entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 367) returning House Bill No. 2054-86 entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 368) returning House Bill No. 2060-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO SEAT BELTS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 369) returning House Bill No. 2062-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 370) returning House Bill No. 2069-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY ABUSE OR NEGLECT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 371) returning House Bill No. 2074-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 372) returning House Bill No. 2103-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 373) returning House Bill No. 2105-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 374) returning House Bill No. 2109-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLAN", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 375) returning House Bill No. 2117-86 entitled: "A BILL FOR AN ACT RELATING TO SALE OF FINE PRINTS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 376) returning House Bill No. 2129-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY ABANDONED OR SEIZED ON STATE LAND", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was

placed on file.

A communication from the Senate (Sen. Com. No. 377) returning House Bill No. 2142-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO LABELING", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 378) returning House Bill No. 2158-86 entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 379) returning House Bill No. 2168-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 380) returning House Bill No. 2170-86 entitled: "A BILL FOR AN ACT RELATING TO BLOOD TEST", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 381) returning House Bill No. 2173-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO EMBLEMS AND SYMBOLS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 382) returning House Bill No. 2189-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO SAVINGS AND LOAN ASSOCIATIONS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 383) returning House Bill No. 2191-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 384) returning House Bill No. 2192-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES", which passed Third Reading in the Senate on March 31,

1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 385) returning House Bill No. 2194-86 entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 386) returning House Bill No. 2202-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 387) returning House Bill No. 2216-86 entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 388) returning House Bill No. 2217-86 entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 389) returning House Bill No. 2238-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE LIABILITY INSURANCE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 390) returning House Bill No. 2246-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 391) returning House Bill No. 2282-86 entitled: "A BILL FOR AN ACT RELATING TO THE PESTICIDES ADVISORY COMMITTEE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 392) returning House Bill No. 2284-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO

UNDERGROUND STORAGE TANKS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 393) returning House Bill No. 2337-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 394) returning House Bill No. 2348-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 395) returning House Bill No. 2358-86 entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 396) returning House Bill No. 2362-86 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 397) returning House Bill No. 2363-86 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 398) returning House Bill No. 2373-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFENSE OF INTOXICATION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 399) returning House Bill No. 2424-86 entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 400) returning House Bill No. 2425-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES UNDER WAR-

RANTIES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 401) returning House Bill No. 2444-86 entitled: "A BILL FOR AN ACT RELATING TO SUN SCREENING DEVICES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 402) returning House Bill No. 2465-86 entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION TO VICTIMS OF CRIME", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 403) returning House Bill No. 2468-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO RIGHT TO SUE BY NATIVE HAWAIIAN INDIVIDUALS AND ORGANIZATIONS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 404) returning House Bill No. 2479-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 405) returning House Bill No. 2483-86 entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT JURISDICTION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 406) returning House Bill No. 2513-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 407) returning House Bill No. 2525-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INSURANCE LAW", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate

(Sen. Com. No. 408) returning House Bill No. 2526-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 409) returning House Bill No. 2549-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 410) returning House Bill No. 2561-86 entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 411) returning House Bill No. 2569-86 entitled: "A BILL FOR AN ACT RELATING TO 'ALOHA SPIRIT'", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 412) returning House Bill No. 2586-86 entitled: "A BILL FOR AN ACT RELATING TO INSURANCE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 413) returning House Bill No. 2596-86 entitled: "A BILL FOR AN ACT RELATING TO MOPEDS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 414) returning House Bill No. 2599-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR AND OTHER VEHICLES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 415) returning House Bill No. 2656-86 entitled: "A BILL FOR AN ACT RELATING TO NAMES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 416) returning House Bill No. 2695-86, HD1, entitled: "A

BILL FOR AN ACT RELATING TO CERTAIN FOREIGN GOODS SOLD IN HAWAII", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 417) returning House Bill No. 2714-86 entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 418) returning House Bill No. 2715-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 419) returning House Bill No. 2722-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 420) returning House Bill No. 2725-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE AND NEGLECT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 421) returning House Bill No. 2730-86 entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY ENFORCEMENT", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 422) returning House Bill No. 2756-86 entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 423) returning House Bill No. 2760-86 entitled: "A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 424) returning House

Bill No. 2786-86 entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 425) returning House Bill No. 2844-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

A communication from the Senate (Sen. Com. No. 426) returning House Bill No. 2845-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE", which passed Third Reading in the Senate on March 31, 1986, in an amended form, was placed on file.

By unanimous consent, H.B. Nos. 100, HD1; 105, HD1; 122, HD1; 167, HD1; 172, 326, HD1; 692, HD1; 832, HD1; 1316, HD1; 1322; 1388, HD1; 1488; 1665-86, HD2; 1672-86, HD1; 1680-86, HD1; 1688-86, HD1; 1692-86, HD2; 1694-86, HD1; 1695-86; 1729-86; 1740-86, HD2; 1741-86, HD1; 1764-86, HD2; 1767-86, HD2; 1826-86, HD1; 1829-86; 1855-86, HD1; 1857-86, HD2; 1870-86, HD1; 1906-86; HD1; 1940-86, HD1; 1941-86; 1942-86; 1945-86, HD1; 1946-86, HD1; 1951-86, HD1; 1959-86, HD1; 1961-86, HD2; 1967-86, HD1; 1969-86, HD1; 1970-86, HD2; 1971-86, HD1; 1974-86; 1976-86; 1983-86; 1984-86; 1993-86, HD1; 1998-86, HD1; 1999-86, HD1; 2000-86, HD1; 2001-86, HD1; 2002-86, HD1; 2007-86, HD1; 2014-86, HD1; 2027-86; 2032-86, HD1; 2033-86, HD1; 2035-86, HD1; 2039-86; 2047-86; 2054-86; 2060-86, HD1; 2062-86, HD2; 2069-86, HD1; 2074-86, HD1; 2103-86, HD1; 2105-86, HD1; 2109-86, HD1; 2117-86; 2129-86, HD1; 2142-86, HD1; 2158-86; 2168-86, HD1; 2170-86; 2173-86, HD1; 2189-86, HD1; 2191-86, HD1; 2192-86, HD1; 2194-86; 2202-86, HD1; 2216-86; 2217-86; 2238-86, HD2; 2246-86, HD2; 2282-86; 2284-86, HD2; 2337-86, HD2; 2348-86, HD1; 2358-86; 2362-86; 2363-86; 2373-86, HD1; 2424-86; 2425-86, HD1; 2444-86; 2465-86; 2468-86, HD2; 2479-86, HD1; 2483-86; 2513-86, HD2; 2525-86, HD1; 2526-86, HD1; 2549-86, HD2; 2561-86; 2569-86; 2586-86; 2596-86; 2599-86, HD1; 2656-86; 2695-86, HD1; 2714-86; 2715-86, HD1; 2722-86, HD1; 2725-86, HD1; 2730-86, 2756-86; 2760-86; 2786-86; 2844-86, HD2; and 2845-86, HD2, were placed on the Clerk's desk, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. Nos.

100, HD1, SD2; 105, HD1, SD1; 122, HD1, SD2; 167, HD1, SD1; 172, SD1; 326, HD1, SD1; 692, HD1, SD1; 832, HD1, SD1; 1316-86, HD1, SD1; 1322, SD1; 1388, HD1, SD1; 1488, SD1; 1665-86, HD2, SD1; 1672-86, HD1, SD1; 1680-86, HD1, SD1; 1688-86, HD1, SD2; 1692-86, HD2, SD2; 1694-86, HD1, SD2; 1695-86, SD1; 1729-86, SD1; 1740-86, HD2, SD1; 1741-86, HD1, SD1; 1764-86, HD2, SD2; 1767-86, HD2, SD2; 1826-86, HD1, SD1; 1829-86, SD1; 1855-86, HD1, SD1; 1857-86, HD2, SD1; 1870-86, HD1, SD1; 1906-86, HD1, SD1; 1940-86, HD1, SD1; 1941-86, SD1; 1942-86, SD1; 1945-86, HD1, SD1; 1946-86, HD1, SD1; 1951-86, HD1, SD1; 1959-86, HD1, SD1; 1961-86, HD2, SD2; 1967-86, HD1, SD1; 1969-86, HD1, SD1; 1970-86, HD2, SD1; 1971-86, HD1, SD1; 1974-86, SD1; 1976-86, SD1; 1983-86, SD1; 1984-86, SD1; 1993-86, HD1, SD1; 1998-86, HD1, SD1; 1999-86, HD1, SD1; 2000-86, HD1, SD1; 2001-86, HD1, SD1; 2002-86, HD1, SD1; 2007-86, HD1, SD1; 2014-86, HD1, SD1; 2027-86, SD1; 2032-86, HD1, SD1; 2033-86, HD1, SD1; 2035-86, HD1, SD1; 2039-86, SD1; 2047-86, SD1; 2054-86, SD1; 2060-86, HD1, SD1; 2062-86, HD2, SD1; 2069-86, HD1, SD1; 2074-86, HD1, SD1; 2103-86, HD1, SD1; 2105-86, HD1, SD1; 2109-86, HD1, SD1; 2117-86, SD1; 2129-86, HD1, SD1; 2142-86, HD1, SD1; 2158-86, SD1; 2168-86, HD1, SD1; 2170-86, SD2; 2173-86, HD1, SD1; 2189-86, HD1, SD1; 2191-86, HD1, SD1; 2192-86, HD1, SD1; 2194-86, SD1; 2202-86, HD1, SD1; 2216-86, SD1; 2217-86, SD1; 2238-86, HD2, SD1; 2246-86, HD2, SD1; 2282-86, SD1; 2284-86, HD2, SD1; 2337-86, HD2, SD1; 2348-86, HD1, SD1; 2358-86, SD1; 2362-86, SD1; 2363-86, SD1; 2373-86, HD1, SD1; 2424-86, SD1; 2425-86, HD1, SD1; 2444-86, SD1; 2465-86, SD1; 2468-86, HD2, SD2; 2479-86, HD1, SD1; 2483-86, SD1; 2513-86, HD2, SD1; 2525-86, HD1, SD1; 2526-86, HD1, SD1; 2549-86, HD2, SD2; 2561-86, SD1; 2569-86, SD1; 2586-86, SD1; 2596-86, SD1; 2599-86, HD1, SD1; 2656-86, SD1; 2695-86, HD1, SD1; 2714-86, SD1; 2715-86, HD1, SD1; 2722-86, HD1, SD1; 2725-86, HD1, SD2; 2730-86, SD1; 2756-86, SD1; 2760-86, SD1; 2786-86, SD2; 2844-86, HD2, SD1; and 2845-86, HD2, SD1, were made available to the members of the House at 11:00 o'clock a.m.

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

Representative Kiyabu introduced 50 fifth grade students from Thomas

Jefferson Elementary School. They were accompanied by their teachers, Mrs. Fran Heatherman and Mrs. Anne Hom; and parents, Mr. Powell, Mr. Stanton and Ms. Alexander.

Representative D. Ige introduced his in-laws, Mr. and Mrs. Sakuji Amano.

The Chair directed the Clerk to note the presence of Representative M. Ige.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 242) congratulating and commending the winners of the 1986 Hawaii Junior Miss Pageant was jointly offered by Representatives Ikeda, Anderson, Apo, Blair, Cachola, Cavasso, Crozier, Hagino, Hashimoto, Hirono, Honda, D. Ige, M. Ige, Isbell, Jones, Lardizabal, Levin, Lindsey, Liu, Manegdeg, Marumoto, Medeiros, Metcalf, Okamura, Oshiro, Say, Shito, Shon, Souki, Taniguchi, Tungpalan, Yoshimura and Peters and was read by the Clerk.

On motion by Representative Ikeda, seconded by Representative Hashimoto and carried, H.R. No. 242 was adopted.

Representative Ikeda rose and stated:

"Mr. Speaker, it is always a pleasure to be able to introduce the contestants of the Junior Miss contest every year. As you've already heard, they are very accomplished young ladies in spite of their age, and it gives me great honor this morning to introduce to this honorable body Hawaii's Junior Miss of 1986 from Aiea High School, Ms. Gena Bentkowski."

Representative Ikeda then asked Gena to stand and be recognized.

Accompanying Gena were Jerelyn Watanabe, First Runner-up from Punahou School; Paraluman Stice, Second Runner-up from Castle High School; Ann Watanabe, Third Runner-up from Iolani School; Geri-Ann Baptista, Fourth Runner-up from Sacred Hearts Academy; Miss Defanie Olivares, Director of the Hawaii Junior Miss, Inc.; and Ed Pei, President of the Hawaii Junior Miss, Inc.

Representative Ikeda then asked the

following family members of the honorees who were seated in the gallery to stand and be recognized: Mrs. Lynda Bentkowski, mother of Gena; Mrs. Bernadine Nicolas, grandmother of Gena; Eric, brother of Gena; Mr. and Mrs. Carl Watanabe, parents of Ann; and Dr. and Mrs. Gary Stice, parents of Paraluman.

Floral leis were presented to the honorees by Representatives Hashimoto, Shito, Liu, D. Ige, M. Ige, Nakasato, Isbell and Hirono. Representative Ikeda presented them with certified copies of the resolution.

At 11:25 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:33 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Metcalf.

By unanimous consent, the following resolutions (H.R. Nos. 240, 241 and 243 to 245) and concurrent resolutions (H.C.R. Nos. 163 to 166) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 240) requesting a reappraisal of educational methods and means being used by the Department of Health to control and eradicate acquired immune deficiency syndrome (AIDS) was jointly offered by Representatives Cavasso, Apo, Cachola, Hemmings, Honda, Menor, Shito, Tam and Tungpalan.

A resolution (H.R. No. 241) requesting that the State Department of Transportation accelerate the design and construction of the Waipio Interchange at Mililani Cemetery Road to alleviate traffic congestion on Kamehameha Highway was jointly offered by Representatives Shito, Kihano, Oshiro, Crozier, Taniguchi, Cachola and Kamali'i.

A resolution (H.R. No. 243) requesting cooperative efforts in reviewing and suggesting amendments to the laws relating to distributing pornographic material was jointly offered by Representatives Tom and Metcalf.

A resolution (H.R. No. 244) requesting a study of replenishing depleted stocks of fish and shellfish through culture and release programs was jointly offered by Representatives Apo and Shon.

A resolution (H.R. No. 245) commending the United States Department of Agriculture and its subsidiary, the Agricultural Research Service, on their continued support of aquaculture development in the United States was jointly offered by Representatives Apo, Honda and Shon.

A concurrent resolution (H.C.R. No. 163) requesting a reappraisal of educational methods and means being used by the Department of Health to control and eradicate acquired immune deficiency syndrome (AIDS) was jointly offered by Representatives Cavasso, Apo, Cachola, Hemmings, Honda, Menor, Shito, Tam and Tungpalan.

A concurrent resolution (H.C.R. No. 164) requesting that the State Department of Transportation accelerate the design and construction of the Waipio Interchange at Mililani Cemetery Road to alleviate traffic congestion on Kamehameha Highway was jointly offered by Representatives Shito, Kihano, Oshiro, Crozier, Taniguchi, Cachola and Kamali'i.

A concurrent resolution (H.C.R. No. 165) requesting a study of replenishing depleted stocks of fish and shellfish through culture and release programs was jointly offered by Representatives Apo and Shon.

A concurrent resolution (H.C.R. No. 166) commending the United States Department of Agriculture and its subsidiary, the Agricultural Research Service, on their continued support of aquaculture development in the United States was jointly offered

by Representatives Apo, Honda and Shon.

ANNOUNCEMENTS

Representative Kawakami: "There's to be an open Majority caucus tomorrow morning at 9:00 a.m."

Representative Ikeda: "Republicans will be caucusing at 9:00 a.m. tomorrow morning."

Representative Tam, on behalf of the members of the House, extended birthday greetings to Representative Nakata.

The Chair then said:

"The Chair wants to remind all the subject matter committee chairmen that tomorrow is the deadline for your declaration of intentions to agree or disagree with Senate amendments made to House Bills. Please be prepared for that announcement."

At 11:35 o'clock a.m., Representative Say asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:36 o'clock a.m.

ADJOURNMENT

At 11:37 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Thursday, April 3, 1986.

FORTY-NINTH DAY

Thursday, April 3, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend John T. Norris, Co-Executive of the Hawaii Council of Churches, after which the Roll was called showing all members present with the exception of Representatives Apo, Hashimoto, Kihano, Kiyabu, Menor and Souki who were excused.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 427 to 449) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 427) returning House Bill No. 1716-86 entitled: "A BILL FOR AN ACT RELATING TO BALL OR MARBLE MACHINES", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 428) returning House Bill No. 1739-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 429) returning House Bill No. 1830-86 entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 430) returning House Bill No. 1904-86 entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES AND MORTUARIES", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 431) returning

House Bill No. 1977-86 entitled: "A BILL FOR AN ACT RELATING TO RULES GOVERNING THE INSPECTION, QUARANTINE, DISINFECTION, OR DESTRUCTION OF ANIMALS", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 432) returning House Bill No. 1996-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 433) returning House Bill No. 2008-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 434) returning House Bill No. 2009-86 entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 435) returning House Bill No. 2029-86 entitled: "A BILL FOR AN ACT RELATING TO REGULATORY LICENSING REFORM", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 436) returning House Bill No. 2040-86 entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYMENT OF ATTORNEYS", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 437) returning House Bill No. 2050-86 entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 438) returning House Bill No. 2052-86 entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS", which passed

Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 439) returning House Bill No. 2053-86 entitled: "A BILL FOR AN ACT RELATING TO HEARING AID DEALERS AND FITTERS", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 440) returning House Bill No. 2113-86 entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 441) returning House Bill No. 2115-86 entitled: "A BILL FOR AN ACT RELATING TO NURSING", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 442) returning House Bill No. 2128-86 entitled: "A BILL FOR AN ACT RELATING TO AIRCRAFT SERVICING VEHICLES", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 443) returning House Bill No. 2285-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 444) returning House Bill No. 2360-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 445) returning House Bill No. 2516-86 entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 446) returning House Bill No. 2618-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN EXEMPT POSITION IN THE INTERNATIONAL SERVICES BRANCH OF THE BUSINESS AND INDUSTRY DEVELOPMENT DIVISION, DEPARTMENT OF PLANNING ECONOMIC

DEVELOPMENT", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 447) returning House Bill No. 2626-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE WEIGHT", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 448) returning House Bill No. 2836-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT", which passed Third Reading in the Senate on March 31, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 449) informing the House that Senate Bill No. 1527-86, HD1, had passed Final Reading in the Senate on March 31, 1986, was placed on file.

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

Representative Tungpalan introduced forty-nine sixth grade students from Manana Elementary School accompanied by their teachers, Mrs. Yoda and Mrs. Muraoka.

Representative Hagino, on behalf of Representative Shon and himself, introduced two 5th grade social studies classes from Kuhio School accompanied by their teachers, Mr. Randall Yanagi and Ms. Thelma Ho and a parent, Mrs. Wendy Shirai.

Representative Kiyabu, on behalf of Representatives Say, Hemmings and himself, introduced thirty-five 8th graders from Kaimuki Intermediate School accompanied by their teacher, Mr. Mike Tokioka, and volunteer, Ms. Karen Kawamura.

Representative Marumoto introduced 35 visiting students from Germany who are here participating in a student exchange program called, "The German-American Partnership Program." They are staying here with families of American students and attending regular classes at Punahou School for two weeks. They are from the Werkgymnasium in Heidenheim, Germany, and were accompanied by their chaperone, Mr. Heinz Ohler, and teacher, Mrs. Janet Steinert.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 185; 188 to 193; 195 and 196; 200 to 214) and concurrent resolutions (H.C.R. Nos. 119 to 140) were disposed of as follows:

H.R. Nos. Referred to:

- 185 Committee on Transportation,
 then to the Committee on Finance
- 187 Committee on Tourism
- 188 Committee on Transportation,
 then to the Committee Finance
- 189 Committee on Planning, Ener-
 gy and Environmental Protection
- 190 Committee on Consumer Protec-
 tion and Commerce
- 191 Committee on Planning, Ener-
 gy and Environmental Protection
- 192 Jointly to the Committees on
 Planning, Energy and Environmental
 Protection and Water, Land Use
 Development and Hawaiian Affairs,
 then to the Committee on Finance
- 193 Committee on Judiciary, then
 to the Committee on Finance
- 195 Committee on Transportation,
 then to the Committee on Finance
- 196 Committee on Water, Land Use
 Development and Hawaiian Affairs,
 then to the Committee on Finance
- 200 Committee on Ocean and
 Marine Resources, then to the
 Committee on Finance
- 201 Committee on Education, then
 to the Committee on Finance
- 202 Committee on Water, Land Use
 Development and Hawaiian Affairs
- 203 Committee on Transportation
- 204 Committee on Education, then
 to the Committee on Finance
- 205 Committee on Education, then
 to the Committee on Finance
- 206 Committee on Judiciary, then
 to the Committee on Finance
- 207 Jointly to the Committees on
 Planning, Energy and Environmental
 Protection and Employment Opportu-
 nities and Labor Relations, then to
 the Committee on Finance
- 208 Committee on Employment
 Opportunities and Labor Relations,
 then to the Committee on Finance

- 209 Committee on Finance
- 210 Committee on Higher Educa-
 tion and the Arts, then to the
 Committee on Finance
- 211 Committee on Water, Land Use
 Development and Hawaiian Affairs,
 then to the Committee on Finance
- 212 Committee on Education, then
 to the Committee on Finance
- 213 Committee on Agriculture
- 214 Jointly to the Committees on
 Water, Land Use Development and
 Hawaiian Affairs and Higher Educa-
 tion and the Arts, then to the
 Committee on Finance

H.C.R. Nos.

- 119 Committee on Transportation,
 then to the Committee on Finance
- 120 Committee on Transportation,
 then to the Committee on Finance
- 121 Committee on Planning, Ener-
 gy and Environmental Protection
- 122 Committee on Consumer Protec-
 tion and Commerce
- 123 Jointly to the Committees on
 Planning, Energy and Environmental
 Protection and Water, Land Use
 Development and Hawaiian Affairs,
 then to the Committee on Finance
- 124 Committee on Judiciary, then
 to the Committee on Finance
- 125 Committee on Transportation,
 then to the Committee on Finance
- 126 Committee on Water, Land Use
 Development and Hawaiian Affairs,
 then to the Committee on Finance
- 127 Committee on Ocean and
 Marine Resources, then to the
 Committee on Finance
- 128 Committee on Water, Land Use
 Development and Hawaiian Affairs
- 129 Committee on Transportation
- 130 Committee on Education, then
 to the Committee on Finance
- 131 Committee on Education, then
 to the Committee on Finance
- 132 Jointly to the Committees on
 Planning, Energy and Environmental
 Protection and Employment Opportu-
 nities and Labor Relations, then to
 the Committee on Finance

- 133 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance
- 134 Committee on Finance
- 135 Committee on Higher Education and the Arts, then to the Committee on Finance
- 136 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Ocean and Marine Resources, then to the Committee on Finance
- 137 Committee on Water, Land Use Development and Hawaiian Affairs, then to the Committee on Finance
- 138 Committee on Agriculture
- 139 Committee on Judiciary
- 140 Jointly to the Committees on Water, Land Use Development and Hawaiian Affairs and Higher Education and the Arts, then to the Committee on Finance

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering certain resolutions out of order.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 251 and 252) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 251) welcoming and honoring the 1986 Nisei Week Queen and her court was jointly offered by Representatives Taniguchi, Andrews, Blair, Bunda, Cachola, Cavasso, Crozier, Grauly, Hagino, Hashimoto, Hirono, M. Ige, Ikeda, Kamali'i, Kawakami, Lardizabal, Liu, Manegdeg, Medeiros, Metcalf, Nakasato, Nakata, Okamura, Oshiro, Pfeil, Say, Shon, Souki, Tajiri, Tam, Tom and Tungpalan

On motion by Representative Taniguchi, seconded by Representative Hagino and carried, H.R. No. 251 was adopted.

Representative Taniguchi then rose and stated:

"Mr. Speaker, it is indeed an honor

for me this morning to introduce to you and to the members of this Body the Nisei Week Queen and her court. They have come to us from Los Angeles."

At this time, Representative Taniguchi introduced the honorees as follows: Ms. Tish Miye Okabe, queen; Ms. Miyoko Ann Marie Chatel, first princess; and Princesses, Ms. Ellen Elaine Mukai, Ms. Faye Leiko Okamoto, Ms. Deborah Kumiko Takahashi, Ms. Diane Ruth Watanabe, and Shari Sue Yanagi. They were accompanied by Councilman Gilbert Lindsey of Los Angeles.

Floral leis were presented to the honorees by Representatives Shito, Andrews, Takamine, Hirono, Metcalf, Onouye and Kawakami and a certified copy of the resolution was presented to Ms. Okabe by Representative Tam.

A resolution (H.R. No. 252) congratulating the 34th Annual Cherry Blossom Queen and her court, and commending the 34th Annual Cherry Blossom Festival was jointly offered by Representatives Taniguchi, Yoshimura, Andrews, Blair, Bunda, Cachola, Cavasso, Crozier, Grauly, Hagino, Hashimoto, Hemmings, Hirono, Honda, D. Ige, Ikeda, Kamali'i, Kawakami, Lardizabal, Levin, Liu, Manegdeg, Menor, Metcalf, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Tajiri, Tam, Tom and Tungpalan.

On motion by Representative Taniguchi, seconded by Representative Yoshimura and carried, H.R. No. 252 was adopted.

Representative Taniguchi then rose and stated:

"Mr. Speaker, each year the Honolulu Japanese Junior Chamber of Commerce sponsors the Cherry Blossom Festival which is a celebration to commemorate the culture and contributions of the Japanese people to the State of Hawaii. It is a significant effort on the part of the Honolulu Japanese Jaycees to perpetuate their heritage.

"One of the highlights of the Cherry Blossom Festival is the queen pageant. On March 29th of this year, during an evening filled with beauty and grace, a lovely young woman was selected to be the new reigning Cherry Blossom queen. She truly exemplifies the theme of this year's festival, "The Next Hundred Years, A New Generation."

At this time, Representative Taniguchi introduced the Cherry Blossom queen and her court as follows: Queen Lenny Sae Yajima; Ms. Shawn Emiko Nakata, princess and Miss Popularity; Attendants, Ms. Sandra Michie Fukumoto, Ms. Naomi Kinjo, Ms. Grace Sada Shinbo; and Ms. Lisa Tomoe Nakamaru, Miss Congeniality. Accompanying the honorees were Mr. Gerald Oyasato, general chairman of the 34th Annual Cherry Blossom Festival and Mr. Dale Nakasone, president of the Honolulu Japanese Junior Chamber of Commerce.

Floral leis were presented to the honorees by Representatives Blair, Onouye, Graulty, Hashimoto, Yoshimura and Hagino and Representative Tam presented a certified copy of the resolution to Ms. Yajima.

Seated in the gallery were a number of people who are members of the Honolulu Japanese Junior Chamber of Commerce and several persons who accompanied the Nisei Week Court. They were recognized by Representative Taniguchi.

At 11:28 o'clock a.m., the Chair declared a recess, subject to the call of the Chair "for the purpose of allowing us the opportunity to extend our personal congratulations and aloha to our honorees this morning."

Upon reconvening at 11:40 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Apo, Hashimoto, Kiyabu, Menor and Souki.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

STANDING COMMITTEE REPORTS

Representative Tom, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 863-86) recommending that S.B. No. 1643-86 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 864-86) recommending that S.B. No. 2325-86 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 865-86) recommending that S.B. No. 1855-86, SD2 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 866-86) recommending that S.B. No. 2322-86, SD2 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 867-86) recommending that S.B. No. 1033, SD3, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 868-86) recommending that S.B. No. 2002-86 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 869-86) recommending that S.B. No. 1572-86, SD1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 870-86) recommending that S.B. No. 2314-86, SD1, pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 871-86) recommending that S.B. No. 2332-86 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 872-86) recommending that S.B. No. 1629-86 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 873-86) recommending that S.B. No. 1625-86 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 874-86) recommending that S.B. No. 1561-86 pass Third Reading.

By unanimous consent, action was deferred one day.

Representative Kiyabu, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 875-86) recommending that S.B. No. 1764-86, SD1, pass Third Reading.

By unanimous consent, action was deferred one day.

THIRD READING

The following bills, which were on the calendar for Third Reading, were read throughout, and the following actions taken:

S.B. No. 1875-86, SD1:

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, and notwithstanding the recommendation of the Committee, S.B. No. 1875-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION OF APPLICANTS FOR HAWAII DRIVER'S LICENSE", was recommitted to the Committee on Transportation.

S.B. No. 2159-86, SD1:

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, S.B. No. 2159-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TRANSPORTATION", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 1794-86:

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, S.B. No. 1794-86 entitled: "A BILL FOR AN ACT RELATING TO THE METROPOLITAN PLANNING ORGANIZATION", passed

Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. Nos. 2159-86 and 1794-86 had passed Third Reading at 11:43 o'clock a.m.

S.B. No. 2206-86, SD1:

Representative Taniguchi moved that S.B. No. 2206-86, SD1, having been read throughout pass Third Reading, seconded by Representative Apo.

Representative Apo rose to speak in favor of the bill, stating:

"Mr. Speaker, I just want to clarify some questions that came up in caucus which I was not prepared to answer.

"Under this bill there had been a one year provision to allow an individual owner of a commercial fishing vessel to transfer ownership of that vessel into a corporate structure which is initiated by the owner himself. The one year provision allowed the commercial fishing owner a one year period in which he could do this without losing his mooring slip. That one year provision lapsed in May of 1985 because that is all the original legislation provided for.

"That provision was deleted in the current version of the bill because the Department of Transportation has now instituted a rule which maintains the one year provision in perpetuity, and secondly, it limits the transfer of ownership to a one time basis so that the individual owner can only transfer, through the corporate setup, once. So that if he were to purchase a second boat and wanted to incorporate on that basis, he would not be allowed to do so.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and S.B. No. 2206-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL FISHING VESSELS", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 2403-86, SD1:

On motion by Representative Taniguchi, seconded by Representative Shito and carried, S.B. No. 2403-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES", passed Third Reading by a

vote of 50 ayes, with Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. Nos. 2206-86 and 2403-86 had passed Third Reading at 11:45 o'clock a.m.

S.B. No. 1679-86, SD1:

On motion by Representative Say, seconded by Representative Tam and carried, S.B. No. 1679-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 1846-86, SD1:

On motion by Representative Bunda, seconded by Representative Cachola and carried, S.B. No. 1846-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. Nos. 1679-86 and 1846-86 had passed Third Reading at 11:46 o'clock a.m.

S.B. No. 2370-86, SD2:

On motion by Representative Andrews, seconded by Representative Bunda and carried, S.B. No. 2370-86, SD2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 2463-86:

On motion by Representative Lindsey, seconded by Representative D. Ige and carried, S.B. No. 2463-86, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. Nos. 2370-86 and 2463-86 had passed Third Reading at 11:47 o'clock a.m.

S.B. No. 505, SD1:

On motion by Representative Tom, seconded by Representative Metcalf and carried, S.B. No. 505, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE NEWSPAPER ANTITRUST EXEMPTION", passed Third Reading by a vote of 50 ayes,

with Representative Kihano being excused.

S.B. No. 1538-86, SD1:

On motion by Representative Shito, seconded by Representative Tom and carried, S.B. No. 1538-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO CHECKS", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 2056-86, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 2056-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO HORIZONTAL PROPERTY REGIMES", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. Nos. 505; 1538-86; and 2056-86 had passed Third Reading at 11:48 o'clock a.m.

S.B. No. 2300-86, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 2300-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO CORPORATIONS", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 1573-86, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1573-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSUMER AND SMALL BUSINESS ADVOCATE", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 1574-86, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 1574-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. Nos. 2300-86; 1573-86; and 1574-86 had passed Third Reading at 11:49 o'clock a.m.

S.B. No. 2063-86, SD1:

On motion by Representative Shito, seconded by Representative Bunda and carried, S.B. No. 2063-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 2046-86, SD2:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, S.B. No. 2046-86, SD2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

S.B. No. 1999-86:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, S.B. No. 1999-86 entitled: "A BILL FOR AN ACT RELATING TO TAXATION", passed Third Reading by a vote of 50 ayes, with Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. Nos. 2063-86; 2046-86; and 1999-86 had passed Third Reading at 11:50 o'clock a.m.

S.B. No. 2169-86, SD1:

Representative Tungpalan moved that S.B. No. 2169-86, SD1, having been read throughout, pass Third Reading, seconded by Representative Shito.

Representative Hagino then rose to speak against the bill, stating:

"First of all, by way of understanding employee benefits, I would like to point out that this bill proposes to amend the workers' compensation law.

"There are a number of employee benefit laws, for example, unemployment insurance, temporary disability insurance, prepaid health as well as other laws, and those are the primary employee benefit laws. There are four in number.

"There is a difference in the conception and the philosophy behind each of these four different employee protection laws. In prepaid health, unemployment insurance and temporary disability insurance, we have in the statutes numerous statutory exemptions. Some of these exemptions exclude various classifications of employees. For example, in the unem-

ployment law, we have nineteen exemptions by statute excluding workers from unemployment insurance.

"We have also other statutory exemptions where many workers are affected based on the number of hours that they work. For example, on the prepaid health, if you work nineteen hours a week or less you are not covered under the prepaid health act. You also are not covered if you work nineteen hours a week or less under the disability insurance act.

"Under unemployment insurance, a person must work thirteen weeks, or basically fourteen weeks, in order to qualify for coverage under that act. So you see, there are numerous exemptions. Also, in the prepaid health act, there is a ninety day waiting period before anyone is provided the benefits of this act.

"There are no such statutory exemptions under the workers' compensation. The primary reason for that is that under the workers' compensation, you are dealing with the potential catastrophic or long term illness or accidents which will disable a worker from earning a living for sometimes periods of years or a lifetime.

"In the case of a catastrophic death, the law provides under the workers' compensation law, benefits to various dependents and beneficiaries if they meet the statutory test. There are no such statutory exemptions under this law as opposed to the other laws primarily because of the potential catastrophic dangers.

"The few exemptions that are in this law deal with, and they are very specific: service for charitable organization in an unpaid or voluntary capacity; if you are a student and you get a scholarship or some other kind of student aid grant, you are specifically exempted.

"There are some cases of very tragic incidents where, for example, ten years ago, a student who was on a scholarship at the University of Hawaii, was performing work and he was tragically killed in a bulldozer accident. It went up to the Supreme Court and the Supreme Court ruled, of course, that the exemption applied and his death was not covered and his family could not recover any benefits.

"But basically, with these few exceptions, because of the potential

of these catastrophic illnesses and deaths, we have not, until today, attempted to carve out these statutory exemptions.

"I would like to point out that there are two categories of workers that will be exempted now from coverage. First, is the vacuum cleaner salesman and while I can understand some of the frustrations that some of the distributors have come up against over the years, I would like to point out the language that we have used in this bill.

"Now they have talked about the problems of how do you deal with independent contractors. But if you look at the amendment that is being proposed to the workers' compensation law, if you are a vacuum cleaner salesman, you can be required to work an 8 to 5 job by your distributor or employer, you can be required to comply with house or company rules, you can be required to take a lunch period when the employer so specifies, you can be required to take a vacation which may be paid or not, you may be required to do all kinds of directives by the employer such as, quotas that must be filled, number of calls that you must make per week and sales that you have to close. What excludes you from workers' compensation coverage in this amendment is that if you are paid by commission, you are no longer protected by the workers' compensation law. We are not even dealing with the situation of whether that salesman or salesperson is indeed an independent contractor. For the first time, we are dealing with the methodology of payment to this worker and using that methodology of payment to exclude him or her from the protection of the workers' compensation law.

"Now, this opens the door, I think, to a lot of other situations. For example, many journeymen mechanics are required to own their own tools. They are required to make various calls to repair vehicles. Are they going to be classified next as an independent contractor because they own their tools similar to the independent-owner occupant of a taxicab? I think these are the kinds of situations that these two amendments are going to presage for many of us.

"Now, the danger of amending the law and carving out statutory exemptions is that you deal with catastrophic problems under the workers' compensation law. I would like to point out that although there may have been many frustrations ex-

pressed by the employers and business people about the workers' compensation law, there is one protection to the employer or to the business people and that protection is this: in Hawaii, the workers's compensation law is the exclusive remedy of an injured worker. There are some occasions, of course for example, where a truck driver may be driving the employer's car -- a truck making a delivery -- and he is struck by a third party. That truck driver, of course, can raise an industrial claim for his injury and may file a third party suit against the party that struck his truck and injured him. But other than those kinds of situations, workers' compensation is the exclusive remedy and there is a cap put on the benefits that can be paid out, for example, the maximum compensation per week, the average weekly wages, the number of weeks of payment.

"When you begin to carve out exceptions I believe what will happen is that workers' compensation in Hawaii will no longer become the exclusive remedy for industrial injuries.

"I pointed out in caucus earlier and I would like to bring this up again. There was a case -- and this is not the only case on the mainland -- this happened in Texas where a welder was badly burned on a job. Five months later after the severe burn, he sustained a heart attack and died. If you were a workers' compensation lawyer, the first thing that going to come to your mind is, 'hey, this guy had an industrial injury, five months later he has a heart attack, maybe I can link up the heart attack with the bad burn. I am going to talk to the doctors.' What if the physical stress of the body trying to repair itself that overloaded the heart causing the heart attack? Was it a psychic or mental stress that caused the heart attack? Whether I prevail or not, the most important thing is that under the death benefit section of the laws of Hawaii, I have a cap, I can only get six years of benefits for the widow or the dependents in this case. So there is a limitation of the benefits."

At this time, the Chair interrupted Representative Hagino and remarked:

"Representative Hagino, your time has run (out)."

Representative Metcalf then rose and stated:

"Mr. Speaker, I will yield my time to Representative Hagino."

The Chair then directed Representative Hagino to proceed.

Representative Hagino continued his remarks, stating:

"What happened in this case in Texas is that the widow did not file a death benefits claim but filed a separate tort action. And this is what the court did and it's reported in the current issue of Forbes magazine which may surprise Representative Hemmings that I do read and subscribe to (Forbes Magazine). The court awarded the widow 3.7 million dollars in compensatory damages against Getty Oil, the employer of this injured worker, and it also awarded \$24,999,999.00 in punitive damages against the employer. So you can see, in Texas with this particular case, this death claim which would have been the exclusive remedy in Hawaii became a part of a tort claim thereby exposing the employer far in excess in what the workers' compensation benefits would have entitled the widow in Texas. I think this is what happens when you begin to carve out these exemptions.

"Now I pointed out the problem with the vacuum cleaner salesman, I can understand the frustrations of the taxicab drivers. I have been labor chairman and we've dealt with this before.

"I think specifically what can be done in this situation, if it is correct as has been reported by the various chairmen of the committees that considered this bill, that indeed the Department of Labor has ruled that in many cases if the owner-driver of the taxicab meet certain tests that he is not covered by workers' compensation coverage. If we are worried that there is a gray area as to whether a particular taxicab owner or driver is covered or not, the simple way to deal with this is to specify, by resolution, that the Department of Labor promulgate a rule and regulation specifically on this work category using their experiences as to what constitutes an 'independent contractor.' The definition used for independent contractors can then be applied to this specific occupation and by the promulgation of the rule and regulation, this rule can then be used by the various dispatcher services or the brokers of these taxicabs in informing these owner-occupants as to whether they are covered or not, and if indeed they are not covered, then

they ought to provide some kind of backup insurance plan or disability plan for themselves in case a catastrophic accident should occur.

"But for all the reasons that I have stated, I believe this bill is a very bad precedent. We should not use the argument that, 'sure, we have statutory exemptions in the other labor laws of the state.' There is a very major qualitative difference between the other benefit laws in the state of Hawaii and the workers' compensation laws. We are establishing a very bad precedent. I think the effect is not going to be just on the worker, but it will be on the employers.

"I would like to point out one last thing. Under the third party suits in the Hawaii workers' compensation law, the employer and the insurance carrier is entitled to a subrogation of the damages if the injured worker prevails in the third party suit. By removing these two categories of workers from the workers' compensation law, there is no subrogation should the worker prevail in a tort action against the employer, against a co-employee or a third party or a private party that may have injured him or her. So this protection which is a subrogation of claims will not be afforded the insurance carrier or the employer.

"For all of these reasons, Mr. Speaker, I ask all of you to vote against this bill. I think there are other ways of handling the problems noted by these two particular occupations.

"Thank you."

At 12:04 o'clock p.m., Representative Apo asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:12 o'clock p.m.

Representative Cavasso then rose to speak in favor of the bill, stating:

"Mr. Speaker, the previous speaker, I think, doesn't understand quite completely the situation here, and I would like to address it best I can from my personal experience and understanding.

"There is a way for self-employed people, the insurance salesmen that are on their own to be covered under the workers' compensation law. The speaker indicated that when a sales-

man has his hours controlled, his lunch controlled and such that he should not be considered an independent contractor. I agree with that. That's true. He's not considered an independent contractor, he's considered an employee and should be covered under workers' compensation.

"This law is only going to apply to those people that control their own hours, their own lunches, set their own standards. This law is going to allow vacuum cleaner salesmen that are controlling themselves and taxi drivers that are controlling themselves to work as independent job-controlling people.

"When I started out first as a landscaper, I went as an independent contractor, an independent person, a self-employed person. In essence, I was a one-man job, and I was not covered by another employer under workers' compensation, so I went out and got my own insurance on myself. I went out and got my own unemployment insurance, my own TDI, my own related work comp. coverage.

"As a self-employed person, as a vacuum cleaner salesman who wants to protect his family and his life, I would be wise to go out and get his own insurance as I did and as any of these others do.

"The insurance that I went out and got as a one-man job also included death benefits. They cost a lot less than they would have cost to a regular contractor for a whole company. As a single person, I saved money by doing it on my own.

"I see this as giving the vacuum cleaner salesman, the taxi drivers, people who work on their own, who lease equipment to do their job and such, who get dispatches through radio or television or mail, who set their own hours, who go or don't go as they choose, we're giving our people freedom again.

"The vacuum cleaner salesmen themselves are asking for the opportunity to go out and work and to get their own insurance to insure themselves to work in their own way.

"The vacuum cleaner salesmen, as our landscape contractors, are already exempt from current unemployment insurance and temporary disability laws. The IRS for both the landscape contractors and vacuum cleaner salesmen says that commission salespeople are independent contractors. I work on a commission. I

walk out and say that I'll do this job for this much, just like these gentlemen are, just like a taxicab driver does.

"The Department of Labor, as far as taxis are concerned, has come down with an administrative decision saying as long as a cabdriver is independent, they are not subject to the law. Workers' compensation appeals board said that taxi drivers are independent contractors. Three appellate courts including our Ninth Circuit Court of Appeals say that they are independent contractors. This is merely codifying what is already being done into law. It's us telling them, "hey, you're not children, you're on your own. If you want to be an employee then let Sears control your hours and you'll be covered under workers' compensation. If you want to be a self-employed contractor, then you set your own hours, you set your own transportation needs, you identify what your needs are, you set your own insurance, you meet the needs of your family," and that's what taxi drivers are asking for, that's what vacuum cleaner salesmen are asking for, that's what small business in Hawaii is asking for -- freedom from so much required control by the government. This does not deny them the right of coverage; it simply says that if you want it, you're going to get it yourself, you pay for it yourself.

"On the other hand, if they want to stay working for Sears, Sears will cover them. This law does not take that away.

"Thank you, Mr. Speaker."

Representative Apo then rose to speak in support of the bill, but with reservations, stating:

"Mr. Speaker, the previous speaker has sort of swayed me on this as I was going to vote for it free and clear.

"My reservation comes from looking at the maritime industry whereby under the Jones Act, maritime personnel do not qualify, or are excluded from, the workers' compensation act. And I am wondering that by doing this, which automatically grants these employees because they are still an employee-employer relationship irrespective of any independent contracting position that the employee may have, now qualifies them to file suit under tort law. The maritime industry is going under exactly because of that, and I'm wondering if particu-

larly the taxicab companies -- people like Charley's Taxi who run on a real marginal profit -- one tort liability suit would put their company out of business. Although they may support legislation like this, I wonder if they ought to take a closer look at the effect that this kind of legislation has had on the national level to the maritime industry. They might have second thoughts as to whether they really want to be excluded from making those worker comp. payments.

"Thank you, Mr. Speaker."

Representative Gaulty then rose to speak in support of the bill, but with reservations, stating;

"Mr. Speaker, this bill poses a real dilemma for me because in trying to determine whether one is an employee or an independent contractor, this is a subject of much litigation in employee benefit law.

"Various indicia are used by the courts and administrative bodies to determine whether, in fact, that individual is an employee or an independent contractor. For example, on the mainland this issue is particularly rife when it comes to the trucking industry. Many truckers own their own rigs; likewise in the taxicab industry, it's a well litigated issue.

"I think the most famous case in this particular field has to do with newsboys in the New York Times where the court ruled that newsboys were independent contractors rather than employees.

"Many of these kinds of cases have been decided on a case by case basis, and I think if we look at the taxicab drivers, I don't believe that there has been any case to my knowledge where a court or an administrative body has ruled that a taxicab driver is not an independent contractor.

"That's what poses the dilemma for me, Mr. Speaker, because I can't say the same for the vacuum cleaner salesman, and I think what we have here is a situation where we are trying to 'shoot a flea with an elephant gun' because once we pass this particular bill, I don't think it will matter anymore what the indicia are of whether an individual is an employee or an independent contractor.

"Per se, we are saying a vacuum cleaner salesman is exempted under the workers' compensation law and we remove from the administrative body and the courts the ability to deter-

mine, on a case by case basis, whether in fact, one is an employee or an independent contractor. I am not so sure that that's really fair under the circumstances.

"The second point that I wanted to make, Mr. Speaker, is that while it might be good for business to be able to remove these kinds of individuals and occupations particularly in the salesmen-salesperson category, we have to bear in mind that the costs for the injuries that these people sustain are still being borne or will be borne by the taxpayer under the welfare program if they are not covered under workers' compensation. There is a concern on my part that as we move into this area of exclusions from workers' compensation laws, that we may find increasing burden on the taxpayers under the welfare system.

"It is for that reason that I would hope that while we might pass this bill at this time, that we hold the line on giving further exemptions particularly to the salespersons. As I said, I don't have any problems with the taxi drivers; I think it's fairly well settled in the law that these are independent contractors, but vacuum cleaners, the cases may change as indicia of control may change from different employer to employer. For that reason while I support the bill, it is only with reservations.

"Thank you."

Representative Hagino then rose in rebuttal to Representative Cavasso, stating:

"In regards to the category or that occupation of vacuum cleaner salesperson, the bill does not address the problem that he brings out about whether these vacuum cleaner salesman should have the freedom and independence to control their own hours, do the kind of sales that they want to do, see the kind of clients that they want to see and make the kinds of commissions.

"The unfortunate thing is that this bill is passing without any House amendments so your committee report does not have the Senate bill; but for my good friend from across the Pali, I would like to read the specific amendment. The exemption is this: 'service performed by a vacuum cleaner salesperson for an employer if all such services performed by the individual for the employer are performed for remuneration solely by way of commission.' In other words, his

example that he gave, 'hey, if you want to sell vacuum cleaners independently, get your own disability coverage; if you want coverage, go work for Sears.' Sears can demand all of their vacuum cleaner salespersons to be paid by commission solely and that salesperson, if this bill is passed, is no longer covered under workers' compensation laws. There is no right of choice for this salesperson. The amendment that is being proposed is very specific. There is no right of being independent; there is no independent contractor status; you have all the required nexus between the employee and employer and you are not covered under the Hawaii's workers' compensation law so long as you are paid by commission. That is the only test. Are you paid by commission or not? None of the employee-employer relationships or the test for an independent contractor now apply. So the example that have been used is not correct. This law makes it very clear the exclusion for this occupation."

Representative Anderson then rose to speak in support of the bill, stating:

"Mr. Speaker, contrary to what my colleague said, years ago I worked for Fuller Brush. Any samples that I had, vacuum cleaners, etc., I purchased. I was an independent person.

"Last night I had a young man come to my house working for a brush company selling Electrolux -- late at night, willing to put on demonstrations. He is an independent individual. He does not have a certain time, he pays for his own gas, he does everything.

"If as a business person, I am willing to bring in a product, say, a vacuum cleaner, and I will give you over and above my cost, 50% of anything, and then I find out I'm going to pay workers' comp., I'll say, 'I'm sorry, it's costing me 20% so I'm going to give you only 30%.' I have that cost burden that I'm going to have to take. The man says, 'I can get my 20% cheaper than you can,' or 'I have my own insurance because I represent other things.' There could be many factors. He is losing 20% because I am paying something that he is more than willing to take on by himself or herself. And that's the case that we have here.

"The same goes for your taxi drivers. If that person leases, buys or whatever his own automobile, he

can leave it in the garage as long as he's paying whatever he has agreed on. If he's leasing it, he has to pay so much a month; if he's going to use the car radio they're going to go ahead and charge him so much. He is an independent person. He does not have to answer that radio call; he or she does not have to go to work at a certain time; they are independents.

"And there are many more cases and that's why I believe there is a resolution because there are many, many more people who are independent contractors and we will not look at it.

"It's a very emotional issue and I can understand some of the people being concerned, but it's been asked for by those people because they feel that they in turn could make more money, because their employer, I'm sure, is having to pay for something that they may have themselves or they can get cheaper, or that their wife -- in my case, I do not even have a medical insurance to be a legislator. I have been under my wife's policy for years so why would I take on another policy from the same insurance company? So you have to look at it in those respects and be a lot more realistic than just saying, 'I think that they should have it' because they don't want it, they have asked for this.

"Thank you very much and I hope you vote for the bill."

Representative Takamine rose to speak against the measure, stating:

"Mr. Speaker, I rise to speak against the measure, but in the interest of time, I would ask that all of Representative Hagino's comments be incorporated into the Journal as my own," and the Chair "so ordered." (By reference only)

Representative Cavasso rose to speak in rebuttal, saying:

"Mr. Speaker, there is still the right of choice, there is still the right of salary and payroll by Sears as they do for some cases, and in other cases, completely by commission. We are giving the people the right of free enterprise and we should give them that. I doubt very much that Sears -- Sears is a nationwide organization -- I doubt very much that in Hawaii to get around this law they would cut out all employees who sell vacuum sweepers in Hawaii. They're selling on the floor, they're working by hours, they're

working controlled and they come under the guidelines that the Department of Labor has for employees. Otherwise, they're self-employed and the word that I was looking for was 'sole proprietorship'."

The motion was put by the Chair and carried, and S.B. No. 2169-86, SD1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION", passed Third Reading by a vote of 38 ayes to 12 noes, with Representatives Hagino, Hirono, D. Ige, Lardizabal, Leong, Levin, Lindsey, Nakasato, Nakata, Shon, Takamine and Yoshimura voting no, and Representative Kihano being excused.

The Chair directed the Clerk to note that S.B. No. 2169-86 had passed Third Reading at 12:29 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 876-86) recommending that H.C.R. No. 82, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Yoshimura, seconded by Representative Manegdeg and carried, the report of the Committee was adopted and H.C.R. No. 82, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF AN EMPLOYEE ASSISTANCE PROGRAM FOR STATE EMPLOYEES", was referred to the Committee on Finance.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 877-86) recommending that H.C.R. No. 91 be referred to the Committee on Finance.

On motion by Representative Yoshimura, seconded by Representative Manegdeg and carried, the report of the Committee was adopted and H.C.R. No. 91 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE REORGANIZATION OF STATE GOVERNMENT", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 878-86) recommending that H.R. No. 131 be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 131 entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON INCREASING THE STOCK OF SHORT TERM HOUSING FOR FACULTY AT THE UNIVERSITY OF HAWAII AT MANOA", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 879-86) recommending that H.C.R. No. 76 be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.C.R. No. 76 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON INCREASING THE STOCK OF SHORT TERM HOUSING FOR FACULTY AT THE UNIVERSITY OF HAWAII AT MANOA", was referred to the Committee on Finance.

Representative Gaulty, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 880-86) recommending that H.R. No. 145, as amended in HD1, be adopted.

On motion by Representative Gaulty, seconded by Representative Leong and carried, the report of the Committee was adopted and H.R. No. 145, HD1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF SOCIAL SERVICES AND HOUSING TO CONDUCT COMPUTER MATCHES WITH THE REAL PROPERTY DIVISION COMPUTER FILES OF THE VARIOUS COUNTIES TO VERIFY REAL PROPERTY ASSETS OF PUBLIC ASSISTANCE APPLICANTS AND RECIPIENTS", was adopted.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 881-86) recommending that S.C.R. No. 21 be adopted.

On motion by Representative Apo, seconded by Representative Shon and carried, the report of the Committee was adopted and S.C.R. No. 21 entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A PROPOSED LOAN GUARANTEE BY THE FARMERS HOME ADMINISTRATION OF THE U.S. DEPARTMENT OF AGRICULTURE FOR THE CONSTRUCTION

OF DEEP OCEAN WATER PUMPING FACILITIES, AND OTHER IMPROVEMENTS, BY HAWAIIAN ABA-LONE FARMS AT THE NATURAL ENERGY LABORATORY OF HAWAII", was adopted.

Representative Apo, for the Committee on Ocean and Marine Resources, presented a report (Stand. Com. Rep. No. 882-86) recommending that H.R. No. 129 be adopted.

On motion by Representative Apo, seconded by Representative Shon and carried, the report of the Committee was adopted and H.R. No. 129 entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF HAWAII TO PROCLAIM THE MONTH OF JULY 1986 AS THE U.S. MERCHANT MARINE MONTH IN HAWAII", was adopted.

Representatives Apo and Shito, for the Committees on Ocean and Marine Resources and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 883-86) recommending that H.R. No. 84 be adopted.

On motion by Representative Apo, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.R. No. 84 entitled: "HOUSE RESOLUTION REQUESTING CONGRESSIONAL ACTION IN IMPROVING THE COST AND AVAILABILITY OF MARINE INSURANCE FOR COMMERCIAL FISHERS", was adopted.

Representatives Apo and Shito, for the Committees on Ocean and Marine Resources and Consumer Protection and Commerce, presented a joint report (Stand. Com. Rep. No. 884-86) recommending that H.C.R. No. 52 be adopted.

On motion by Representative Apo, seconded by Representative Shito and carried, the joint report of the Committees was adopted and H.C.R. No. 52 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESSIONAL ACTION IN IMPROVING THE COST AND AVAILABILITY OF MARINE INSURANCE FOR COMMERCIAL FISHERS", was adopted.

Representative Yoshimura, for the Committee on Public Employment and Government Operations, presented a report (Stand. Com. Rep. No. 885-86) recommending that H.C.R. No. 62 be referred to the Committee on Finance.

Representative Crozier rose to

speak against the resolution, stating:

"Mr. Speaker, I'll be voting against this resolution and I just would like to make a few comments as to why.

"Mr. Speaker, you've heard me quote the great Martin Luther King a few times so, you know, it's nothing against one of my heroes; but I do believe making a state holiday for this gentleman would really not achieve what we are trying to do.

"We have Kuhio Day now and as we look the way the community treats the essence of this great man, they no longer remember what Kuhio did for the people of Hawaii. Just small pockets down in Nanakuli, Waimanalo and different areas commemorate Kuhio the way it should be.

"I had the opportunity to go to Ewa School on February 12th, Lincoln's Birthday. They have a statue of Lincoln there and every year in the morning they have a program for Abraham Lincoln. I am sure that the children will always take those memories with them as they move on through life and remember how great a man Abraham Lincoln was, not because it was a holiday, but because they actually had to do something to commemorate that individual.

"I would hope that as this resolution goes through the process, maybe it could be changed that on May Day when many of our public schools where we have programs saluting our many ethnic groups, we could incorporate that Martin Luther King should be recognized on that day. If we do have to give it a holiday, instead of giving it to all of the state employees, when our teachers' union have their annual day off to go unionize, have that day for the children to salute Martin Luther King.

"I would just like to make a point that I'm not against minorities; in fact, I'm the most minority-type person in this whole Legislature. All the different bloods in my body, not one blood has the majority. So, I am a minority.

"I again just would ask that as this thing goes through, that we take a look and make it an active type of day, we could save a lot of money, we could make it meaningful and Martin Luther King really can be appreciated by the people of Hawaii.

"Thank you."

Representative Souki then rose to

speak against the resolution, stating:

"I wish to speak against this resolution because the state has enough holidays. It's an added expense to the state and I think we can honor this great man in other ways than to have an additional day of rest for the state of Hawaii. In fact, there have been some complaints among many of the people out there that we already have too many holidays. And for this reason, and for this reason alone, I would want to vote against the motion.

"Thank you."

On motion by Representative Yoshimura, seconded by Representative Manegdeg and carried, the report of the Committee was adopted and H.C.R. No. 62 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DECLARE THE BIRTHDAY OF REVEREND DR. MARTIN LUTHER KING, JR., A STATE HOLIDAY IN 1987", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 253) was read by the Clerk and was disposed of as follows:

A resolution (H.R. No. 253) honoring professional secretaries on the occasion of Professional Secretaries' Day, April 23, 1986, and the Professional Secretaries' Week, April 20-26, 1986 was jointly offered by Representatives Metcalf, Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Gaulty, Hagino, Hashimoto, Hemmings, Hirono, Honda, D. Ige, M. Ige, Ikeda, Isbell, Jones, Kamali'i, Kawakami, Kihano, Kiyabu, Lardizabal, Leong, Levin, Lindsey, Liu, Manegdeg, Marumoto, Medeiros, Menor, Nakasato, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom, Tungpalan, Yoshimura and Peters.

On motion by Representative Metcalf, seconded by Representative Blair and carried, H.R. No. 253 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 246 to 250 and 254 and 255) and concurrent resolutions (H.C.R. Nos. 167 to 171) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 246) requesting a compendium of ocean and marine-related policies was jointly offered by Representatives Apo, Shon, and Kawakami.

A resolution (H.R. No. 247) requesting immediate action on the compensation plans of secretarial classes within the civil service was jointly offered by Representatives Yoshimura, Anderson, Blair, Hemmings, Lardizabal, Manegdeg, Medeiros, Menor, Nakasato, Onouye, Oshiro, Souki, Takamine, Taniguchi and Tungpalan.

A resolution (H.R. No. 248) supporting the efforts of the Institute of Astronomy in their bid for basing the National New Technology Telescope in Hawaii was jointly offered by Representatives Hashimoto, Levin, Lindsey, Metcalf, Onouye, Say, Tajiri, Takamine and Yoshimura.

A resolution (H.R. No. 249) requesting a study of the land ownership patterns of Hawaii's residential condominiums and cooperative housing corporations was jointly offered by Representatives Hashimoto and Cachola.

A resolution (H.R. No. 250) urging the United States Congress to support the completion of the Department of Energy's MOD-5B research wind turbine at Kahuku, Hawaii was offered by Representative Andrews.

A resolution (H.R. No. 254) relating to adjustments in the supplemental Judiciary budget as a result of the report concerning the Sheriff's Office was jointly offered by Representatives Liu, Hemmings, Marumoto, Jones and Cavasso.

A resolution (H.R. No. 255) requesting information on the potential economic and environmental impact of the occurrence and spread of the Asiatic Clam *Corbicula Fluminea* in the state of Hawaii was jointly offered by Representatives Pfeil, Lardizabal, Anderson, Andrews, Cavasso, Crozier, Hagino, Hashimoto, Hemmings, Honda, D. Ige, Isbell, Jones, Kamali'i, Levin, Lindsey, Liu, Marumoto, Medeiros, Metcalf, Nakata, Oshiro, Say, Shon, Souki, Tam, Taniguchi and Yoshimura.

A concurrent resolution (H.C.R. No. 167) requesting a compendium of ocean and marine-related policies was jointly offered by Representatives Apo, Shon and Kawakami.

A concurrent resolution (H.C.R.

No. 168) supporting the efforts of the Institute of Astronomy in their bid for basing the National New Technology Telescope in Hawaii was jointly offered by Representatives Hashimoto, Levin, Lindsey, Metcalf, Onouye, Say, Tajiri, Takamine and Yoshimura.

A concurrent resolution (H.C.R. No. 169) requesting a study of the land ownership patterns of Hawaii's residential condominiums and cooperative housing corporations was jointly offered by Representatives Hashimoto and Cachola.

A concurrent resolution (H.C.R. No. 170) urging the United States Congress to support the completion of the Department of Energy's MOD-5B research wind turbine at Kahuku, Hawaii, was offered by Representative Andrews.

A concurrent resolution (H.C.R. No. 171) relating to adjustments in the supplemental Judiciary budget as a result of the report concerning the Sheriff's Office was jointly offered by Representatives Liu, Hemmings, Marumoto, Jones and Cavasso.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Kawakami: "There will be an open Majority caucus tomorrow morning at 10:00 o'clock a.m."

Representative D. Ige: "Your Committee on Education will be having a public hearing tomorrow at 1:30 o'clock p.m., in Room 310. The subject of the hearing is a resolution to discuss a management audit of the Department of Education. Decision making to follow."

Representative Tam: "The Committee on Water, Land Use Development and Hawaiian Affairs along with the Committees on Planning, Energy and Environmental Protection and Ocean and Marine Resources will be having a public hearing tomorrow at 9:00 o'clock a.m., in Room 328. Decision making to follow."

Representative Anderson: "Will you please let everyone know that the Campaign Spending office is no longer located in the Capitol. I went there this morning and found out that they moved across the street to the Post Office, and it might be well to advise them that they can tell their people who handle their campaign that the

office is not here."

The Chair then announced:

"Yesterday, the Chair advised those standing committee chairmen to be prepared to make their recommendations -- the intentions to agree or disagree -- to amendments made to House bills by the Senate. They're slowly coming in, so as a consequence, this being the deadline, the Chair will accommodate a blanket motion to disagree with all measures at this time -- all House bills with Senate amendments -- and shall reconsider action as these recommendations get in."

DISPOSITION OF MATTERS PLACED ON CLERK'S DESK

By unanimous consent, the following House bills were taken from the Clerk's desk: H.B. Nos. 26, HD1, SD1; 82, HD1, SD2; 100, HD1, SD2; 105, HD1, SD1; 122, HD1, SD2; 167, HD1, SD1; 172, SD1; 326, HD1, SD1; 381, HD1, SD1; 393, HD1, SD1; 526, HD1, SD1; 692, HD1, SD1; 832, HD1, SD1; 1316, HD1, SD1; 1322, SD1; 1388, HD1, SD1; 1488, SD1; 1493, SD3; 1663-86, HD2, SD1; 1665-86, HD2, SD1; 1666-86, HD2, SD2; 1672-86, HD1, SD1; 1680-86, HD1, SD1; 1687-86, HD2, SD2; 1688-86, HD1, SD2; 1691-86, HD2, SD1; 1692-86, HD2, SD2; 1694-86, HD1, SD2; 1695-86, SD1; 1697-86, HD2, SD2; 1706-86, HD1, SD1; 1727-86, HD1, SD1; 1729-86, SD1; 1740-86, HD2, SD1; 1741-86, HD1, SD1; 1764-86, HD2, SD2; 1767-86, HD2, SD2; 1815-86, HD2, SD1; 1826-86, HD1, SD1; 1829-86, SD1; 1855-86, HD1, SD1; 1856-86, SD1; 1857-86, HD2, SD1; 1869-86, HD1, SD1; 1870-86, HD1, SD1; 1878-86, HD1, SD2; 1898-86, HD2, SD1; 1905-86, HD1, SD1; 1906-86, HD1, SD1; 1907-86, HD1, SD1; 1908-86, HD1, SD1; 1913-86, HD1, SD1; 1940-86, HD1, SD1; 1941-86, SD1; 1942-86, SD1; 1945-86, HD1, SD1; 1946-86, HD1, SD1; 1951-86, HD1, SD1; 1954-86, SD1; 1959-86, HD1, SD1; 1961-86, HD2, SD2; 1967-86, HD1, SD1; 1969-86, HD1, SD1; 1970-86, HD2, SD1; 1971-86, HD1, SD1; 1974-86, SD1; 1976-86, SD1; 1983-86, SD1; 1984-86, SD1; 1990-86, HD2, SD2; 1993-86, HD1, SD1; 1995-86, HD1, SD1; 1998-86, HD1, SD1; 1999-86, HD1, SD1; 2000-86, HD1, SD1; 2001-86, HD1, SD1; 2002-86, HD1, SD1; 2003-86, HD1, SD1; 2007-86, HD1, SD1; 2010-86, SD1; 2011-86, HD1, SD1; 2013-86, HD1, SD1; 2014-86, HD1, SD1; 2023-86, HD1, SD2; 2024-86, HD1, SD1;

2026-86, HD1, SD1; 2027-86, SD1; 2032-86, HD1, SD1; 2033-86, HD1, SD1; 2035-86, HD1, SD1; 2036-86, HD1, SD1; 2038-86, SD1; 2039-86, SD1; 2042-86, HD1, SD1; 2044-86, SD1; 2047-86, SD1; 2048-86, SD1; 2049-86, SD1; 2051-86, SD1; 2054-86, SD1; 2060-86, HD1, SD1; 2062-86, HD2, SD1; 2069-86, HD1, SD1; 2074-86, HD1, SD1; 2102-86, HD1, SD2; 2103-86, HD1, SD1; 2105-86, HD1, SD1; 2108-86, HD1, SD1; 2109-86, HD1, SD1; 2111-86, SD1; 2112-86, SD1; 2114-86, SD1; 2116-86, SD1; 2117-86, SD1; 2119-86, HD1, SD1; 2122-86, HD1, SD2; 2123-86, SD1; 2129-86, HD1, SD1; 2138-86, HD1, SD1; 2142-86, HD1, SD1; 2158-86, SD1; 2166-86, HD1, SD1; 2168-86, HD1, SD1; 2170-86, SD2; 2173-86, HD1, SD1; 2189-86, HD1, SD1; 2191-86, HD1, SD1; 2193-86, SD1; 2194-86, SD1; 2201-86, HD1, SD1; 2202-86, HD1, SD1; 2216-86, SD1; 2217-86, SD1; 2219-86, HD2, SD2; 2221-86, HD2, SD2; 2238-86, HD2, SD1; 2246-86, HD2, SD1; 2273-86, HD1, SD2; 2280-86, HD2, SD1; 2282-86, SD1; 2284-86, HD2, SD1; 2337-86, HD2, SD1; 2348-86, HD1, SD1; 2358-86, SD1; 2362-86, SD1; 2363-86, SD1; 2373-86, HD1, SD1; 2374-86, SD1; 2412-86, HD2, SD1; 2424-86, SD1; 2425-86, HD1, SD1; 2427-86, SD1; 2444-86, SD1; 2465-86, SD1; 2468-86, HD2, SD2; 2479-86, HD1, SD1; 2483-86, SD1; 2495-86, HD2, SD1; 2501-86, HD1, SD2; 2513-86, HD2, SD1; 2525-86, HD1, SD1; 2526-86, HD1, SD1; 2549-86, HD2, SD2; 2561-86, SD1; 2569-86, SD1; 2580-86, HD1, SD2; 2586-86, SD1; 2595-86, HD1, SD1; 2596-86, SD1; 2599-86, HD1, SD1; 2605-86, HD1, SD1; 2608-86, HD2, SD1; 2624-86, HD2, SD2; 2656-86, SD1; 2695-86, HD1, SD1; 2714-86, SD1; 2715-86, HD1, SD1; 2722-86, HD1, SD1; 2725-86, HD1, SD2; 2730-86, SD1; 2752-86, HD1, SD1; 2756-86, SD1; 2760-86, SD1; 2786-86, SD2; 2800-86, HD2, SD2; 2805-86, HD1, SD1; 2844-86, HD2, SD1 and 2845-86, HD2, SD1.

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the House disagreed to the amendments proposed by the Senate to H.B. Nos. 26, HD1; 82, HD1; 100, HD1, 105, HD1; 122, HD1; 167, HD1; 172; 326, HD1; 381, HD1; 393, HD1, 526, HD1; 692, HD1, 832, HD1, 1316, HD1; 1322; 1388, HD1; 1488; 1493; 1663-86, HD2; 1665-86, HD2; 1666-86, HD2; 1672-86, HD1; 1680-86, HD1; 1687-86, HD2; 1688-86, HD1; 1691-86, HD2; 1692-86, HD2; 1694-86, HD1; 1695-86; 1697-86, HD2; 1706-86, HD1; 1727-86, HD1; 1729-86; 1740-86, HD2; 1741-86, HD1;

1764-86, HD2; 1767-86, HD2; 1815-86, HD2; 1826-86, HD1; 1829-86; 1855-86, HD1; 1856-86; 1857-86, HD2; 1869-86, HD1; 1870-86, HD1; 1878-86, HD1; 1898-86, HD2; 1905-86, HD1; 1906-86, HD1; 1907-86, HD1; 1908-86, HD1; 1913-86, HD1; 1940-86, HD1; 1941-86; 1942-86; 1945-86, HD1; 1946-86, HD1; 1951-86, HD1; 1954-86; 1959-86, HD1; 1961-86, HD2, 1967-86, HD1; 1969-86, HD1; 1970-86, HD2; 1971-86, HD1; 1974-86; 1976-86; 1983-86; 1984-86; 1990-86, HD2; 1993-86, HD1; 1995-86, HD1; 1998-86, HD1; 1999-86, HD1; 2000-86, HD1; 2001-86, HD1; 2002-86, HD1; 2003-86, HD1; 2007-86, HD1; 2010-86; 2011-86, HD1; 2013-86, HD1; 2014-86, HD1; 2023-86, HD1; 2024-86, HD1; 2026-86, HD1; 2027-86; 2032-86, HD1; 2033-86, HD1; 2035-86, HD1; 2036-86, HD1; 2038-86; 2039-86; 2042-86, HD1; 2044-86; 2047-86; 2048-86; 2049-86; 2051-86; 2054-86; 2060-86, HD1; 2062-86, HD2; 2069-86, HD1; 2074-86, HD1; 2102-86, HD1; 2103-86, HD1; 2105-86, HD1; 2108-86, HD1; 2109-86, HD1; 2111-86; 2112-86; 2114-86; 2116-86; 2117-86; 2119-86, HD1; 2122-86, HD1; 2123-86; 2129-86, HD1; 2138-86, HD1; 2142-86, HD1; 2158-86; 2166-86, HD1; 2168-86, HD1; 2170-86; 2173-86, HD1; 2189-86, HD1; 2191-86, HD1; 2192-86, HD1; 2193-86; 2194-86; 2201-86, HD1; 2202-86, HD1; 2216-86; 2217-86; 2219-86, HD2; 2221-86, HD2; 2238-86, HD2; 2246-86, HD2; 2273-86, HD1; 2280-86, HD2; 2282-86; 2284-86, HD2; 2337-86, HD2; 2348-86, HD1; 2358-86; 2362-86; 2363-86; 2373-86, HD1; 2374-86; 2412-86, -HD2; 2424-86; 2425-86, HD1; 2427-86; 2444-86; 2465-86; 2468-86, HD2; 2479-86, HD1; 2483-86; 2495-86, HD2; 2501-86, HD1; 2513-86, HD2; 2525-86, HD1; 2526-86, HD1; 2549-86, HD2; 2561-86; 2569-86; 2580-86, HD1; 2586-86; 2595-86, HD1; 2596-86; 2599-86, HD1; 2605-86, HD1; 2608-86, HD2; 2624-86, HD2; 2656-86; 2695-86, HD1; 2714-86; 2715-86, HD1; 2722-86, HD1; 2725-86, HD1; 2730-86; 2752-86, HD1; 2756-86, 2760-86; 2786-86; 2800-86, HD2; 2805-86, HD1; 2844-86, HD2; and 2845-86, HD2, and requesting a conference on the subject matter of said amendments.

By unanimous consent, naming of the conferees on the part of the House was deferred.

ADJOURNMENT

At 12:39 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Friday, April 4, 1986.

FIFTIETH DAY

Friday, April 4, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Francis Xavier Dennehy of Our Lady of Peace Cathedral, after which the Roll was called showing all members present with the exception of Representatives Andrews, Hashimoto and Tom, who were excused.

By unanimous consent, reading of the Journal of the House of Representatives of the Forty-Ninth Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 450 and 451) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 450) informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills and has requested conferences on the respective subject matters thereof:

Senate Bill Nos. 8, SD 1, HD 1; 303, SD 1, HD 1; 310, SD 1, HD 1; 383, SD 1, HD 1; 909, SD 1, HD 1; 1056, SD 2, HD 1; 1514-86, SD 1, HD 1; 1550-86, SD 2, HD 1; 1551-86, SD 1, HD 1; 1569-86, SD 1, HD 1; 1570-86, SD 1, HD 1; 1727-86, HD 1; 1761-86, HD 1; 1762-86, SD 1, HD 2; 1831-86, SD 2, HD 1; 1837-86, SD 1, HD 1; 2038-86, SD 1, HD 1; 2057-86, SD 1, HD 1; 2127-86, SD 1, HD 1; 2131-86, SD 1, HD 1; 2258-86, SD 1, HD 1; 2266-86, SD 2, HD 1; 2290-86, SD 1, HD 2; 2309-86, SD 1, HD 2; 2310-86, SD 1, HD 1; and 2346-86, SD 1, HD 1.

Managers on the part of the Senate for the consideration of said amendments will be appointed at a later date.

A communication from the Senate (Sen. Com. No. 451) informing the House that the Senate has disagreed to the amendments proposed by the House to the Senate Bills hereinafter named, and has requested conferences on the respective subject matters thereof, in consequence of which the President has, on April 3, 1986,

appointed Managers on the part of the Senate for the consideration of said amendments, as follows:

S.B. No. 81, SD 1, HD 2:

Senators Aki, Chairman; Matsuura, Fernandes Salling and Henderson.

S.B. No. 425, SD 2, HD 2:

Senators Yamasaki, Chairman; Machida and A. Kobayashi.

S.B. No. 564, SD 2, HD 2:

Senators Yamasaki, Chairman; Aki, Matsuura, Hagino and A. Kobayashi.

S.B. No. 934, SD 2, HD 2:

Senators Yamasaki, Chairman; Chang and George.

S.B. No. 1188, HD 1:

Senators Yamasaki, Chairman; B. Kobayashi, Solomon and A. Kobayashi.

S.B. No. 1496-86, SD 2, HD 1:

Senators Matsuura, Chairman; Mizuguchi and Soares.

S.B. No. 1595-86, HD 1:

Senators Matsuura, Chairman; Aki and Soares

S.B. No. 1678-86, HD 1:

Senators Matsuura, Chairman; Mizuguchi and Soares.

S.B. No. 1773-86, SD 2, HD 2:

Senators Yamasaki, Chairman; Holt, Mizuguchi, Abercrombie and Henderson.

S.B. No. 1780-86, SD 2, HD 2:

Senators Yamasaki, Chairman; Chang, Holt, Machida and Soares.

S.B. No. 1843-86, SD 2, HD 2:

Senators Yamasaki, Chairman; Chang, Abercrombie, B. Kobayashi and A. Kobayashi.

S.B. No. 1886-86, SD 2, HD 2:

Senators Yamasaki, Chairman; Mizuguchi, Fernandes-Salling, Hagino, Hee, Holt, B. Kobayashi,

Machida, Matsuura, McMurdo,
Solomon, Henderson, Soares and
Kuroda.

S.B. No. 1933-86, SD 1, HD 2:

Senators Yamasaki, Chairman;
Chang and Soares.

S.B. No. 1961-86, SD 1, HD 2:

Senators Yamasaki, Chairman;
Young, Hee, Aki and George.

S.B. No. 1965-86, SD 2, HD 1:

Senators Yamasaki, Chairman;
Mizuguchi, Fernandes-Salling,
Hagino, Hee, Holt, B. Kobayashi,
Machida, Matsuura, McMurdo,
Solomon, Henderson and Soares.

S.B. No. 2048-86, SD 1, HD 1:

Senators Yamasaki, Chairman;
Mizuguchi, Fernandes-Salling,
Hagino, Hee, Holt, B. Kobayashi,
Machida, Matsuura, McMurdo,
Solomon, Henderson and Soares.

S.B. No. 2050-86, HD 1:

Senators Yamasaki, Chairman;
Machida and Henderson.

S.B. No. 2166-86, SD 2, HD 2:

Senators Yamasaki, Chairman;
Machida and A. Kobayashi.

S.B. No. 2190-86, SD 1, HD 2:

Senators Yamasaki, Chairman;
Young and George.

S.B. No. 2308-86, SD 1, HD 1:

Senators Yamasaki, Chairman;
Mizuguchi, Fernandes-Salling,
Hagino, Hee, Holt, B. Kobayashi,
Machida, Matsuura, McMurdo,
Solomon, Henderson and Soares.

S.B. No. 2312-86, SD 1, HD 1:

Senators Yamasaki, Chairman;
Mizuguchi, Fernandes-Salling,
Hagino, Hee, Holt, B. Kobayashi,
Machida, Matsuura, McMurdo,
Solomon, Henderson and Soares.

S.B. No. 2474-86, SD 2, HD 2:

Senators Yamasaki, Chairman;
Chang, Mizuguchi, Abercrombie and
Henderson.

At this time, the following intro-
ductions were made to the members of
the House:

Representative Okamura introduced
Mr. Santosh Sirpaul, a committee
clerk for the Committees and Private
Legislative Branch in the House of
Commons in Ottawa, Canada.

Representative Hemmings introduced
seven ladies from the Honolulu Asso-
ciation of Republican Women. They
were escorted by Miss Wendy Miya-
shiro.

Representative Medeiros introduced
four Kalaheo High School student
government officers. They were ac-
companied by their teacher, Miss
Denise Tanaka.

Representative Apo introduced 89
sixth grade students from Makaha
Elementary School. They were ac-
companied by their teachers, Mr. Don
Miyashiro, Mr. Ron Lewis, Miss
Marcia Kealoha and Miss Julia Smith.

Representative Leong introduced
Mr. Richard Kinney, "a very good
friend of mine."

At this time, the Chair directed the
Clerk to note the presence of Repre-
sentative Hashimoto.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R.
Nos. 215 to 236) and concurrent
resolutions (H.C.R. Nos. 141 to 162
and S.C.R. No. 51) were disposed of
as follows:

H.R. Nos. Referred to:

215 Committee on Public
Employment and Government Opera-
tions, then to the Committee on
Finance

216 Jointly to the Committees
on Public Employment and Govern-
ment Operations and Water, Land
Use, Development and Hawaiian
Affairs, then to the Committee on
Finance

217 Committee on Transpor-
tation

218 Committee on Public
Employment and Government Opera-
tions, then to the Committee on
Finance

219 Committee on Water, Land
Use, Development and Hawaiian
Affairs, then to the Committee on
Finance

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| <p>220 Committee on Human Services</p> <p>221 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance</p> <p>222 Committee on Public Employment and Government Operations, then to the Committee on Finance</p> <p>223 Committee on Public Employment and Government Operations, then to the Committee on Finance</p> <p>224 Jointly to the Committees on Education and Health, then to the Committee on Finance</p> <p>225 Committee on Judiciary</p> <p>226 Committee on Water, Land Use, Development and Hawaiian Affairs</p> <p>227 Committee on Transportation, then to the Committee on Finance</p> <p>228 Committee on Judiciary</p> <p>229 Committee on Ocean and Marine Resources, then to the Committee on Finance</p> <p>230 Committee on Judiciary</p> <p>231 Committee on Agriculture</p> <p>232 Committee on Water, Land Use, Development and Hawaiian Affairs</p> <p>233 Jointly to the Committees on Health and Consumer Protection and Commerce, then to the Committee on Finance</p> <p>234 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Tourism</p> <p>235 Committee on Public Employment and Government Operations, then to the Committee on Finance</p> <p>236 Committee on Water, Land Use, Development and Hawaiian Affairs</p> <p><u>H.C.R. Nos.</u></p> <p>141 Committee on Transportation</p> <p>142 Committee on Human</p> | <p>Services</p> <p>143 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance</p> <p>144 Committee on Public Employment and Government Operations, then to the Committee on Finance</p> <p>145 Committee on Public Employment and Government Operations, then to the Committee on Finance</p> <p>146 Jointly to the Committees on Public Employment and Government Operations and Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance</p> <p>147 Committee on Public Employment and Government Operations, then to the Committee on Finance</p> <p>148 Committee on Water, Land Use, Development and Hawaiian Affairs, then to the Committee on Finance</p> <p>149 Committee on Public Employment and Government Operations, then to the Committee on Finance</p> <p>150 Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management</p> <p>151 Jointly to the Committees on Education and Health, then to the Committee on Finance</p> <p>152 Committee on Judiciary</p> <p>153 Committee on Water, Land Use, Development and Hawaiian Affairs</p> <p>154 Committee on Transportation, then to the Committee on Finance</p> <p>155 Committee on Judiciary</p> <p>156 Jointly to the Committees on Human Services and Higher Education and the Arts, then to the Committee on Finance</p> <p>157 Committee on Agriculture</p> <p>158 Committee on Water, Land Use, Development and Hawaiian Affairs</p> |
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- 159 Jointly to the Committees on Health and Consumer Protection and Commerce, then to the Committee on Finance
- 160 Jointly to the Committees on Water, Land Use, Development and Hawaiian Affairs and Tourism
- 161 Committee on Public Employment and Government Operations, then to the Committee on Finance
- 162 Committee on Water, Land Use, Development and Hawaiian Affairs

S.C.R. No.

- 51 Committee on Consumer Protection and Commerce

COMMITTEE REASSIGNMENT

H.C.R. No. 139 was re-referred to the Committee on Ocean and Marine Resources

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering certain resolutions.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 263 to 266) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 263) honoring Mrs. Betty Kawohiokalani Ellis Jenkins was jointly offered by Representatives Leong, Kamali'i, Crozier, Lindsey, Anderson, Apo, Tungpalan and Peters.

On motion by Representative Leong, seconded by Representative Kamali'i and carried, H.R. No. 263 was adopted.

Representative Leong rose and stated:

"Mr. Speaker, it is my distinct pleasure to introduce our honoree this morning, Mrs. Betty Kawohiokalani Ellis Jenkins, to you and to this distinguished body.

"Betty Jenkins is one of those rare and gifted individuals that has con-

tributed so much to the youths of Hawaii in the field of education and to the Hawaiian community. Since her retirement in 1983 from the Haleiwa Elementary School as a teacher, she has continued her deep involvement with the youths of Hawaii by serving as a Community Kupuna Coordinator for the Office of Hawaiian Affairs. This job has taken her to all the neighbor islands to be responsive to the needs of the Hawaiian community. For her dedication and service, Betty was selected and she participated as the Mo'i Wahine, Queen of Aloha Week in 1985. I have known Betty for over twenty years, being involved with the Hawaiian Civic Club movement.

"At this time, Mr. Speaker, I wish to introduce to you our honoree, Betty Jenkins."

Representative Leong then asked the honoree to stand and be recognized.

Accompanying Betty were her husband, Jack Jenkins; her father, Mr. Richmond Ellis; Mrs. Elizabeth Ellis and their daughter, Nalani; and Ken Aina of OHA. Seated in the gallery were Sam Apuna and Malcolm Chun.

Representative Kamali'i then rose and stated:

"Mr. Speaker, next year we will celebrate the year of the Hawaiian -- 'Ho'olako.'

"And without the individual efforts and dedication of people like Betty Kawohiokalani Jenkins, there would be little to celebrate.

"It is difficult for many people in Hawaii, especially those born after World War II or who came to the islands after statehood, to know or to understand the shame and the silence of being Hawaiian. Or to know and to understand the personal strength which was required for Hawaiians themselves to reject stereotypes of limitation and laziness.

"Betty has told the story of how, as a student at Kamehameha School, she was told that she would never be a teacher -- that Hawaiians were not qualified for such positions. She proved them wrong. But that took determination, perseverance, and a deep inner confidence of both self and of being Hawaiian.

"Today, many people believe that fight is won.

"Everywhere there is evidence of renewed vigor and accomplishment, of efforts, not just to preserve, but to practice and to live our culture.

"But the fight is far from over, especially for Betty.

"Betty is the OHA-designated and DOE-acknowledged coordinator for the Kupuna Program in our public schools. In this role, she continues to confront and to successfully overcome the reluctance of our educational system to acknowledge the value of Hawaiian ways, and ways of doing.

"What is the certification process for a Kupuna? What is the class plan for a Kupuna Program? How are pay scales developed? How are class materials prepared?

"Typically, the answer is, 'Ask Betty. . . she'll know, or she'll find a way.'

"We are all finding our way, Mr. Speaker. But pride and honesty and dignity must be the guides.

"It usually is not a wise thing to attempt a translation of a Hawaiian name if you are outside the family and unaware of their genealogy. But a literal reading of Kawohiokalani is a description of a high Ali'i who was not required to bow before the King or Queen.

"Kawohiokalani Jenkins, in whatever company, always stands tall."

An ilima lei was presented to Mrs. Jenkins by Representative Okamura while floral leis were presented to the others by Representatives Apo, Tungpalan, Ikeda, Kamali'i, Anderson, Crozier and Lindsey. A certified copy of the resolution was presented to the honoree by Representative Leong.

A resolution (H.R. No. 264) commending John W.A. Buyers for his generous contributions toward the strengthening of Hawaii's economic posture and for enhancing Hawaii's beauty was jointly offered by Representatives Apo, Anderson, Andrews, Blair, Bunda, Cachola, Crozier, Hagino, Hashimoto, Hemmings, Hirono, Honda, Isbell, Kamali'i, Lardizabal, Liu, Manegdeg, Medeiros, Menor, Metcalf, Nakasato, Nakata, Onouye, Pfeil, Say, Shito, Shon, Souki, Tajiri, Tam, Taniguchi, Tom, Tungpalan and Yoshimura.

On motion by Representative Apo,

seconded by Representative Tam and carried, H.R. No. 264 was adopted.

Representative Apo rose and stated:

"Mr. Speaker, just a few words about this great guy, 'Doc' Buyers.

"Mr. Buyers is Chairman of the Board and President of C. Brewer & Co., Ltd. which is Hawaii's oldest company. He has had total operating responsibility for C. Brewer since 1975 and under his leadership, the former Big Five company has changed from primarily an agricultural enterprise to a diversified agribusiness marketing company. Some of the more well-known brand names produced by C. Brewer are Maunaloa macadamia nuts, Maunaloa guava juice and Gaviota fertilizer. A native of Pennsylvania, 'Doc' was graduated cum laude from Princeton University in 1952, and in 1962 he was awarded an Alfred P. Sloan Fellowship at the Massachusetts Institute of Technology, enabling him to earn a Masters Degree from M.I.T. Sloan School of Industrial Management.

"Prior to becoming President and Chief Executive Officer of C. Brewer on August 15, 1975, Mr. Buyers had been President and Chief Executive Officer of General Waterworks Corporation, a position he held for four years. Previously, he was Vice President (Administration) of International Utilities Corporation, now I.U. International. Prior to joining the I.U. organization in 1966, Mr. Buyers held several executive positions with the Bell System, the last of which was Division Operations Manager for the Bell Telephone Company of Pennsylvania. He also worked for the Proctor and Gamble Company of Cincinnati, Ohio.

"Mr. Buyers has been active in community and business organizations and most recently as Co-chairman with the wife of our Governor, Mrs. George Ariyoshi, of the Statewide Re-forest Station Project of 1985, which was titled, 'A Million Trees of Aloha' and several of us here have participated in some of the plantings out at Wahiawa. As Chairman of the Hawaiian Sugar Planters' Association in 1981 and again in 1985, he has lobbied successfully in Washington, D.C. to achieve legislation protecting the domestic and troubled sugar industry. He has been Chairman of the Chamber of Commerce of Hawaii, the National Alliance of Businessmen and the California and Hawaiian Sugar Company in 1983, 1984 and again in 1986. In addition to being a Director

of C. Brewer and eleven of its subsidiaries, C&H, HSPA, he has served or does serve on the Boards of First Hawaiian Bank, the Chamber of Commerce, the Research Corporation at the University of Hawaii where he was recently elected Chairman. He was also a trustee of the University of Hawaii Foundation and its President from 1980 through 1984.

"And at this time, Mr. Speaker, this really busy guy here, I would like to ask you 'Doc', if you would please stand up to be recognized."

Representative Apo continued:

"Mr. Speaker, with all his duties, I'm sure he must be getting some help somewhere and I suspect that he probably gets a lot of help from his wife, Elsie here, and I would like you, Elsie, to stand up and be recognized also."

Carnation leis were presented to Mr. Buyers by Representative Hashimoto and to Mrs. Buyers by Representative Anderson. Representative Apo presented the honoree with a certified copy of the resolution.

Representative Jones then rose and stated:

"Knowing 'Doc' and his wife personally has been a very meaningful thing to me and a real inspiration.

'Doc' is a coaches' coach. He's 'Mr. Enthusiasm' -- everybody loves him who knows him. He's an entrepreneur's entrepreneur. He reminds me of the guy on the TV commercial with the Remington Rand thing. He says, 'I like it so much, I bought it.' Well, 'Doc' likes Hawaii so much that he's buying his company and he's keeping it here and that means an awful lot to all of us here. And as I think about one of the major things that we've had together here is making jobs in Hawaii. 'Doc' has been a major force in trying to make sure that happens, and it is a great honor to have him here with us today because he instills in us the enthusiasm and love for our State that we all just love to see.

"'Doc', we love you and thank you very much for being with us."

A resolution (H.R. No. 265) commending the co-founders of Beppu University and congratulating Beppu University on its fortieth anniversary was jointly offered by Representatives Apo, Anderson, Blair, Cachola, Crozier, Hagino, Hashimoto, Hem-

mings, Hirono, Honda, Isbell, Kamali'i, Lardizabal, Liu, Manegdeg, Menor, Metcalf, Nakasato, Onouye, Pfeil, Say, Shito, Shon, Souki, Takamine, Tam, Taniguchi, Tom, Tungpalan and Yoshimura.

On motion by Representative Apo, seconded by Representative Tam and carried, H.R. No. 265 was adopted.

Representative Apo rose and stated:

"Mr. Speaker, the resolution speaks for itself and what I would like to do at this time is to introduce some of our honorees this morning. Mr. Satoh, of course, is not here but accepting the certificate on his behalf is the Chancellor for the Community College System, Mrs. Joyce Tsunoda, who will be travelling to Japan and taking this certificate with her for a presentation in that country."

Representative Apo then asked the following honorees to stand and be recognized: Mrs. Joyce Tsunoda; Peter and Kathy Esposito, children of the late Vincent Esposito; Mrs. Gladys Brandt, Chairperson of the Board of Regents; Mr. Mel Sakaguchi, Provost of Leeward Community College; Mr. John Connor, "who is responsible for a re-vitalization of interest in Japanese studies at Leeward Community College and in fact is every bit a very large part of this effort"; and Mrs. Esposito, wife of the late Vincent Esposito.

Floral leis were presented to the honorees by Representatives Tungpalan, Levin, Okamura, Onouye and Kamali'i while Representative Apo presented them with certified copies of the resolution.

A resolution (H.R. No. 266) congratulating Aiea and Kalakaua Lions Clubs jointly on the occasion of their 35th charter anniversary was jointly offered by Representatives Nakasato and Okamura.

On motion by Representative Nakasato, seconded by Representative Okamura and carried, H.R. No. 266 was adopted.

Representative Nakasato rose and stated:

"You know, in my six years here, this is only the second time I have a floor presentation to make -- the first time was five years ago when both Lions Clubs celebrated their 30th anniversary. Somehow, no matter how hard I try, I just cannot get the distinguished families like the Jenkins

here, or the pretty young girls that have come before us. Representative Jake Manegdeg has his Filipino Queen and her beautiful court; I know Representative Rod Tam, hiding back there, has his Narcissus Queen and her beautiful court; and yesterday, Representative Taniguchi went hog-wild. He brought over two Queens and their courts.

"But instead today, sir, I bring forth to you the backbone of our community -- the Lions Club. Let it be noted that there are 68 Lions Clubs -- the resolution has a mistake, it says 38 -- but there are 68 Lions Clubs with over 2,200-plus members. We also have 7 Lioness Clubs so you can see it is a pretty big organization.

"Along with Representative Tom Okamura, today I would like to share with you, and I have the pleasure and the privilege to present the two Lions Clubs -- the Kalakaua Lions Club and the Aiea Lions Club. Put together, they have over 70 years of unselfish community service. Now, not only does both these Clubs do all that the resolution spoke of, but we must also note that they build the bus shelters that Representative Crozier and Representative Apo use whenever they catch the bus. That's very important. They walk for eyesight and the blind and some of us are going blind over here. They host the young high school Leos or what we call the Junior Lions. They also present Christmas presents to the needy, statewide. They sponsor the Junior Olympics for our kids, and they run softball leagues for our school children -- the young school children. The Lions also give student scholarships to further their education, and much, much more. But the biggest thing that the Lions give, sir, is that they give from their hearts, and the Lions never ask or never expect anything in return.

"At this time, sir, I would like to ask all members of the House who belong to any kind of Lions Clubs or Lioness Clubs, to please stand.

"Thank you.

"As you can see, the Lions not only give in community service but they also give with good legislation."

Representative Nakasato then introduced Mr. Paul Akana, President of the Kalakaua Lions Club.

Representative Okamura then rose and stated:

"I am not going to try to talk like Representative Nakasato -- I concur with everything that he has said. I am currently not a member of the Lions Club; however, our former colleague and current councilman, Arnold Morgado, and myself have been asked to join and we will be shortly after the session is over. And I would like to say that we're very, very proud to become members of your very worthwhile organization.

"At this time, I would like to introduce the President of the Aiea Lions Club, Mr. Kenneth Ho. Will you please stand to be recognized."

Representative Okamura then asked the following members of the Aiea Lions Club who were seated in the gallery to stand and be recognized: Mr. Alfred Fernandez, past President; Mr. Wilbert Ho, also a past President; Mr. Alex Casella, First Vice President; Mr. Kiyoshi Nakashima, past President; and Mr. Ben Cordial, Second Vice President.

Representative Nakasato then asked Mr. Don Yamato, the incoming President for the Kalakaua Lions Club, who was seated in the gallery, to stand and be recognized.

Floral leis were presented to the honorees by Representatives Tungpalan, Marumoto, Ikeda, Hashimoto and Hirono while Representatives Nakasato and Okamura presented them with certified copies of the resolution.

Representative Leong rose and stated:

"When I entered the chamber this morning and I saw a group of Lions coming into this chamber also, I thought we were having our Lions convention here. I know it is not scheduled until sometime in May. I know that there are a number of Lions and Lionesses in our midst this morning, and what I would like to put a plug in for Lionism is that it is the largest service organization in the world comprised of over 1.4 million members. So, like we all say, the Lions say, the Lioness would say: 'I am proud to be a Lion.'

"Thank you."

Representative Marumoto rose and stated:

"Mr. Speaker, I really appreciate the work of the Lions in their assisting in the fingerprinting of children. They've had this Keiki Identification Program going for

several years now and they're training their own people to fingerprint children and they've participated all over the island in this endeavor, and it puts a lot of parents' minds at rest. We thank you very much for your good work."

At 11:55 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "for the purpose of allowing the members the opportunity to extend their personal aloha and best wishes to our honorees this morning."

The House of Representatives reconvened at 12:03 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 863 on S.B. No. 1643-86:

On motion by Representative Metcalf, seconded by Representative Blair and carried, the report of the Committee was adopted and S.B. No. 1643-86, entitled: "A BILL FOR AN ACT RELATING TO THE REPORTING OF ANIMAL DISEASES", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

The Chair directed the Clerk to note that S.B. No. 1643-86 had passed Third Reading at 12:04 o'clock p.m.

Stand. Com. Rep. No. 864-86 on S.B. No. 2325-86:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2325-86, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX LAW", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

Stand. Com. Rep. No. 865-86 on S.B. No. 1855-86, SD 2:

By unanimous consent, further action was deferred until after passage of the State Budget.

Stand. Com. Rep. No. 866-86 on S.B. No. 2322-86, SD 2:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2322-86, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

Stand. Com. Rep. No. 867-86 on S.B. No. 1033, SD 3:

By unanimous consent, action was deferred one day.

Stand. Com. Rep. No. 868-86 on S.B. No. 2002-86:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2002-86, entitled: "A BILL FOR AN ACT RELATING TO TAXATION", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

The Chair directed the Clerk to note that S.B. Nos. 2325-86, 2322-86 and 2002-86 had passed Third Reading at 12:05 o'clock p.m.

Stand. Com. Rep. No. 869-86 on S.B. No. 1572-86, SD 1:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1572-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF MOTOR VEHICLE REPAIRS", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

Stand. Com. Rep. No. 870-86 on S.B. No. 2314-86, SD 1:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Com-

mittee was adopted and S.B. No. 2314-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT MOTOR VEHICLES", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

Stand. Com. Rep. No. 871-86 on S.B. No. 2332-86:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 2332-86, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

The Chair directed the Clerk to note that S.B. Nos. 1572-86, 2314-86 and 2332-86 had passed Third Reading at 12:06 o'clock p.m.

Stand. Com. Rep. No. 872-86 on S.B. No. 1629-86:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1629-86, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK OWNERSHIP AND MOVEMENT CERTIFICATION", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

Stand. Com. Rep. No. 873-86 on S.B. No. 1625-86:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1625-86, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL PROGRAM", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

The Chair directed the Clerk to note that S.B. Nos. 1629-86 and 1625-86 had passed Third Reading at 12:07 o'clock p.m.

Stand. Com. Rep. No. 874-86 on S.B. No. 1561-86:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1561-86, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES", having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Andrews and Tom being excused.

The Chair directed the Clerk to note that S.B. No. 1561-86 had passed Third Reading at 12:08 o'clock p.m.

Stand. Com. Rep. No. 875-86 on S.B. No. 1764-86, SD 1:

On motion by Representative Kiya-bu, seconded by Representative Souki and carried, Stand. Com. Rep. No. 875-86 and S.B. No. 1764-86, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY", were recommitted to the Committee on Finance.

STANDING COMMITTEE REPORTS

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 886-86) recommending that H.R. No. 102, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 102, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A REORGANIZATIONAL PLAN TO SEPARATE THE SCHOOL OF TRAVEL INDUSTRY MANAGEMENT FROM THE COLLEGE OF BUSINESS ADMINISTRATION OF THE UNIVERSITY OF HAWAII AT MANOA AND TO INCREASE SUPPORT ALLOCATED TO THE SCHOOL OF T.I.M.", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 887-86) recommending that H.R. No. 153, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 153, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE BOTANY

DEPARTMENT AT THE UNIVERSITY OF HAWAII TO UNDERTAKE A KOA WOOD STUDY", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 888-86) recommending that H.R. No. 120, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 120, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII CONDUCT A FEASIBILITY STUDY OF PROVIDING COLLEGE CREDIT COURSES AT NON-TRADITIONAL TIMES", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 889) recommending that H.R. No. 98, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 98, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE COMPTROLLER TO PERFORM A FEASIBILITY STUDY CONCERNING THE UTILIZATION OF THE 'OLD FEDERAL BUILDING' AS A PERFORMING ARTS CENTER", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 890-86) recommending that H.C.R. No. 61, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.C.R. No. 61, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COMPTROLLER TO PERFORM A FEASIBILITY STUDY CONCERNING THE UTILIZATION OF THE 'OLD FEDERAL BUILDING' AS A PERFORMING ARTS CENTER", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 891-86) recommending

that H.R. No. 118, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 118, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF REGENTS TO STUDY ALTERNATE SYSTEMS FOR DELIVERING HIGHER EDUCATION SERVICES TO RESIDENTS OF WEST HAWAII", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 892-86) recommending that H.C.R. No. 72, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.C.R. No. 72, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS TO STUDY ALTERNATE SYSTEMS FOR DELIVERING HIGHER EDUCATION SERVICES TO RESIDENTS OF WEST HAWAII", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 893-86) recommending that H.R. No. 117, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 117, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A CHANGE IN THE TITLES OF THE COMMUNITY COLLEGE FACULTY", was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 894-86) recommending that H.C.R. No. 71, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.C.R. No. 71, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A CHANGE IN THE TITLES OF THE COMMUNITY COLLEGE FACULTY",

was referred to the Committee on Finance.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 895-86) recommending that H.R. No. 154 be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 154, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNIVERSITY OF HAWAII TO REVIEW AND COMMENT ON THE 'VALUE-ADDED' ASSESSMENT PROGRAM AT THE NORTHEAST MISSOURI STATE UNIVERSITY", was referred to the Committee on Finance.

Representatives Levin and Say, for the Committees on Higher Education and the Arts and Water, Land Use, Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 896-86) recommending that H.R. No. 121, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Levin, seconded by Representative Tam and carried, the joint report of the Committees was adopted and H.R. No. 121, HD 1, entitled: "HOUSE RESOLUTION REQUESTING GOVERNMENT OFFICIALS TO DEVELOP AN ACTION PLAN TO ATTRACT THE NATIONAL NEW TECHNOLOGY TELESCOPE TO MAUNA KEA", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 256 to 262) and concurrent resolutions (H.C.R. Nos. 172 to 177) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 256) commending the United States Department of Agriculture and its subsidiary, the Cooperative State Research Service, for their efforts to develop the marine shrimp industry in this nation was jointly offered by Representatives Apo and Shon.

A resolution (H.R. No. 257) requesting a report on State taxes paid by out-of-state federal contractors was offered by Representative Crozier.

A resolution (H.R. No. 258) re-

questing the University of Hawaii to study the response of the upland rain forests on Kilauea to acid rain was jointly offered by Representatives Levin, Andrews, Lindsey, Onouye, Oshiro and Taniguchi.

A resolution (H.R. No. 259) requesting that the Department of Education consider the development of complete topic syllabuses and statewide final exams was jointly offered by Representatives Levin, Andrews, Onouye, Oshiro and Taniguchi.

A resolution (H.R. No. 260) requesting a study to establish a means of subsidizing re-refined used motor oil to encourage its collection and reuse as an energy generating fuel was jointly offered by Representatives Hagino, Cachola, Gaulty, Hemmings, D. Ige, Ikeda, Lardizabal, Leong, Menor, Metcalf, Nakata, Okamura, Onouye, Pfeil, Say, Shon, Tajiri, Taniguchi and Tungpalan.

A resolution (H.R. No. 261) requesting the Board of Trustees of the public employees' retirement system to recognize and use the Hawaii Supreme Court's definition of "accident" with regard to service-connected disability retirement was jointly offered by Representatives Hagino, Cachola, Gaulty, D. Ige, Lardizabal, Leong, Menor, Metcalf, Nakata, Okamura, Onouye, Shon, Taniguchi and Tungpalan.

A resolution (H.R. No. 262) requesting the Department of Labor and Industrial Relations to conduct a study on employment opportunities and vocational education and training was jointly offered by Representatives Tam, Andrews, Cachola, Hagino, D. Ige, Nakata, Okamura, Onouye, Say, Souki and Tajiri.

A concurrent resolution (H.C.R. No. 172) requesting a study of the legislative staffing system was offered by Representative Crozier.

A concurrent resolution (H.C.R. No. 173) commending the United States Department of Agriculture and its subsidiary, the Cooperative State Research Service, for their efforts to develop the marine shrimp industry in this nation was jointly offered by Representatives Apo and Shon.

A concurrent resolution (H.C.R. No. 174) requesting the University of Hawaii to study the response of the upland rain forests on Kilauea to acid rain was jointly offered by Representatives Levin, Andrews, Lindsey,

Onouye and Taniguchi.

A concurrent resolution (H.C.R. No. 175) requesting a study to establish a means of subsidizing re-refined used motor oil to encourage its collection and reuse as an energy generating fuel was jointly offered by Representatives Hagino, Cachola, Grauly, Hemmings, D. Ige, Ikeda, Lardizabal, Leong, Menor, Metcalf, Nakata, Okamura, Onouye, Pfeil, Say, Shon, Tajiri, Taniguchi and Tungpalan.

A concurrent resolution (H.C.R. No. 176) requesting the Board of Trustees of the public employees' retirement system to recognize and use the Hawaii Supreme Court's definition of "accident" with regard to service-connected disability retirement was jointly offered by Representatives Hagino, Cachola, Grauly, D. Ige, Lardizabal, Leong, Menor, Metcalf, Nakata, Okamura, Onouye, Shon, Taniguchi and Tungpalan.

A concurrent resolution (H.C.R. No. 177) requesting the Department of Labor and Industrial Relations to conduct a study on employment opportunities and vocational education and training was jointly offered by Representatives Tam, Andrews, Cachola, Hagino, Honda, D. Ige, Okamura, Onouye, Say, Souki and Tajiri.

ANNOUNCEMENTS

Representative Onouye: "Your Committee on Higher Education and the Arts will be having a public hearing today at 1:30 in Room 310. Decision-making to follow."

Representative Lindsey requested waiver of 48-hour notice for hearings on House Resolution No. 205 and House Concurrent Resolution No. 131. "These resolutions concern home education and possible changes in statutes relating to home education." The Chair "so ordered."

Representative Lindsey: "Your Committee on Education will hear both of these resolutions at 1:30 today in Room 310. Decision-making to follow."

Representative Kiyabu requested waiver of the 48-hour notice for hearings on House Concurrent Resolution No. 63. "We inadvertently left the H.C.R. off the agenda. The

H.R. was on the agenda -- same subject." The Chair "so ordered."

Representative Kiyabu: "Your Committee on Finance will hold a public hearing this afternoon on several resolutions at 1:30 p.m. Decision-making to follow."

Representative Shon: "Your Committee on Ocean and Marine Resources will have a hearing at 9:00 a.m. on Monday morning in Room 328. Decision-making to follow."

APPOINTMENT OF CONFERENCE COMMITTEE

In accordance with the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1954-86, and the request for a conference on the subject matter of said amendments, Representatives Crozier and Metcalf, Co-chairmen; Souki, Tajiri and Medeiros were appointed as Managers on the part of the House at such conference.

ANNOUNCEMENTS

Representative Crozier: "The Legislative Management and Judiciary Committees will have a Conference Committee hearing with the Senate on Monday, April 7, at 10:00 a.m. in Senate Conference Room 4 to discuss House Bill 1954-86. Decision-making to follow."

The Chair then said:

"The Chair would like to remind all members that bills which were in Conference Committees last year but not acted upon may be considered in Conference Committee this year. All conferees of such Conference Committees have not been discharged.

"The Chair also, at this time, reinstates all conferees of Conference Committees whose bills were on the Clerk's desk at the close of the 1985 session and return those bills to said Conference Committees."

ADJOURNMENT

At 12:14 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. on Monday, April 7, 1986.

FIFTY-FIRST DAY

Monday, April 7, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:13 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Mrs. Elise Baer of the First Church of Christ Scientist, after which the Roll was called showing all members present with the exception of Representatives Andrews, Hagino, M. Ige, Nakasato, Tom and Yoshimura who were excused.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. No. 452 to 454) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 452) informing the House that the Senate has agreed to the amendments proposed by the House to the following Senate Bills on April 3, 1986, was placed on file:

Senate Bill No. 52, SD2, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM.";

Senate Bill No. 159, SD2, HD1, entitled: "A BILL FOR AN ACT RELATING TO THIRD-PARTY FINANCING ARRANGEMENTS FOR PUBLIC FACILITIES.";

Senate Bill No. 427, SD1, HD2, entitled: "A BILL FOR AN ACT RELATING TO A JOB-SHARING PILOT PROJECT IN THE DEPARTMENT OF HEALTH.";

Senate Bill No. 431, SD2, HD2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS BONUS AND POST RETIREMENT ALLOWANCE.";

Senate Bill No. 718, SD1, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE LEASING OF OCEAN AND MARINE RESOURCES.";

Senate Bill No. 774, SD2, HD1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES.";

Senate Bill No. 970, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOMELANDS.";

Senate Bill No. 1023, SD2, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS.";

Senate Bill No. 1624-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC CONTRACTS.";

Senate Bill No. 1646-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY OF DOG OWNER.";

Senate Bill No. 1652-86, HD2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL.";

Senate Bill No. 1655-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.";

Senate Bill No. 1695-86, SD1, HD2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHY.";

Senate Bill No. 1718-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR.";

Senate Bill No. 1743-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL AUTHORIZATIONS.";

Senate Bill No. 1960-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE REDEVELOPMENT OF THE ALOHA TOWER COMPLEX.";

Senate Bill No. 1998-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS.";

Senate Bill No. 2091-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY.";

Senate Bill No. 2095-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES.";

Senate Bill No. 2126-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION.";

Senate Bill No. 2173-86, SD1, HD2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY.";

Senate Bill No. 2268-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES.";

Senate Bill No. 2277-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF ADULT WARDS.";

Senate Bill No. 2295-86, SD1, HD2, entitled: "A BILL FOR AN ACT RELATING TO TORT ACTIONS.";

Senate Bill No. 2296-86, HD1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENCES.";

Senate Bill No. 2303-86, SD2, HD2, entitled: "A BILL FOR AN ACT RELATING TO A TOURISM IMPACT MANAGEMENT SYSTEM.";

Senate Bill No. 2315-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO SETTLEMENT OF CLAIMS.";

Senate Bill No. 2319-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.";

Senate Bill No. 2320-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED.";

Senate Bill No. 2359-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL DEVELOPMENT BONDS.";

Senate Bill No. 2468-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO LIBRARIES.";

Senate Bill No. 2471-86, SD2, HD1, entitled: "A BILL FOR AN ACT RELATING TO ICE STORAGE SYSTEMS.";

Senate Bill No. 2478-86, SD2,

HD2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ASSISTANCE.";

Senate Bill No. 2481-86, SD1, HD1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE."; and

Senate Bill No. 2512-86, HD2, entitled: "A BILL FOR AN ACT ESTABLISHING A STATE POLICY ENCOURAGING RIDESHARING."

A communication from the Senate (Sen. Com. No. 453) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 832, HD1, (SD1) and the request for a conference on the subject matter of said amendments, the President has, on April 4, 1986, appointed as Managers on the part of the Senate for the consideration of said amendments, Senators Kuroda, Chairman; Toguchi and Soares at such conference, was placed on file.

A communication from the Senate (Sen. Com. No. 454) informing the House that pursuant to the disagreement of the House of the amendments proposed by the Senate to House Bill No. 1954-86, HD1, (SD1) and the request for a conference on the subject matter of said amendments, the President has, on April 4, 1986, appointed as Managers on the part of the Senate for the consideration of said amendments, Senators Chang, Chairman; Abercrombie and George at such conference, was placed on file.

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

Representative Pfeil introduced several residents from Molokai, "who are here to testify on a Senate resolution asking for a legislative audit of the Molokai General Hospital," as follows: Yola Forbes, a lawyer who is involved in Molokai's cattle population problem; Dr. James Koch, a physician at Molokai Clinic, "the only non-governmental medical facility on the island, soon to become extinct due to the cost of malpractice insurance and the infringement by Molokai General on private enterprise,"; Mrs. Pat Smith whose husband is a CPA examining the figures at Molokai General; and Ivonne Everett, a concerned citizen from Molokai.

Representative Souki introduced a former member of the House of Representatives, Ms. Velma Santos, a member of the Maui County Council

and who was accompanied by Mr. Miles Inakuma, a staff person who formerly worked for Representative Souki.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering a bill which was on the calendar for Third Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Stand. Com. Rep. No. 867-86 on S.B. No. 1033, SD3:

On motion by Representative Kiyabu, seconded by Representative Souki and carried, the report of the Committee was adopted and S.B. No. 1033, SD3, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM", having been read throughout, passed Third Reading by a vote of 46 ayes with Representatives Andrews, M. Ige, Nakasato, Tom and Yoshimura being excused.

The Chair directed the Clerk to note that S.B. No. 1033 had passed Third Reading at 11:20 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 272) was read by the Clerk and was disposed of as follows:

A resolution (H.R. No. 272) congratulating Kathleen Buemel, who after sustaining a serious injury, recently completed her first 10K run at the Keauhou-Kona Marathon was jointly offered by Representatives Isbell and Levin.

On motion by Representative Isbell, seconded by Representative Levin and carried, H.R. No. 272 was adopted.

Representative Isbell then rose and stated:

"Mr. Speaker, I am very pleased to have Kathy here this morning. She is a great inspiration to everyone. She is a lovely young lady and I think she exemplifies all the good that we never hear about these days. We hear about all the awful things that people are doing but she probably

has more courage and faith and has become a great role model for others than anyone that I know of.

"I would like to ask at this time, Mr. Speaker, if I could have some of the legislators help me in presenting these items that we have for her. The lei that I would like to have presented by Representative Levin is special because he won second place at the Keauhou Marathon in which Kathy took a part in and was a 10K finisher. Representative Levin, as you know, is quite a runner himself, but I know that he would really appreciate the fact that running a marathon in good health is one thing, and running a 10K when you haven't run in two years and have been paralyzed is a feat in itself.

"I would like to ask Representative Takamine to give Kathy a lei because he was quite an athlete in high school, and I know he appreciates that good health and stamina are needed to run.

"Representative Pfeil will be presenting the certificate, and he was a champion in high school and college and so what we have today are champions all through the legislature in one way or another, but we are honoring a true champion, Kathy Buemel.

At this time, the honoree was asked to stand and be recognized.

Representative Levin then rose and stated:

"Mr. Speaker, I did have the pleasure of meeting Kathy at the event in Kona and the word 'inspiration' that was already used by Representative Isbell, I think, is accurate. Kathy really is an inspiration to everyone who comes in contact with or hears her story.

"I think that when we realize what she has overcome, it makes all of our trials and tribulations seem so petty, and as a result, the supposed catastrophies that we sometime think we face are really reduced to the minor inconveniences that they indeed are.

"So we want to thank Kathy, first, for allowing us to honor you and your achievements, and second, in the process, allowing us to see our own lives in a far better perspective.

"Thank you."

At this time, the leis and certificate were presented to the honoree.

At 11:27 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "to allow us the opportunity to extend our personal aloha and congratulations to our honoree this morning."

Upon reconvening at 11:35 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Hagino.

By unanimous consent, the following resolutions (H.R. Nos. 267 to 271 and 273 to 274) and concurrent resolutions (H.C.R. Nos. 178 to 183) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 267) requesting that the Department of Accounting and General Services undertake a study of the potential cost-savings to the State of bulk airline ticket purchases was offered by Representative Crozier.

A resolution (H.R. No. 268) requesting a feasibility study by the Department of Budget and Finance regarding the purchase and implementation of an automatic fingerprint identification system by the State of Hawaii was jointly offered by Representatives Onouye, Anderson, Apo, Blair, Bunda, Hemmings, Hirono, Honda, D. Ige, Ikeda, Isbell, Kama-li'i, Kihano, Levin, Medeiros, Nakasato, Nakata, Okamura, Oshiro, Pfeil, Shito, Shon, Souki, Tam, Taniguchi, Tungpalan and Yoshimura.

A resolution (H.R. No. 269) requesting the Department of Planning and Economic Development to study the feasibility of a public sector export trading company for Hawaii was jointly offered by Representatives Say, Hashimoto, Oshiro, Taniguchi and Yoshimura.

A resolution (H.R. No. 270) requesting a study of the effects of a state lottery was jointly offered by Representatives Okamura and Tam.

A resolution (H.R. No. 271) requesting an interim committee to study the feasibility of establishing a cargo distribution center at General Lyman Field, County of Hawaii was jointly offered by Representatives Metcalf, Tajiri, Lindsey, Levin and Takamine.

A resolution (H.R. No. 273) requesting a transportation needs assessment study was jointly offered by Representatives Souki, Andrews, Crozier, Honda, Kiyabu, Lindsey, Pfeil and Taniguchi.

A resolution (H.R. No. 274) requesting a study of the economic impact of high housing costs on Hawaii's consumers was jointly offered by Representatives Shito, Anderson, Bunda, Cachola, Hashimoto, Hemmings, Hirono, Honda, D. Ige, M. Ige, Kawakami, Kiyabu, Lardizabal, Leong, Lindsey, Liu, Metcalf, Okamura, Oshiro and Taniguchi.

A concurrent resolution (H.C.R. No. 178) requesting that the Department of Accounting and General Services undertake a study of the potential cost-savings to the State of bulk airline ticket purchases was offered by Representative Crozier.

A concurrent resolution (H.C.R. No. 179) requesting a study of the effects of a state lottery was jointly offered by Representatives Okamura and Tam.

A concurrent resolution (H.C.R. No. 180) requesting a feasibility study by the Department of Budget and Finance regarding the purchase and implementation of an automatic fingerprint identification system by the State of Hawaii was jointly offered by Representatives Onouye, Anderson, Apo, Blair, Bunda, Hemmings, Hirono, Honda, D. Ige, Ikeda, Isbell, Kama-li'i, Kihano, Levin, Medeiros, Nakasato, Nakata, Okamura, Oshiro, Pfeil, Shito, Shon, Souki, Tam, Taniguchi, Tungpalan and Yoshimura.

A concurrent resolution (H.C.R. No. 181) requesting an interim committee to study the feasibility of establishing a cargo distribution center at General Lyman Field, County of Hawaii was offered by Representatives Metcalf, Tajiri, Lindsey, Levin and Takamine.

A concurrent resolution (H.C.R. No. 182) requesting a transportation needs assessment study was jointly offered by Representatives Souki, Andrews, Crozier, Honda, Kiyabu, Lindsey, Pfeil and Taniguchi.

A concurrent resolution (H.C.R. No. 183) requesting a study of the economic impact of high housing costs on Hawaii's consumers was jointly offered by Representatives Shito, Anderson, Bunda, Cachola, Hashimoto, Hemmings, Hirono, Honda, D. Ige, M. Ige, Kawakami, Kiyabu, Lardizabal, Leong, Lindsey, Liu, Metcalf, Okamura, Oshiro and Taniguchi.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Metcalf: "Your Committee on Judiciary will be holding a public hearing to consider a certain Senate bill along with certain House resolutions this evening at 6:30 o'clock p.m., in Conference room 328. Decision making to follow time permitting."

Representative Levin: "Your Committee on Higher Education and the Arts will be having an informational meeting today at 1:30 o'clock p.m., in Room 310. The president of the University has established a commission on space and they will be making a presentation so that we can get a better perspective on Hawaii's role and the University's role in space exploration. All members of the House are invited to attend."

Representative Lindsey: "Your Committee on Education will decision make on House Resolution No. 205 and House Concurrent Resolution No. 131

this afternoon following our Higher Education Committee informational briefing."

Representative Souki: "Your Committee on Finance will be holding a meeting at 1:30 o'clock p.m., in Room 307 on various resolutions. Decision making to follow."

Representative Apo: "Mr. Speaker, I would like to request that the members of the Committee on Ocean and Marine Resources convene for an open, brief caucus in the Majority caucus room immediately following the session."

ADJOURNMENT

At 11:37 o'clock a.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Tuesday, April 8, 1986.

FIFTY-SECOND DAY

Tuesday, April 8, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Envoy James Taba of the Salvation Army, Kauluwela Mission Corps, after which the Roll was called showing all members present with the exception of Representatives Nakasato, Okamura, Tungpalan and Yoshimura, who were excused.

The Clerk proceeded to read the Journals of the House of Representatives of the Thirtieth, Forty-Fourth and Forty-Fifth Days.

On motion by Representative Kawakami, seconded by Representative Ikeda and carried, reading of the Journals was dispensed with and the Journals of the Thirtieth, Forty-Fourth and Forty-Fifth Days were approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 455 to 480) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 455) informing the House that the following Senate Bills have passed Final Reading, in their amended forms, on April 4, 1986: Senate Bill Nos. 52, SD 2, HD 2; 159, SD 2, HD 1; 427, SD 1, HD 2; 431, SD 2, HD 2; 718, SD 1, HD 2; 774, SD 2, HD 1; 970, SD 1, HD 1; 1023, SD 2, HD 1; 1624-86, HD 1; 1646-86, HD 1; 1652-86, HD 2; 1655-86, SD 1, HD 1; 1695-86, SD 1, HD 2; 1743-86, HD 1; 1998-86, SD 1, HD 1; 2091-86, SD 1, HD 1; 2095-86, HD 1; 2126-86, SD 1, HD 1; 2173-86, SD 1, HD 2; 2268-86, HD 1; 2277-86, SD 1, HD 1; 2295-86, SD 1, HD 2; 2296-86, HD 1; 2315-86, SD 1, HD 1; 2319-86, SD 1, HD 1; 2320-86, SD 1, HD 1; 2359-86, SD 1, HD 1; 2468-86, SD 1, HD 1; 2471-86, SD 2, HD 1; 2481-86, SD 1, HD 1; and 2512-86, HD 2, was placed on file.

A communication from the Senate (Sen. Com. No. 456) informing the House that the Senate has reconsidered its action taken on April 3, 1986, in disagreeing to the amendments made by the House to Senate

Bill No. 2166-86, SD 2, HD 2, was placed on file.

A communication from the Senate (Sen. Com. No. 457) transmitting Senate Concurrent Resolution No. 47, requesting a financial management and program audit of the Hawaii Visitors Bureau, which was adopted by the Senate on April 7, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 458) transmitting Senate Concurrent Resolution No. 61, SD 1, requesting the Governor to appoint a panel to study the insurance premium tax, which was adopted by the Senate on April 7, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 459) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 8, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Chang, Chairman; Cobb and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Tom, Chairman; Apo, Hashimoto, Metcalf and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 460) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 303, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Chang, Chairman; Abercrombie and George as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Tom, Chairman; Apo, Metcalf, Taniguchi and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 461) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to

Senate Bill No. 310, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cayetano, Chairman; Toguchi, Chang and Soares as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Oshiro and Nakasato, Co-Chairmen; Lardizabal and Hemmings as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 462) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 383, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Yamasaki, Chairman; Toguchi and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Lindsey and Souki, Co-Chairmen; D. Ige, Lardizabal, Levin, Oshiro, Tajiri, Anderson and Pfeil as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 463) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 909, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cayetano, Chairman; Toguchi, B. Kobayashi and George as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Lindsey and Taniguchi, Co-Chairmen; D. Ige, Levin and Hemmings as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 464) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1056, SD 2 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cayetano,

Chairman; Chang and Soares as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Taniguchi and Shito, Co-Chairmen; Hirono and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 465) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1550-86, SD 2 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Chang, Chairman; Cobb, Matsuura and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Shito, Chairman; Bunda, Hirono, Taniguchi and Jones as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 466) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1551-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cobb, Chairman; Kuroda and Henderson as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Shito, Chairman; Apo, Hashimoto, Hirono, Metcalf and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 467) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1569-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cobb, Chairman; B. Kobayashi, Matsuura and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair

appointed Representatives Shito, Chairman; Andrews, Hirono, Metcalf, Taniguchi and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 468) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1570-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cobb, Chairman; B. Kobayashi, Kuroda and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Shito, Chairman; Andrews, Hirono, Metcalf, Taniguchi and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 469) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1727-86 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cayetano, Chairman; Chang and George as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Taniguchi and Shito, Co-Chairmen; Hirono and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 470) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1762-86, SD 1 (HD 2), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Yamasaki, Chairman; Chang and Soares as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Menor and Souki, Co-Chairmen; Blair, Crozier, Oshiro, Takamine, Anderson and Jones as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 471) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1831-86, SD 2 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Chang, Chairman; B. Kobayashi and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Tom, Chairman; Blair, Hirono, Metcalf and Liu as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 472) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1837-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators B. Kobayashi, Chairman; Machida and George as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Bunda and Metcalf, Co-Chairmen; Andrews, Hashimoto, D. Ige, Kihano, Menor, Tungpalan, Jones and Liu as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 473) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2038-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Chang, Chairman; Kuroda and George as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Tom, Chairman; Blair, Hashimoto, Metcalf and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 474) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2057-86, SD 1 (HD 1), and the

request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cobb, Chairman; McMurdo and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Shito, Chairman; Blair, Hirono, Taniguchi and Liu as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 475) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2131-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cobb, Chairman; B. Kobayashi, Matsuura and A. Kobayashi as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Bunda, Chairman; Hashimoto, Metcalf, Taniguchi and Jones as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 476) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2266-86, SD 2 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Chang, Chairman; Cayetano and George as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Tom, Chairman; Blair, Metcalf, Tungpalan and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 477) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2290-86, SD 1 (HD 2), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Chang, Chairman; Toguchi and George as Managers on the part of the Senate for the consideration of said amendments, was

placed on file.

In accordance therewith, the Chair appointed Representatives Tom, Chairman; Hirono, Metcalf, Taniguchi and Medeiros as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 478) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2309-86, SD 1 (HD 2), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Kawasaki, Chairman; Fernandes Salling, Hee and Soares as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Yoshimura and Shito, Co-Chairmen; Manegdeg, Taniguchi and Anderson as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 479) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2310-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cobb, Chairman; Kuroda and Henderson as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Shito, Chairman; Apo, Bunda, Hirono and Liu as Managers on the part of the House at such conference.

A communication from the Senate (Sen. Com. No. 480) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 2346-86, SD 1 (HD 1), and the request for a conference on the subject matter of said amendments, the President has, on April 7, 1986, appointed Senators Cobb, Chairman; B. Kobayashi and Henderson as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

In accordance therewith, the Chair appointed Representatives Shito, Chairman; Blair, Bunda, Taniguchi and Jones as Managers on the part of

the House at such conference.

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

Representative Leong introduced 10 gifted students from Waialua High and Intermediate School. They were accompanied by their teacher, Mrs. Florence Ishii.

Representative Metcalf introduced the following persons from the Big Island: Mrs. Dorothy Carse, Mr. Frank Thorner, Mrs. Ellen Miles and Mr. Frank McGuairk.

The Chair directed the Clerk to note the presence of Representative Tungpalan.

STANDING COMMITTEE REPORTS

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 897-86) recommending that H.R. No. 176, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.R. No. 176, HD 1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE CERTIFICATE OF NEED REVIEW SYSTEM OF THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY", was referred to the Committee on Finance.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 898-86) recommending that H.C.R. No. 108, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.C.R. No. 108, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE CERTIFICATE OF NEED REVIEW SYSTEM OF THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY", was referred to the Committee on Finance.

Representative Lindsey, for the Committee on Education, presented a report (Stand. Com. Rep. No. 899-86) recommending that S.C.R. No. 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Lindsey, seconded by Representative D. Ige and carried, the report of the Committee was adopted and S.C.R. No. 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL, MANAGEMENT AND PROGRAM AUDIT OF THE DEPARTMENT OF EDUCATION", was referred to the Committee on Finance.

Representative Andrews, for the majority of the Committee on Planning, Energy and Environmental Protection, presented a report (Stand. Com. Rep. No. 900-86) recommending that H.R. No. 161, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Andrews, seconded by Representative Tom and carried, the report of the majority of the Committee was adopted and H.R. No. 161, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO MAINTAIN AMBIENT AIR QUALITY STANDARDS AND AIR POLLUTION CONTROL RULES THAT ARE ENVIRONMENTALLY SOUND", was referred to the Committee on Finance.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 281 to 283) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 281) congratulating Richard Lyman, Jr. on his receipt of the 'O'O Award as the 1986 Hawaiian Businessperson of the Year was jointly offered by Representatives M. Ige, Ikeda, Kawakami, Marumoto and Okamura.

On motion by Representative M. Ige, seconded by Representative Kawakami and carried, H.R. No. 281 was adopted.

Representative M. Ige rose and stated:

"Mr. Speaker, Mr. Lyman who is better known as 'Papa' Lyman to many of us, is being honored by the Hawaiian Business/Professional Association with their most outstanding award. It is an award presented annually to the Hawaiian Businessperson of the Year whose skill results in success because of his or her ability, creativity and industry.

"'Papa' Lyman is truly deserving of this award and the Hawaiian Business/Professional Association is to be

congratulated in their selection of this man. His accomplishments and career have left an imprint upon all the people of our community. He is a great man and his faith in the Hawaiian people shows through everything he has ever said and done.

"Mr. Speaker, to be quite honest, I never had the opportunity to meet and talk with Mr. Lyman until this morning when I did have the privilege of sharing some of his thoughts. I've heard much about him; I've heard his reputation and the many good things that he has done for the people of Hawaii. And after meeting him this morning, I begin to understand why his reputations are there but I think, more importantly, I begin to understand why they call him 'Papa.'

"Mr. Speaker, at this time, if I may ask Mr. Lyman to rise to be recognized by this body."

Accompanying Mr. Lyman was "his lovely wife, Mrs. Lyman," who was asked to stand and be recognized.

Representative M. Ige then asked the following persons who were seated in the gallery to stand and be recognized: Mrs. Iwako Nakajima; her daughter, Miyoko Nakajima; her grandson, Mr. Mitsunori Miwa -- friends of Mrs. Lyman from Tokyo, Japan; their chaperone, Mrs. Loretta Sato; Mr. Jack Darvill, President of Kamehameha Schools; and Mr. Neal Hennes, Director of Communications at Kamehameha Schools.

Representative Crozier rose and stated:

"Mr. Speaker, every so often the spirit just comes to me and I have to say something, but I'll make it short.

"Mr. Speaker, in my lifetime, I used to sit with my Dad and we used to talk. . . I mean we would talk for hours on end about Hawaii -- old Hawaii, the future of Hawaii -- and in these conversations, there's always an adult conversation. It's more a dissertation on his part, you know, communicating to me where Hawaii was and where it's going to go. And he would relate to me many stories and point out different individuals who made Hawaii what it is today and will continue to make it move on into the future.

"And one of these individuals is 'Papa' Lyman.

"He's told me many stories about how 'Papa' Lyman was an educator,

and I guess his favorite one was talking about how 'Papa' Lyman was the first one to create his farm on the Big Island, Puna, and start the papaya industry over there, and he also talked to me about how 'Papa' Lyman was a very forceful legislator and a productive businessman.

"So, just on behalf of my Dad, 'Papa' Lyman, I would like to salute you and thank you very much.

"Aloha."

Representative Leong rose and stated:

"All the accomplishments that were indicated of 'Papa' Lyman, I would like to say this -- that he is also an accomplished cribbage player."

Representative Anderson rose and stated:

"I was going to give him that competitive spirit of his. He has come in very late at times to our conventions at the Hawaiian Civic Club, got into the cribbage game and taken the top honors, and then walked out. Everybody said, 'He shouldn't have even played; he came late today.' And we said, 'Well, he has been a member, he has asked for a ruling and he is the champion.' So I would like to say he is a very competitive person, along with being a good businessman, and we're very, very honored to have him here today.

"Thank you."

Pikake/Ilima leis were presented to the honoree by Representative Tungpalan, to Mrs. Lyman by Representative Lindsey, and a certified copy of the resolution was presented by Representative M. Ige.

At 11:35 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "to allow us the opportunity of extending our personal aloha and greetings to 'Papa' Lyman and his most gracious wife."

The House of Representatives reconvened at 11:45 o'clock a.m.

A resolution (H.R. No. 282) commending the State of Hawaii Land Evaluation and Site Assessment (LESA) Commission, its staff, and the Legislative Reference Bureau for their work relating to the identification of important agricultural lands was jointly offered by Representatives Say, Anderson, Honda, Apo, Blair, Bunda, Cavasso, Crozier, Hagino, D.

Ige, Isbell, Kamali'i, Leong, Lindsey, Metcalf, Nakata, Onouye, Pfeil, Shito, Shon, Tajiri, Tam and Yoshimura.

On motion by Representative Say, seconded by Representative Andrews and carried, H.R. No. 282 was adopted.

A resolution (H.R. No. 283) in memory of Dr. Jeanne H. Fertil was jointly offered by Representatives Hirono, Bunda, Cachola, Crozier, Hashimoto, D. Ige, Ikeda, Isbell, Kamali'i, Kawakami, Kihano, Lardizabal, Leong, Levin, Manegdeg, Marumoto, Medeiros, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Takamine, Tam and Tungpalan.

On motion by Representative Hirono, seconded by Representative Hashimoto and carried, H.R. No. 283 was adopted by a rising vote.

By unanimous consent, the following resolutions (H.R. Nos. 275 to 280 and 284 to 322) and concurrent resolutions (H.C.R. Nos. 184 to 216) were referred to the Committee on Legislative Management and further action was deferred:

A resolution (H.R. No. 275) requesting a report concerning a comprehensive State economic development plan was jointly offered by Representatives Tam, Blair, Bunda, Cachola, Hagino, Honda, Kihano, Lardizabal, Lindsey, Manegdeg, Menor, Shon, Souki, Takamine and Taniguchi.

A resolution (H.R. No. 276) relating to malle culture was jointly offered by Representatives Takamine, Apo, Blair, Hemmings, D. Ige, Kawakami, Kihano, Lindsey, Menor, Metcalf, Oshiro, Tajiri, Tom and Tungpalan.

A resolution (H.R. No. 277) requesting the Department of Planning and Economic Development to prepare a report on the Institute of Oceanographic Sciences' planned geological survey of the seafloor within the exclusive economic zone surrounding the Hawaiian Archipelago was jointly offered by Representatives Apo and Shon.

A resolution (H.R. No. 278) requesting a study of the feasibility of reinstating the death penalty in the State of Hawaii was offered by Representative Souki.

A resolution (H.R. No. 279) requesting the Department of Health to submit a two-year plan and budget to

implement the residential facilities plan was jointly offered by Representatives Bunda, Cachola, D. Ige, Leong, Lindsey and Liu.

A resolution (H.R. No. 280) requesting a study of problems relating to the employee or independent contractor status of real estate licensees was jointly offered by Representatives Bunda, Cachola, D. Ige, Leong, Lindsey and Liu.

A resolution (H.R. No. 284) requesting a library in Makakilo was offered by Representative Crozier.

A resolution (H.R. No. 285) requesting the Department of Transportation to continue working with Castle & Cooke Inc. and Gentry Pacific Ltd. to expedite the design and construction of the H-2 Interchange in the vicinity of Mililani Cemetery Road was jointly offered by Representatives Menor, Apo, Bunda, Cavasso, Crozier, Hashimoto, Hemmings, Hirono, Honda, D. Ige, Ikeda, Isbell, Kihano, Leong, Lindsey, Liu, Metcalf, Okamura, Pfeil, Souki, Tam and Tom.

A resolution (H.R. No. 286) mandating the Department of Taxation to comply with the findings of the Legislative Auditor contained in the financial audit of the Department of Taxation completed in January 1985 was jointly offered by Representatives Ikeda, Isbell, Anderson, Kamali'i and Medeiros.

A resolution (H.R. No. 287) urging a concerted effort to maintain the federal budget appropriation for the United States Coast Guard in the State of Hawaii was jointly offered by Representatives Isbell, Apo, Cachola, Grauly, Hagino, Hemmings, Honda, D. Ige, Ikeda, Lardizabal, Leong, Liu, Marumoto, Nakata, Okamura, Pfeil, Say, Shito, Tajiri, Takamine and Tam.

A resolution (H.R. No. 288) requesting the Friends of 'Iolani Palace, with the support of the Office of Hawaiian Affairs, to coordinate with the various Hawaiian services, institutions, agencies and other organizations, the numerous activities planned in commemoration of the 150th anniversary of King Kalakaua's birth during the week of November 16, 1986 and also commending the Friends of 'Iolani Palace for their work in planning a week of festivities at 'Iolani Palace for this anniversary was jointly offered by Representatives Isbell, Kamali'i, Anderson, Apo, Cachola, Grauly, Hagino, Hemmings, Hirono, Honda, D. Ige, Ikeda,

Lardizabal, Leong, Liu, Marumoto, Nakata, Okamura, Oshiro, Pfeil, Say, Shito, Tajiri, Takamine and Tam.

A resolution (H.R. No. 289) requesting the Department of Education to examine alternative school organization structures compensation systems was jointly offered by Representatives Lindsey, D. Ige and Yoshimura.

A resolution (H.R. No. 290) requesting the Department of Education to study the contracting of bus services for excursions and other extracurricular activities was offered by Representative Taniguchi. (By request)

A resolution (H.R. No. 291) supporting the need for the Interstate H-3 Freeway project and the Hawaii Congressional Delegation's efforts to seek a Congressional remedy to allow the construction of H-3 to proceed was offered by Representative Taniguchi. (By request)

A resolution (H.R. No. 292) requesting the Department of Land and Natural Resources to conduct an in-house management study of the beach areas from St. Theresa's Church to the second ditch in Kekaha, Kauai, was jointly offered by Representatives Kawakami, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Hemmings, Hirono, Honda, D. Ige, Isbell, Kihano, Lardizabal, Lindsey, Manegdeg, Marumoto, Okamura, Say, Shon, Souki, Tam, Taniguchi, Tom and Yoshimura.

A resolution (H.R. No. 293) requesting a study on the social, economic, and revenue-generating aspects of a state-operated lottery and the Aloha State Bond program was jointly offered by Representatives Kiyabu, Anderson, Cachola, Crozier, Hashimoto, Honda, D. Ige, Isbell, Kawakami, Kihano, Lardizabal, Leong, Lindsey, Manegdeg, Nakata, Onouye, Oshiro, Pfeil, Say, Souki, Tajiri, Takamine and Taniguchi.

A resolution (H.R. No. 294) requesting the Department of Land and Natural Resources to study the feasibility of acquiring Hawaiian Electric Company's Honolulu Power Plant was jointly offered by Representatives Kiyabu, Anderson, Cachola, Crozier, Hagino, Honda, D. Ige, Isbell, Kamali'i, Kihano, Lardizabal, Leong, Lindsey, Manegdeg, Nakata, Onouye, Oshiro, Pfeil, Say, Souki and Takamine.

A resolution (H.R. No. 295) re-

questing the Department of Education to study the feasibility of developing an aerospace education program within its curriculum was jointly offered by Representatives Kiyabu, Anderson, Cachola, Crozier, Hagino, Hemmings, Honda, D. Ige, Kamali'i, Lardizabal, Leong, Lindsey, Nakata, Onouye, Oshiro, Pfeil, Say, Souki and Takamine.

A resolution (H.R. No. 296) requesting a study of strategies for alleviating the critical shortage of classrooms in public schools was jointly offered by Representatives Onouye, Anderson, Cachola, Hagino, Hashimoto, Hemmings, D. Ige, Kamali'i, Kihano, Lardizabal, Leong, Levin, Lindsey, Manegdeg, Menor, Metcalf, Nakata, Oshiro, Pfeil, Say, Tajiri, Takamine, Tam, and Tom.

A resolution (H.R. No. 297) requesting the Department of Education to conduct a study and to submit recommendations relative to class size and staffing patterns was jointly offered by Representatives Onouye, D. Ige, Lindsey, Levin, Tam, Anderson, Cachola, Hagino, Hashimoto, Hemmings, Kamali'i, Kihano, Lardizabal, Leong, Manegdeg, Metcalf, Nakata, Oshiro, Pfeil, Say, Tajiri, Tom and Yoshimura.

A resolution (H.R. No. 298) requesting the Department of Health to upgrade ambulance and emergency service in the Ka'u District of the Island of Hawaii was offered by Representative Levin.

A resolution (H.R. No. 299) requesting the State Department of Transportation to study conditions which pose hazards to athletes on the Queen Kaahumanu State Highway was jointly offered by Representatives Levin and Isbell.

A resolution (H.R. No. 300) requesting a study to promote collaboration between the Department of Education and the University of Hawaii to enhance educational decision-making was jointly offered by Representatives Levin and Lindsey.

A resolution (H.R. No. 301) requesting the University Board of Regents as well as the University President, the State Comptroller, and the Director of the Department of Budget and Finance to cooperatively establish a special University disbursement scheme was offered by Representative Levin.

A resolution (H.R. No. 302) urging the Department of Budget and Finance

to release funds for University expenditure requests if they are within appropriate budgetary ceilings and to develop policies and procedures to allow the University to make inter-departmental fund transfers was offered by Representative Levin.

A resolution (H.R. No. 303) requesting the Department of Personnel Services to develop special policies and procedures relating to University matters was offered by Representative Levin.

A resolution (H.R. No. 304) requesting the continuation of the Small Business Administration and its programs to assist small businesses was jointly offered by Representatives Say, Bunda, Hashimoto, Lindsey, Metcalf, Takamine and Taniguchi.

A resolution (H.R. No. 305) requesting a report on the status of family life education programs was offered by Representative Apo.

A resolution (H.R. No. 306) requesting the Director of Planning and Economic Development to study the feasibility of holding an ocean recreation conference in 1987 was jointly offered by Representatives Apo, Lardizabal, Taniguchi and Andrews.

A resolution (H.R. No. 307) requesting the Superintendent of Education and the Dean of the School of Education, University of Hawaii, to develop programs to recruit and retain teachers for rural areas was jointly offered by Representatives Pfeil, Anderson, Blair, Cachola, Cavasso, Crozier, Hagino, Hashimoto, Hemmings, Hirono, Honda, D. Ige, Isbell, Jones, Kamali'i, Lardizabal, Levin, Lindsey, Liu, Manegdeg, Marumoto, Mederios, Menor, Metcalf, Nakata, Onouye, Oshiro, Say, Shon, Tajiri, Tam and Taniguchi.

A resolution (H.R. No. 308) requesting the departments of Urban and Regional Planning of the University of Hawaii, Land and Natural Resources, Hawaiian Home Lands and the Office of Hawaiian Affairs to continue its efforts in fulfilling the intent and purpose of H.R. No. 304, H.D. 1, which requests a study on the feasibility of setting aside State lands for the practice of subsistence lifestyles was jointly offered by Representatives Apo, Say and Levin.

A resolution (H.R. No. 309) providing for legislative support of the implementation of an aggressive land

exchange program to facilitate the acquisition of public lands to further the goals and objectives of the Hawaiian Homes Commission was offered by Representative Say.

A resolution (H.R. No. 310) urging the four county governments of the State of Hawaii to continue to work closely with the Department of Hawaiian Home Lands to provide building permits and water meters to homestead lessees was offered by Representative Say.

A resolution (H.R. No. 311) a recommendation to support U.S. Senate Bill No. 121 and to commend its originators was offered by Representative Lindsey.

A resolution (H.R. No. 312) requesting the Department of Education to study the feasibility of establishing a permanent school security aide program in the public schools was offered by Representative Lindsey.

A resolution (H.R. No. 313) requesting the State Department of Transportation to conduct a use audit of the Ala Wai Canal and to study the impact of any future mix of commercial and recreational activities was jointly offered by Representatives Kamali'i and Taniguchi.

A resolution (H.R. No. 314) supporting the conservation district classification and the continued agricultural use of lands in Koolaupoko bounded on the East by Kionaole Road, on the South by the Koolau Range, on the West by Like-like Highway, and on the North by Ho'omaluhia Park was offered by Representative Kamali'i.

A resolution (H.R. No. 315) requesting the State Department of Land and Natural Resources to coordinate a study of and report to the State Legislature on State historic preservation standards was jointly offered by Representatives Kamali'i and Apo.

A resolution (H.R. No. 316) requesting a study on the adequacy of therapeutic care and services offered to severely multiple handicapped students of the Department of Education was offered by Representative Crozier.

A resolution (H.R. No. 317) requesting the State Policy Council to study the feasibility of expanding the Hawaii Ocean Center concept by including major ocean exhibits and displays in the actual marine en-

vironment was jointly offered by Representatives Apo and Kiyabu.

A resolution (H.R. No. 318) requesting health care providers to reimburse members for chiropractic treatment was offered by Representative Tam.

A resolution (H.R. No. 319) requesting health care providers to reimburse members for acupuncture treatment was offered by Representative Tam.

A resolution (H.R. No. 320) requesting the Department of Commerce and Consumer Affairs to conduct a study of prohibiting limitations or exclusions of implied warranties was offered by Representative Onouye.

A resolution (H.R. No. 321) requesting the State to confer with the appropriate federal agency representatives to correct the inconsistency between federal and State regulations on harvesting spiny lobsters in the Northwestern Hawaiian Islands was offered by Representative Apo.

A resolution (H.R. No. 322) requesting a report on problems of, and solutions to, the care of Hawaii's mentally retarded residents was offered by Representative Bunda.

A concurrent resolution (H.C.R. No. 184) requesting the Department of Planning and Economic Development to prepare a report on the Institute of Oceanographic Sciences' planned geological survey of the seafloor within the exclusive economic zone surrounding the Hawaiian Archipelago was jointly offered by Representatives Apo and Shon.

A concurrent resolution (H.C.R. No. 185) requesting a study of problems relating to the employee or independent contractor status of real estate licensees was jointly offered by Representatives Bunda, Cachola, D. Ige, Leong, Lindsey and Liu.

A concurrent resolution (H.C.R. No. 186) requesting a library in Makakilo was offered by Representative Crozier.

A concurrent resolution (H.C.R. No. 187) requesting the Department of Transportation to continue working with Castle & Cooke Inc. and Gentry Pacific Ltd. to expedite the design and construction of the H-2 Interchange in the vicinity of Mililani Cemetery Road was jointly offered by Representatives Menor, Apo, Bunda, Cavasso, Crozier, Hashimoto, Hem-

mings, Hirono, Honda, D. Ige, Ikeda, Isbell, Kihano, Leong, Lindsey, Liu, Metcalf, Okamura, Pfeil, Souki, Tam and Tom.

A concurrent resolution (H.C.R. No. 188) mandating the Department of Taxation to comply with the findings of the Legislative Auditor contained in the financial audit of the Department of Taxation completed in January 1985 was jointly offered by Representatives Ikeda, Isbell, Anderson, Kamali'i and Medeiros.

A concurrent resolution (H.C.R. No. 189) urging a concerted effort to maintain the federal budget appropriation for the United States Coast Guard in the State of Hawaii was jointly offered by Representatives Isbell, Apo, Cachola, Gaulty, Hagino, Hemmings, D. Ige, Ikeda, Lardizabal, Leong, Liu, Marumoto, Nakata, Okamura, Pfeil, Say, Shito, Tajiri, Takamine and Tam.

A concurrent resolution (H.C.R. No. 190) requesting the Friends of 'Iolani Palace, with the support of the Office of Hawaiian Affairs, to coordinate with the various Hawaiian services, institutions, agencies and other organizations, the numerous activities planned in commemoration of the 150th anniversary of King Kalakaua's birth during the week of November 16, 1986 and also commending the Friends of 'Iolani Palace for their work in planning a week of festivities at 'Iolani Palace for this anniversary was jointly offered by Representatives Isbell, Kamali'i, Anderson, Apo, Cachola, Gaulty, Hagino, Hemmings, Hirono, Honda, D. Ige, Ikeda, Lardizabal, Leong, Liu, Marumoto, Nakata, Okamura, Oshiro, Pfeil, Say, Shito, Tajiri, Takamine and Tam.

A concurrent resolution (H.C.R. No. 191) supporting the need for the Interstate H-3 Freeway project and the Hawaii Congressional Delegation's efforts to seek a Congressional remedy to allow the construction of H-3 to proceed was offered by Representative Taniguchi. (By request)

A concurrent resolution (H.C.R. No. 192) requesting the Department of Land and Natural Resources to conduct an in-house management study of the beach areas from St. Theresa's Church to the second ditch in Kekaha, Kauai, was jointly offered by Representatives Kawakami, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Hemmings, Hirono, Honda, D. Ige, Isbell, Kihano, Lardizabal, Lindsey, Manegdeg, Marumoto, Oka-

mura, Say, Shon, Souki, Tam, Tom and Yoshimura.

A concurrent resolution (H.C.R. No. 193) requesting a study on the social, economic, and revenue-generating aspects of a state-operated lottery and the Aloha State Bond program was jointly offered by Representatives Kiyabu, Anderson, Cachola, Crozier, Hashimoto, Honda, D. Ige, Isbell, Kamali'i, Kihano, Lardizabal, Leong, Lindsey, Manegdeg, Nakata, Onouye, Oshiro, Pfeil, Say, Souki, Tajiri, Takamine and Taniguchi.

A concurrent resolution (H.C.R. No. 194) requesting the Department of Land and Natural Resources to study the feasibility of acquiring Hawaiian Electric Company's Honolulu Power Plant was jointly offered by Representatives Kiyabu, Anderson, Cachola, Crozier, Hagino, Honda, D. Ige, Isbell, Kamali'i, Kihano, Lardizabal, Leong, Lindsey, Manegdeg, Nakata, Onouye, Oshiro, Pfeil, Say, Souki and Yoshimura.

A concurrent resolution (H.C.R. No. 195) requesting a study of strategies for alleviating the critical shortage of classrooms in public schools was jointly offered by Representatives Onouye, Anderson, Cachola, Hagino, Hashimoto, Hemmings, D. Ige, Kamali'i, Kihano, Lardizabal, Leong, Levin, Lindsey, Manegdeg, Menor, Metcalf, Nakata, Oshiro, Pfeil, Say, Tajiri, Takamine, Tam and Tom.

A concurrent resolution (H.C.R. No. 196) requesting the Department of Education to conduct a study and to submit recommendations relative to class size and staffing patterns was jointly offered by Representatives Onouye, D. Ige, Lindsey, Levin, Tam, Anderson, Cachola, Hagino, Hashimoto, Hemmings, Kamali'i, Kihano, Lardizabal, Leong, Manegdeg, Menor, Metcalf, Nakata, Oshiro, Pfeil, Say, Tajiri, Takamine and Tom.

A concurrent resolution (H.C.R. No. 197) requesting the Department of Education to study the feasibility of developing an aerospace education program within its curriculum was jointly offered by Representatives Kiyabu, Anderson, Cachola, Crozier, Hagino, Hemmings, Honda, D. Ige, Kamali'i, Lardizabal, Leong, Lindsey, Onouye, Oshiro, Pfeil, Say, Souki and Takamine.

A concurrent resolution (H.C.R. No. 198) requesting a study of the feasibility of establishing an "Aloha

State Bond" was jointly offered by Representatives Kawakami, Lardizabal, Apo, Blair, Bunda, Cachola, Crozier, Hemmings, Hirono, D. Ige, Isbell, Kihano, Lindsey, Manegdeg, Marumoto, Okamura, Onouye, Say, Souki, Tam, Taniguchi and Tom.

A concurrent resolution (H.C.R. No. 199) requesting the continuation of the Small Business Administration and its programs to assist small businesses was jointly offered by Representatives Say, Bunda, Hashimoto, Lindsey, Metcalf, Takamine and Taniguchi.

A concurrent resolution (H.C.R. No. 200) requesting a report on the status of family life education programs was offered by Representative Apo.

A concurrent resolution (H.C.R. No. 201) requesting the Director of Planning and Economic Development to study the feasibility of holding an ocean recreation conference in 1987 was jointly offered by Representatives Apo, Lardizabal, Taniguchi and Andrews.

A concurrent resolution (H.C.R. No. 202) urging the four county governments of the State of Hawaii to continue to work closely with the Department of Hawaiian Home Lands to provide building permits and water meters to homestead lessees was offered by Representative Say.

A concurrent resolution (H.C.R. No. 203) providing for legislative support of the implementation of an aggressive land exchange program to facilitate the acquisition of public lands to further the goals and objectives of the Hawaiian Homes Commission was offered by Representative Say.

A concurrent resolution (H.C.R. No. 204) a recommendation to support U.S. Senate Bill No. 121 and to commend its originators was offered by Representative Lindsey.

A concurrent resolution (H.C.R. No. 205) requesting the Department of Education to study the feasibility of establishing a permanent school security aide program in the public schools was offered by Representative Lindsey.

A concurrent resolution (H.C.R. No. 206) requesting the State Department of Transportation to conduct a use audit of the Ala Wai Canal and to study the impact of any future mix of commercial and recreational

activities was jointly offered by Representatives Kamali'i and Tani-guchi.

A concurrent resolution (H.C.R. No. 207) supporting the conservation district classification and the continued agricultural use of lands in Koolaupoko bounded on the East by Kionaole Road, on the South by the Koolau Range, on the West by Like-like Highway, and on the North by Ho'omaluhia Park was offered by Representative Kamali'i.

A concurrent resolution (H.C.R. No. 208) requesting the appointment of a special interim committee to select a site for a convention center was offered by Representative Lardizabal.

A concurrent resolution (H.C.R. No. 209) requesting the UH School of Travel Industry Management to develop multi-purpose tourism audio-visual materials was offered by Representative Lardizabal.

A concurrent resolution (H.C.R. No. 210) requesting a study on the adequacy of therapeutic care and services offered to severely multiple handicapped students of the Department of Education was offered by Representative Crozier.

A concurrent resolution (H.C.R. No. 211) requesting the State Policy County to study the feasibility of expanding the Hawaii Ocean Center concept by including major ocean exhibits and displays in the actual marine environment was jointly offered by Representatives Apo and Kiyabu.

A concurrent resolution (H.C.R. No. 212) requesting the State Department of Land and Natural Resources to coordinate a study of and report to the State Legislature on State historic preservation standards was jointly offered by Representatives Kamali'i and Apo.

A concurrent resolution (H.C.R. No. 213) requesting health care providers to reimburse members for chiropractic treatment was offered by Representative Tam.

A concurrent resolution (H.C.R. No. 214) requesting health care providers to reimburse members for acupuncture treatment was offered by Representative Tam.

A concurrent resolution (H.C.R. No. 215) requesting the Department of Commerce and Consumer Affairs to conduct a study of prohibiting limitations or exclusions of implied

warranties was offered by Representative Onouye.

A concurrent resolution (H.C.R. No. 216) requesting a report on problems of, and solutions to, the care of Hawaii's mentally retarded residents was offered by Representative Bunda.

ANNOUNCEMENTS

Representative Nakata: "Your Committee on Agriculture will be holding a hearing tomorrow morning at 9:00 a.m. in Room 435. Decision-making to follow."

Representative Cachola: "Your Committee on Housing, jointly with your Committee on Consumer Protection and Commerce, will be holding a public hearing tomorrow at 9:00 a.m. in Room 314 to discuss certain resolutions. Decision-making will follow after if time permits."

Representative Kiyabu requested waiver of the 48-hour notice for hearings on all resolutions referred to Finance and the Chair "so ordered."

Representative Kiyabu: "Your Committee on Finance will hold a public hearing this afternoon at 1:30 p.m. on several resolutions. Decision-making to follow."

The Chair then said:

"The Chair will appoint some of the conferees and we will complete all of that sometime today and submit it to the respective offices."

APPOINTMENT OF CONFERENCE COMMITTEES

In accordance with the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 105, HD 1 (SD 1), and the request for a conference on the subject matter of said amendments, the Chair appointed Representatives Tom, Chairman; Apo, Hashimoto, Metcalf and Medeiros as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 832, HD 1 (SD 1), and the request for a conference on the subject matter of said amendments, the Chair appointed Representatives Say, Chairman; Crozier, Tajiri, Honda and Pfeil as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 100, HD 1 (SD 2), and the request for a conference on the subject matter of said amendments, the Chair appointed Representatives Tom and Menor, Co-Chairmen; Blair, Metcalf and Medeiros as Managers on the part of the House at such conference.

At 11:51 o'clock a.m., Representative Kiyabu asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:57 o'clock a.m.

ANNOUNCEMENTS

Chair: "A meeting has been scheduled for H.B. No. 100, HD 1, SD 2, relating to the Penal Code amendments for tomorrow morning."

Representative Ikeda rose on a point of information and asked:

"Doesn't the 48-hour notice also apply to Conference Committees?"

The Chair answered:

"Yes, it does."

Representative Ikeda: "Then I believe a waiver is in order."

The Chair answered:

"Yes, it will be made. You are correct."

Representative Tom then rose and requested waiver of the 48-hour notice for hearings on H.B. Nos. 105, HD 1, SD 1 and 100, HD 1, SD 2; S.B. Nos. 8, SD 1, HD 1; 2038-86, SD 1, HD 1; and 2290-86, SD 1, HD 2, and the Chair "so ordered."

Representative Tom: "There will be a Conference Committee meeting this afternoon at 1:30 in Senate Conference Room No. 4 on all of the four bills except for House Bill 100, Penal Code, which will be tomorrow at 9:00 a.m., House Conference Room 328. That would be on House Bill 100, HD 1, SD 2, on the Penal Code."

Representative Say requested waiver of the 48-hour notice for hearings on H.B. No. 832, HD 1, SD 1, and the Chair "so ordered."

Representative Say: "The Conference will be meeting tomorrow afternoon at 5:00 p.m. in Room 314."

The Chair then said:

"All of the conferees on the part of the House for those bills that will remain in disagreement will be appointed by this afternoon."

ADJOURNMENT

At 12:01 o'clock p.m., on motion by Representative Kawakami, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m. tomorrow, Wednesday, April 9, 1986.

FIFTY-THIRD DAY

Wednesday, April 9, 1986

The House of Representatives of the Thirteenth Legislature of the State of Hawaii, Regular Session of 1986, convened at 11:10 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Gary Peterson, Associate Pastor of the Kailua United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Blair, Hagino, Menor, Tom and Yoshimura who were excused.

By unanimous consent, reading of the Journal of the House of Representatives was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 116 to 130) were read by the Clerk and were placed on file.

A message from the Governor (Gov. Msg. No. 116) informing the House that on March 18, 1986, he signed the following bills into law:

House Bill No. 107 as Act 3, entitled: "A BILL FOR AN ACT RELATING TO STATE WARRANTS."

House Bill No. 2022-86 as Act 4, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

A message from the Governor (Gov. Msg. No. 117) informing the House that on March 24, 1986, he signed the following bills into law:

Senate Bill No. 1641-86 as Act 5, entitled: "A BILL FOR AN ACT RELATING TO BREEDING OF ANIMALS IN QUARANTINE."

Senate Bill No. 1648-86 as Act 6, entitled: "A BILL FOR AN ACT RELATING TO COOPERATION WITH FEDERAL AUTHORITIES."

Senate Bill No. 1649-86 as Act 7, entitled: "A BILL FOR AN ACT RELATING TO DISPOSAL OF TUBERCULOUS ANIMALS."

A message from the Governor

(Gov. Msg. No. 118) informing the House that on April 5, 1986, he signed the following bills into law:

Senate Bill No. 1647-86 as Act 8, entitled: "A BILL FOR AN ACT RELATING TO HARBORING MONGOOSE."

House Bill No. 2046-86 as Act 9, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES."

House Bill No. 2104-86 as Act 10, entitled: "A BILL FOR AN ACT RELATING TO HEALTH."

A message from the Governor (Gov. Msg. No. 119) transmitting sixty copies of the "Report on State Positions Assigned to Ranges SC-1, SC-2 and SC-3," in compliance with Section 77-13, Sub-section (d) as amended, Hawaii Revised Statutes. Noted in the Report is the effect of Act 254, SLH 1980, which authorizes a separate compensation plan for managerial white collar positions.

A message from the Governor (Gov. Msg. No. 120) transmitting sixty copies of the report, "School Hour Change Study," prepared as requested by Senate Resolution No. 109, SD1, 1985.

A message from the Governor (Gov. Msg. No. 121) transmitting sixty copies of the State's C.I.P. Status Report - Construction Summary prepared by the Department of Planning and Economic Development.

A message from the Governor (Gov. Msg. No. 122) transmitting sixty copies of The Natural Energy Laboratory of Hawaii 1985 Annual Report, pursuant to Section 227-3, Hawaii Revised Statutes.

A message from the Governor (Gov. Msg. No. 123) transmitting sixty copies of the "Supplement to 1986 Report on Claims for Legislative Relief," prepared by the Department of the Attorney General pursuant to section 37-77, Hawaii Revised Statutes.

A message from the Governor (Gov. Msg. No. 124) transmitting copies of the reports, State Activities to Implement Priority Guidelines of The Hawaii State Plan, February 1986, and County Activities to Implement Priority Guidelines of the Hawaii State Plan, February, 1986. These reports are separate attachments to the State

Plan Policy Council Progress Report on Activities Conducted in Furtherance of the Hawaii State Plan, January 1986. The attached reports describe activities which State and County agencies have undertaken to implement Priority Guidelines, Part III of the Hawaii State Plan. The Priority Guidelines identify those areas which require immediate public attention. The reports were prepared by the Department of Planning and Economic Development with the assistance of other State and County agencies. The reports provide a useful capsule overview of activities undertaken to meet statewide policy priorities.

A message from the Governor (Gov. Msg. No. 125) transmitting sixty copies of both the majority and minority reports of the Governor's Advisory Committee on Insurance Capacity.

A message from the Governor (Gov. Msg. No. 126) requesting the attached House Concurrent Resolution be heard and acted upon by the House during the session. The purpose of the HCR is to solicit legislative support for the development plan and plan provisions regarding the creation of a "living" or "live-in" park, as meeting with legislative intent expressed in previous sessions of the legislature.

A message from the Governor (Gov. Msg. No. 127) transmitting for introduction a draft of a House Concurrent Resolution authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Kewalo Basin, Honolulu, Hawaii, for the purpose of constructing, operating and maintaining a shipyard facility at Kewalo Basin, Honolulu, Hawaii.

A message from the Governor (Gov. Msg. No. 128) transmitting for introduction a draft of a House Concurrent Resolution authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Pier 41, Honolulu Harbor, Oahu, Hawaii, for the purpose of constructing, operating and maintaining a shipyard facility at Pier 41, Honolulu Harbor, Oahu, Hawaii.

A message from the Governor (Gov. Msg. No. 129) transmitting for introduction a draft of a House Concurrent Resolution authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at

Ala Wai Small Boat Harbor, Honolulu, Hawaii, for the purpose of constructing, operating and maintaining a marine facility at Ala Wai Small Boat Harbor, Honolulu, Hawaii.

A message from the Governor (Gov. Msg. No. 130) transmitting for introduction a House Concurrent Resolution authorizing the Department of Transportation to dispose by way of a lease, certain State fast and submerged and tidal lands situated at Keehi Lagoon, Oahu, Hawaii, for the purpose of constructing, operating and maintaining a marina facility at Keehi Lagoon, Oahu, Hawaii.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 481 to 488) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 481) returning House Bill No. 1803-86, HD1, which passed Third Reading in the Senate on April 7, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 482) returning House Bill No. 1903-86, HD1, which passed Third Reading in the Senate on April 7, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 483) returning House Bill No. 2037-86, HD1, which passed Third Reading in the Senate on April 7, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 484) returning House Bill No. 2354-86, HD1, which passed Third Reading in the Senate on April 7, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 485) returning House Bill No. 2375-86 which passed Third Reading in the Senate on April 7, 1986, was placed on file.

A communication from the Senate (Sen. Com. No. 486) advising the House of a change in the Senate communication dated April 3, 1986, with reference to Senate Bill No. 1780-86, SD1, HD2, the name of Senator Chang should be deleted and replaced by the name of Senator Toguchi, was placed on file.

A communication from the Senate (Sen. Com. No. 487) advising the House of a change in the Senate communication dated April 7, 1986, with reference to Senate Bill No. 303,

SD1, HD1, the name of Senator Toguchi should be deleted and replaced by the name of Senator Abercrombie, was placed on file.

A communication from the Senate (Sen. Com. No. 488) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to the following House Bills and the request for a conference on the subject of said amendments, the President has, on April 8, 1986, appointed Managers on the part of the Senate for the consideration of said amendments as follows, was placed on file.

In accordance therewith, the Chair appointed the following Managers on the part of the House for the consideration of said amendments to the House Bills hereafter named, as follows:

H.B. No. 26, HD1, SD1:

Senate Conferees: Senators Cayetano, Chairman; Toguchi, Chang and A. Kobayashi.

House Conferees: Representatives Shito/Tom, Co-Chairmen; Apo, Hashimoto and Medeiros.

H.B. No. 82, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Machida, Aki and A. Kobayashi.

House Conferees: Representatives Apo/Kiyabu, Co-Chairmen; Cachola, Nakata, Souki and Isbell.

H.B. No. 100, HD1, SD2:

Senate Conferees: Senators Chang, Chairman; Cayetano, Cobb, Kuroda and George.

H.B. No. 105, HD1, SD1:

Senate Conferees: Senators Chang, Chairman; Cobb and A. Kobayashi.

H.B. No. 122, HD1, SD2:

Senate Conferees: Senators Chang, Chairman; Abercrombie and A. Kobayashi.

House Conferees: Representatives Tom, Chairman; Hirono, Metcalf, Taniguchi and Medeiros.

H.B. No. 167, HD1, SD1:

Senate Conferees: Senators Aki, Chairman; Matsuura and Soares.

House Conferees: Representatives

Andrews, Chairman; Honda, Metcalf, Tajiri and Pfeil.

H.B. No. 172, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Matsuura and George.

House Conferees: Representatives Bunda, Chairman; Hashimoto, Kihano, Leong, Lindsey and Liu.

H.B. No. 326, HD1, SD1:

Senate Conferees: Senators Chang, Chairman; Kuroda and George.

House Conferees: Representatives Tom, Chairman; Blair, Metcalf, Tungpalan and Jones.

H.B. No. 381, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Cayetano and George.

House Conferees: Representatives Souki/Tom, Co-Chairmen; Andrews, Manegdeg, Menor, Metcalf, Oshiro, Takamine, Anderson and Medeiros.

H.B. No. 393, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Toguchi, Solomon and A. Kobayashi.

House Conferees: Representatives Kiyabu/Lindsey, Co-Chairmen; D. Ige, Lardizabal, Nakata, Say, Takamine, Yoshimura, Kamali'i and Pfeil.

H.B. No. 526, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Hagino, Aki and Soares.

House Conferees: Representatives Say/Shito/Kiyabu, Co-Chairmen; Kihano, Souki, Tajiri and Anderson.

H.B. No. 692, HD1, SD1:

Senate Conferees: Senators Chang, Chairman; Kawasaki and George.

H.B. No. 1316, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi and Henderson.

H.B. No. 1388, HD1, SD1:

Senate Conferees: Senators Chang, Chairman; Cayetano and George.

House Conferees: Representatives Shito, Chairman; Apo, Bunda, Hashi-

moto, Tom and Liu.

H.B. No. 1488, SD1:

Senate Conferees: Senators Chang, Chairman; Kuroda and A. Kobayashi.

H.B. No. 1493, SD3:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Cayetano and George.

House Conferees: Representatives Tom, Chairman; Hirono, Metcalf, Taniguchi and Medeiros.

H.B. No. 1663-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Holt, Abercrombie and A. Kobayashi.

House Conferees: Representatives Kiyabu/Levin/Grauly, Co-Chairmen; Hirono, D. Ige, Lardizabal, Leong, Nakasato, Onouye, Pfeil, Shon, Souki, Tajiri, Isbell and Liu.

H.B. No. 1665-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Holt, Abercrombie and A. Kobayashi.

House Conferees: Representatives Kiyabu/Levin, Co-Chairmen; Cachola, Crozier, Onouye, Say, Shon, Tajiri, Yoshimura, Anderson and Hemmings.

H.B. No. 1666-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Toguchi, Holt and Soares.

House Conferees: Representatives Kiyabu/Levin, Co-Chairmen; Cachola, Crozier, Leong, Lindsey, Onouye, Shon, Isbell and Pfeil.

H.B. No. 1672-86, HD1, SD1:

Senate Conferees: Senators Machida, Chairman, Yamasaki and A. Kobayashi.

H.B. No. 1680-86, HD1, SD1:

Senate Conferees: Senators Chang, Chairman; Abercrombie and A. Kobayashi.

House Conferees: Representatives Grauly/Tom, Co-Chairmen; Hirono, D. Ige, Leong, Menor, Metcalf, Tungpalan, Jones and Liu.

H.B. No. 1687-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Young, Aki and A. Kobayashi.

House Conferees: Representatives Hashimoto/Kiyabu, Co-Chairmen; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell, Kamali'i and Jones.

H.B. No. 1688-86, HD1, SD2:

Senate Conferees: Senators Chang, Chairman; B. Kobayashi and George.

House Conferees: Representatives Tom, Chairman; Hashimoto, Metcalf, Taniguchi and Medeiros.

H.B. No. 1691-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Cayetano and George.

House Conferees: Representatives Kiyabu/Tom, Co-Chairmen; Apo, Hirono, Lardizabal, Metcalf, Souki, Tajiri, Anderson and Medeiros.

H.B. No. 1692-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Mizuguchi, Machida, Matsuura, Chang, Cobb, Cayetano and Henderson.

House Conferees: Representatives Tom/Bunda, Chairmen; Hashimoto, Hirono, Kiyabu, Metcalf, Shito, Taniguchi, Cavasso and Medeiros.

H.B. No. 1694-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Cobb and A. Kobayashi.

House Conferees: Representatives Kiyabu/Shito, Co-Chairmen; Bunda, Hirono, Kihano, Souki, Tajiri, Taniguchi, Tom, Isbell and Liu.

H.B. No. 1695-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

House Conferees: Representatives Shito, Chairman; Apo, Hashimoto, Hirono, Metcalf and Medeiros.

H.B. No. 1697-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Solomon, Hagino, Machida and Soares.

House Conferees: Representatives Kiyabu/Honda, Co-Chairmen; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 1706-86, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; B. Kobayashi, Matsuura and George.

House Conferees: Representatives Kiyabu/Andrews, Co-Chairmen; Crozier, Nakata, Tajiri and Kamali'i.

H.B. No. 1727-86, HD1, SD1:

Senate Conferees: Senators Cayetano, Chairman; B. Kobayashi and George.

H.B. No. 1740-86, HD2, SD1:

Senate Conferees: Senators Chang, Chairman; Young and George.

House Conferees: Representatives Tom, Chairman; Blair, Metcalf, Taniguchi and Liu.

H.B. No. 1741-86, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Mizuguchi, Fernandes-Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares.

House Conferees: Representatives Kiyabu, Chairman; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 1764-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Mizuguchi, Hagino, Machida and A. Kobayashi.

House Conferees: Representatives Bunda/Kiyabu, Co-Chairmen; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell, Kamali'i, Hashimoto, Hirono and Liu.

H.B. No. 1815-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Kuroda, Cayetano and George.

H.B. No. 1826-86, HD1, SD1:

Senate Conferees: Senators Kawasaki, Chairman; Hee, Fernandes-Salling and Soares.

H.B. No. 1829-86, SD1:

Senate Conferees: Senators Kawasaki, Chairman; Hee, Fernandes-Salling and Soares.

H.B. No. 1855-86, HD1, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Henderson.

H.B. No. 1856-86, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Mizuguchi, Fernandes-Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares.

House Conferees: Representatives Kiyabu, Chairman; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 1857-86, HD2, SD1:

Senate Conferees: Senators Chang, Chairman; Aki and George.

House Conferees: Representatives Souki/Tungpalan/Metcalf, Co-Chairmen; Lardizabal, Leong, Takamine, Anderson and Jones.

H.B. No. 1869-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

H.B. No. 1870-86, HD1, SD1:

Senate Conferees: Senators Aki, Chairman; Fernandes-Salling and Henderson.

House Conferees: Representatives Andrews/Say, Co-Chairmen; Crozier, Shon, Tajiri and Kamali'i.

H.B. No. 1878-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Kawasaki, Fernandes-Salling and Henderson.

H.B. No. 1898-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Aki, Machida and A. Kobayashi.

House Conferees: Representatives Tungpalan/Kiyabu, Co-Chairmen; Crozier, Lardizabal, Leong and Anderson.

H.B. No. 1905-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

H.B. No. 1906-86, HD1, SD1:

Senate Conferees: Senators Cobb,

Chairman; Kuroda and Henderson.

H.B. No. 1907-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Matsuura and A. Kobayashi.

House Conferees: Representatives Shito, Chairman; Bunda, Menor, Metcalf and Medeiros.

H.B. No. 1908-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

House Conferees: Representatives Shito, Chairman; Andrews, Hirono, Tungpalan and Medeiros.

H.B. No. 1913-86, HD1, SD1:

Senate Conferees: Senators Young, Chairman; Cobb and George.

H.B. No. 1940-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi and Henderson.

H.B. No. 1941-86, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi and A. Kobayashi.

House Conferees: Representatives Shito, Chairman; Andrews, Blair, Tungpalan and Liu.

H.B. No. 1942-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kawasaki and A. Kobayashi.

House Conferees: Representatives Shito/Kiyabu, Co-Chairmen; Blair, Bunda, Hirono, Oshiro, Souki, Tajiri, Anderson and Liu.

H.B. No. 1945-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Kuroda and A. Kobayashi.

House Conferees: Representatives Shito, Chairman; Andrews, Hirono, Metcalf and Medeiros.

H.B. No. 1946-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Matsuura and A. Kobayashi.

House Conferees: Representatives Shito, Chairman; Hirono, Metcalf,

Taniguchi and Medeiros.

H.B. No. 1951-86, HD1, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Kawasaki and A. Kobayashi.

H.B. No. 1961-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Mizuguchi, Fernandes-Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares.

House Conferees: Representatives Kiyabu/Tom, Co-Chairmen; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 1967-86, HD1, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Soares.

H.B. No. 1969-86, HD1, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Soares.

H.B. No. 1970-86, HD2, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Henderson.

H.B. No. 1971-86, HD1, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Henderson.

H.B. No. 1974-86, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Henderson.

H.B. No. 1976-86, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Henderson.

H.B. No. 1983-86, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Soares.

H.B. No. 1984-86, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Soares.

H.B. No. 1990-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Chang and Henderson.

House Conferees: Representatives

Kiyabu/Tom, Co-Chairmen; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 1995-86, HD1, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Machida and George.

H.B. No. 1998-86, HD1, SD1:

Senate Conferees: Senators Cayetano, Chairman; Toguchi and George.

House Conferees: Representatives Taniguchi, Chairman; Nakasato, Oshiro, Takamine and Medeiros.

H.B. No. 1999-86, HD1, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Matsuura and George.

H.B. No. 2000-86, HD1, SD1:

Senate Conferees: Senators Abercrombie, Chairman; Hee and A. Kobayashi.

House Conferees: Representatives Grauly/Souki, Co-Chairmen; Crozier, Hirono, Kihano, Leong, Nakata, Oshiro, Anderson and Liu.

H.B. No. 2001-86, HD1, SD1:

Senate Conferees: Senators Abercrombie, Chairman; Cayetano and Henderson.

H.B. No. 2002-86, HD1, SD1:

Senate Conferees: Senators Abercrombie, Chairman; Cayetano and Henderson.

H.B. No. 2003-86, HD1, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Machida and A. Kobayashi.

H.B. No. 2007-86, HD1, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Matsuura and George.

H.B. No. 2010-86, SD1:

Senate Conferees: Senators Machida, Chairman; Abercrombie and Henderson.

H.B. No. 2011-86, HD1, SD1:

Senate Conferees: Senators Machida, Chairman; Holt and A. Kobayashi.

House Conferees: Representatives

Tungpalan/Kiyabu, Co-Chairmen; Lardizabal, Oshiro, Souki and Kamali'i.

H.B. No. 2013-86, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Aki and Soares.

H.B. No. 2014-86, HD1, SD1:

Senate Conferees: Senators Aki, Chairman; Holt and Henderson.

H.B. No. 2023-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Aki, Matsuura and Henderson.

House Conferees: Representatives Say/Souki, Co-Chairmen; Honda, Nakata, Shon and Kamali'i.

H.B. No. 2024-86, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Aki, A. Kobayashi and Young.

H.B. No. 2026-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; McMurdo and Henderson.

House Conferees: Representatives Shito/Souki, Co-Chairmen; Lardizabal, Manegdeg, Tajiri and Kamali'i.

H.B. No. 2027-86, SD1:

Senate Conferees: Senators Aki, Chairman; Hagino and Soares.

H.B. No. 2032-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and A. Kobayashi.

H.B. No. 2033-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Young and Henderson.

H.B. No. 2035-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Matsuura, McMurdo and A. Kobayashi.

H.B. No. 2036-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and A. Kobayashi.

H.B. No. 2038-86, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Matsuura and A. Kobayashi.

H.B. No. 2039-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

H.B. No. 2042-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Matsuura and A. Kobayashi.

H.B. No. 2044-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

H.B. No. 2047-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kawasaki, McMurdo and A. Kobayashi.

House Conferees: Representatives Shito, Chairman; Apo, Blair, Bunda and Jones.

H.B. No. 2048-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kawasaki and A. Kobayashi.

H.B. No. 2049-86, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Kuroda and A. Kobayashi.

H.B. No. 2051-86, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Matsuura, McMurdo and Henderson.

H.B. No. 2054-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

H.B. No. 2060-86, HD1, SD1:

Senate Conferees: Senators Cayetano, Chairman; B. Kobayashi and George.

H.B. No. 2062-86, HD2, SD1:

Senate Conferees: Senators Cobb, Chairman; Matsuura, Kuroda and McMurdo.

H.B. No. 2069-86, HD1, SD1:

Senate Conferees: Senators Abercrombie, Chairman; Hee and A. Kobayashi.

House Conferees: Representatives Graulty, Chairman; Cachola, Kihano, Leong and Liu.

H.B. No. 2074-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi and A. Kobayashi.

H.B. No. 2102-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Aki, Holt and Soares.

H.B. No. 2103-86, HD1, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Machida and A. Kobayashi.

H.B. No. 2105-86, HD1, SD1:

Senate Conferees: Senators Aki, Chairman; Kawasaki and Henderson.

H.B. No. 2108-86, HD1, SD1:

Senate Conferees: Senators Matsuura, Chairman; Aki and Soares.

H.B. No. 2109-86, HD1, SD1:

Senate Conferees: Senators Aki, Chairman; Mizuguchi and Henderson.

H.B. No. 2111-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and A. Kobayashi.

H.B. No. 2112-86, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Matsuura and A. Kobayashi.

H.B. No. 2114-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and A. Kobayashi.

H.B. No. 2116-86, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi, Matsuura and A. Kobayashi.

H.B. No. 2117-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Abercrombie, B. Kobayashi, McMurdo, Chang, Matsuura and A. Kobayashi.

House Conferees: Representatives Levin/Shito, Co-Chairmen; Bunda, Hagino, D. Ige, Onouye, Tungpalan, Hemmings and Jones.

H.B. No. 2119-86, HD1, SD1:

Senate Conferees: Senators Young, Chairman; Hee and A. Kobayashi.

H.B. No. 2122-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Young, Aki and George.

House Conferees: Representatives
Hashimoto/Kiyabu, Co-Chairmen;
Kihano, Leong and Liu.

H.B. No. 2123-86, SD1:

Senate Conferees: Senators Young,
Chairman; McMurdo and George.

H.B. No. 2129-86, HD1, SD1:

Senate Conferees: Senators Aki,
Chairman; Yamasaki and Soares.

H.B. No. 2138-86, HD1, SD1:

Senate Conferees: Senators Yama-
saki, Chairman; Holt, Abercrombie
and George.

H.B. No. 2142-86, HD1, SD1:

Senate Conferees: Senators Cobb,
Chairman; Kawasaki, Matsuura and
Henderson.

H.B. No. 2158-86, SD1:

Senate Conferees: Senators Chang,
Chairman; Cobb and George.

House Conferees: Representatives
Tom, Chairman; Hashimoto, Menor,
Metcalf and Medeiros.

H.B. No. 2166-86, HD1, SD1:

Senate Conferees: Senators Toguchi,
Chairman; Fernandes-Salling and A.
Kobayashi.

House Conferees: Representatives
Lindsey/Grauly/Souki, Co-Chairmen;
Cachola, D. Ige, Leong, Manegdeg,
Kamali'i and Pfeil.

H.B. No. 2168-86, HD1, SD1:

Senate Conferees: Senators Aki,
Chairman; Young and Henderson.

H.B. No. 2170-86, SD2:

Senate Conferees: Senators Chang,
Chairman; Cayetano and George.

House Conferees: Representatives
Bunda/Tom, Co-Chairmen; Andrews,
Blair, Cachola, Leong, Lindsey,
Metcalf, Cavasso and Jones.

H.B. No. 2189-86, HD1, SD1:

Senate Conferees: Senators Cobb,
Chairman; B. Kobayashi, Matsuura
and A. Kobayashi.

House Conferees: Representatives
Bunda, Chairman; Hashimoto, Metcalf,
Taniguchi and Jones.

H.B. No. 2191-86, HD1, SD1:

Senate Conferees: Senators Cobb,
Chairman; McMurdo and A. Kobayashi.

H.B. No. 2192-86, HD1, SD1:

Senate Conferees: Senators Cobb,
Chairman; Kuroda and A. Kobayashi.

House Conferees: Representatives
Taniguchi/Shito, Co-Chairmen; Maneg-
deg, Oshiro and Medeiros.

H.B. No. 2193-86, SD1:

Senate Conferees: Senators Cobb,
Chairman; B. Kobayashi and Hender-
son.

H.B. No. 2194-86, SD1:

Senate Conferees: Senators Cobb,
Chairman; McMurdo and A. Kobayashi.

H.B. No. 2201-86, HD1, SD1:

Senate Conferees: Senators Yama-
saki, Chairman; Machida, B. Kobaya-
shi and A. Kobayashi.

House Conferees: Representatives
Say/Kiyabu, Co-Chairmen; Andrews,
Crozier, Kihano, Manegdeg, Isbell
and Pfeil.

H.B. No. 2202-86, HD1, SD1:

Senate Conferees: Senators Matsu-
ura, Chairman; Aki and Soares.

House Conferees: Representatives
Andrews/Say, Co-Chairmen; Metcalf,
Tajiri, Tam and Pfeil.

H.B. No. 2216-86, SD1:

Senate Conferees: Senators Cobb,
Chairman; Matsuura and A. Kobayashi.

H.B. No. 2217-86, SD1:

Senate Conferees: Senators Cobb,
Chairman; Kuroda and Henderson.

H.B. No. 2219-86, HD2, SD2:

Senate Conferees: Senators Yama-
saki, Chairman; Abercrombie, Hee
and Henderson.

House Conferees: Representatives
Kiyabu, Chairman; Crozier, Kihano,
Leong and Anderson.

H.B. No. 2221-86, HD2, SD2:

Senate Conferees: Senators Yama-
saki, Chairman; Chang, Abercrombie
and A. Kobayashi.

House Conferees: Representatives
Kiyabu/Tom, Co-Chairmen; Blair,
Crozier, Hirono, Manegdeg, Metcalf,

Souki, Kamali'i and Medeiros.

H.B. No. 2238-86, HD2, SD1:

Senate Conferees: Senators Cobb, Chairman; Abercrombie, McMurdo and A. Kobayashi.

H.B. No. 2246-86, HD2, SD1:

Senate Conferees: Senators Abercrombie, Chairman; Hee and A. Kobayashi.

House Conferees: Representatives Gaulty/Kiyabu Co-Chairmen; Cachola, D. Ige, Leong and Liu.

H.B. No. 2273-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Solomon, Hagino and Soares.

H.B. No. 2280-86, HD2, SD1:

Senate Conferees: Senators Machida, Chairman; Holt and A. Kobayashi.

House Conferees: Representatives Souki/Tungpalan, Co-Chairmen; Manegdeg, Oshiro, Takamine, Anderson and Medeiros.

H.B. No. 2282-86, SD1:

Senate Conferees: Senators Solomon, Chairman; Hagino and Soares.

House Conferees: Representatives Andrews, Chairman; Crozier, Hagino, Metcalf and Kamali'i.

H.B. No. 2284-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; B. Kobayashi, Machida and A. Kobayashi.

House Conferees: Representatives Andrews/Souki, Co-Chairmen; Apo, Crozier, Nakata, Shon, Tajiri, Isbell and Pfeil.

H.B. No. 2337-86, HD2, SD1:

Senate Conferees: Senators Chang, Chairman; Cayetano and George.

H.B. No. 2348-86, HD1, SD1:

Senate Conferees: Senators Cayetano, Chairman; Cobb, Machida and Soares.

House Conferees: Representatives Taniguchi, Chairman; Manegdeg, Oshiro and Hemmings.

H.B. No. 2373-86, HD1, SD1:

Senate Conferees: Senators Chang, Chairman; Young and George.

House Conferees: Representatives Tom, Chairman; Blair, Hirono, Metcalf and Medeiros.

H.B. no. 2412-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Kuroda, Solomon, Hee and A. Kobayashi.

House Conferees: Representatives Souki/Levin, Co-Chairmen, Cachola, Hagino, Lindsey, Nakata, Shon, Takamine, Cavasso and Kamali'i.

H.B. No. 2424-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Matsuura and Henderson.

H.B. No. 2425-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and A. Kobayashi.

H.B. No. 2427-86, SD1:

Senate Conferees: Senators Machida, Chairman; Abercrombie and A. Kobayashi.

H.B. No. 2468-86, HD2, SD2:

Senate Conferees: Senators Chang, Chairman; Aki and A. Kobayashi.

House Conferees: Representatives Say/Tom/Kiyabu, Co-Chairmen; Apo, Crozier, Souki, Tajiri, Jones and Kamali'i.

H.B. No. 2495-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Aki, Machida and A. Kobayashi.

House Conferees: Representatives Shito/Kiyabu, Co-Chairmen; Bunda, Crozier, Oshiro, Souki and Anderson.

H.B. No. 2501-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Young, Aki and George.

House Conferees: Representatives Hashimoto/Kiyabu/Shito, Co-Chairmen; Kihano and Liu.

H.B. No. 2513-86, HD2, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Matsuura, Solomon, Kawasaki and A. Kobayashi.

House Conferees: Representatives Andrews/Bunda/Hashimoto, Co-Chairmen; Honda and Isbell.

H.B. No. 2525-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Cayetano, Chang, Matsuura, Yamasaki, B. Kobayashi and Henderson.

House Conferees: Representatives Shito, Chairman; Blair, Bunda, Hashimoto, Metcalf and Liu.

H.B. No. 2549-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Mizuguchi, Machida, Cobb and A. Kobayashi.

House Conferees: Representatives Tungpalan/Shito/Kiyabu, Co-Chairmen; Bunda, Crozier, Oshiro, Souki, Takamine, Isbell and Jones.

H.B. No. 2561-86, SD1:

Senate Conferees: Senators Chang, Chairman; Aki and Kuroda.

House Conferees: Representatives Tom, Chairman; Hashimoto, Metcalf, Taniguchi and Medeiros.

H.B. No. 2569-86, SD1:

Senate Conferees: Senators Chang, Chairman; Kuroda and A. Kobayashi.

H.B. No. 2580-86, HD1, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Mizuguchi, Fernandes-Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares.

House Conferees: Representatives Kiyabu/Grauly, Co-Chairmen; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 2586-86, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

H.B. No. 2595-86, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Mizuguchi, Fernandes-Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson and Soares.

House Conferees: Representatives Kiyabu, Chairman; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 2596-86, SD1:

Senate Conferees: Senators Cayetano, Chairman; Cobb, B. Kobayashi and George.

House Conferees: Representatives Taniguchi, Chairman; Nakasato, Oshiro and Hemmings.

H.B. No. 2599-86, HD1, SD1:

Senate Conferees: Senators Cayetano, Chairman; Chang and Soares.

H.B. No. 2608-86, HD2, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Holt, Chang and A. Kobayashi.

House Conferees: Representatives Souki/Levin, Co-Chairmen; Honda, Kihano, Manegdeg, Nakasato, Oshiro, Shon, Anderson and Cavasso.

H.B. No. 2624-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Aki, Machida and Soares.

House Conferees: Representatives Kiyabu/Say, Co-Chairmen; Souki, Crozier, Cachola, Kihano, Manegdeg, Lardizabal, Leong, Nakata, Oshiro, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 2656-86, SD1:

Senate Conferees: Senators Chang, Chairman; Cobb and A. Kobayashi.

H.B. No. 2695-86, HD1, SD1:

Senate Conferees: Senators Aki, Chairman; Holt and Henderson.

H.B. No. 2715-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda, McMurdo and A. Kobayashi.

H.B. No. 2722-86, HD1, SD1:

Senate Conferees: Senators Cobb, Chairman; Kuroda and Henderson.

H.B. No. 2725-86, HD1, SD2:

Senate Conferees: Senators Chang, Chairman; Abercrombie and George.

House Conferees: Representatives Grauly/Tom, Co-Chairmen; Apo, Cachola, D. Ige, Kihano, Menor, Metcalf, Liu and Medeiros.

H.B. No. 2730-86, SD1:

Senate Conferees: Senators B. Kobayashi, Chairman; Machida and

George.

House Conferees: Representatives Andrews, Chairman; Apo, Honda, Nakata and Isbell.

H.B. No. 2752-86, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Cayetano and Soares.

House Conferees: Representatives Souki/Tom, Co-Chairmen; Cachola, Hirono, Leong, Menor, Metcalf, Takamine, Isbell and Liu.

H.B. No. 2760-86, SD1:

Senate Conferees: Senators Chang, Chairman; Cayetano and A. Kobayashi.

House Conferees: Representatives Tom, Chairman; Metcalf, Shito, Taniguchi and Medeiros.

H.B. No. 2786-86, SD2:

Senate Conferees: Senators Holt, Chairman; Machida and Soares.

H.B. No. 2800-86, HD2, SD2:

Senate Conferees: Senators Yamasaki, Chairman; Cobb, Machida, Young and A. Kobayashi.

House Conferees: Representatives Kiyabu/Shito, Co-Chairmen; Blair, Bunda, Kihano, Lardizabal, Oshiro, Taniguchi, Isbell and Medeiros.

H.B. No. 2805-86, HD1, SD1:

Senate Conferees: Senators Yamasaki, Chairman; Chang, Mizuguchi, Fernandes-Salling, Hagino, Hee, Holt, B. Kobayashi, Machida, Matsuura, McMurdo, Solomon, Henderson, Soares and Kuroda.

House Conferees: Representatives Kiyabu/Nakasato, Co-Chairmen; Cachola, Crozier, Kihano, Lardizabal, Leong, Manegdeg, Nakata, Oshiro, Souki, Tajiri, Takamine, Anderson, Isbell and Kamali'i.

H.B. No. 2844-86, HD2, SD1:

Senate Conferees: Senators Cobb, Chairman; B. Kobayashi and Henderson.

H.B. No. 2845-86, HD2, SD1:

Senate Conferees: Senators Chang, Chairman; Cayetano and A. Kobayashi.

House Conferees: Representatives

Shito, Chairman; Blair, Hirono, Metcalf and Medeiros.

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

Representative Hemmings introduced Dr. Jose Luis Gomes, the charge d'affair and acting ambassador of Portugal. He is currently visiting Portuguese communities in Hawaii. Accompanying Dr. Gomes were Ms. Carvalho, Ms. Ryan, Ms. Figueira and Mr. Dennis Figueira.

Representative Isbell introduced two residents of Kona, Mr. Kerry Watson and Mr. Jay Sommers. Mr. Watson "is here to testify for the Sharwil avocado and has been a farmer for 17 years in Kona and has developed the Sharwil avocado to the peak of performance that it is right now." Mr. Sommers, a sports enthusiast, is a freelance photographer who is undertaking an "avocado picture story," and a lot of his works will be seen at the Ironman Triathlon.

Representative Pfeil introduced Mr. and Mrs. Rolle Herbert, two residents from Napili, Maui, who represent the Maui County Ohana Mariners.

Representative Hagino introduced Betty Becker, a former staffperson for Representative Hayes and Senator Vincent Yano, accompanied by Virginia Blakesly, a resident of New York.

Representative Okamura, on behalf of Representatives Hashimoto, D. Ige and himself, introduced 48 sophomore and senior students from Aiea High School, accompanied by their teachers, Mrs. Kawano and Mrs. Denise Villafior, wife of the Senate Sergeant-at-Arms.

Representative Crozier introduced Jessica Grace who was among the students from Aiea High School, whose father is a very good friend of Representative Crozier.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 240 and 241; 243 to 250; 254 to 262; 267 to 271; 273 and 274) and concurrent resolutions (H.C.R. Nos. 163 to 183) and (S.C.R. Nos. 17; 47; and 61) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
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240 Committee on Health, then
to the Committee on Finance

241 Committee on Transportation

243 Committee on Judiciary

244 Committee on Ocean and
Marine Resources, then to the
Committee on Finance

245 Jointly to the Committees on
Ocean and Marine Resources and
Agriculture

246 Committee on Ocean and
Marine Resources, then to the
Committee on Finance

247 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance

248 Committee on Higher Educa-
tion and the Arts

249 Committee on Housing, then
to the Committee on Finance

250 Committee on Planning,
Energy and Environmental Protec-
tion

254 Committee on Judiciary,
then to the Committee on Finance

255 Jointly to the Committees on
Water, Land Use Development and
Hawaiian Affairs and Planning,
Energy and Environmental Protec-
tion, then to the Committee on
Finance

256 Committee on Ocean and
Marine Resources

257 Committee on Employment
Opportunities and Labor Relations,
then to the Committee on Finance

258 Committee on Planning,
Energy and Environmental Protec-
tion, then to the Committee on
Finance

259 Committee on Education,
then to the Committee on Finance

260 Committee on Planning,
Energy and Environmental Protec-
tion, then to the Committee on
Finance

261 Committee on Public Employ-
ment and Government Operations,
then to the Committee on Finance

262 Committee on Employment
Opportunities and Labor Relations,
then to the Committee on Finance

267 Committee on Public Employ-

ment and Government Operations

268 Committee on Judiciary,
then to the Committee on Finance

269 Committee on Water, Land
Use Development and Hawaiian
Affairs, then to the Committee on
Finance

270 Jointly to the Committees on
Public Employment and Government
Operations and Judiciary, then to
the Committee on Finance

271 Jointly to the Committees on
Transportation and Water, Land Use
Development and Hawaiian Affairs,
then to the Committee on Finance

273 Committee on Transporta-
tion, then to the Committee on
Finance

274 Committee on Housing, then
to the Committee on Finance

H.C.R. Nos.

163 Committee on Health, then
to the Committee on Finance

164 Committee on Transportation

165 Committee on Ocean and
Marine Resources, then to the
Committee on Finance

166 Jointly to the Committees on
Ocean and Marine Resources and
Agriculture

167 Committee on Ocean and
Marine Resources, then to the
Committee on Finance

168 Committee on Higher Educa-
tion and the Arts

169 Committee on Housing, then
to the Committee on Finance

170 Committee on Planning,
Energy and Environmental Protec-
tion

171 Committee on Judiciary,
then to the Committee on Finance

172 Committee on Legislative
Management

173 Committee on Ocean and
Marine Resources

174 Committee on Planning,
Energy and Environmental Protec-
tion, then to the Committee on
Finance

175 Committee on Planning,
Energy and Environmental Protec-

tion, then to the Committee on Finance

176 Committee on Public Employment and Government Operations, then to the Committee on Finance

177 Committee on Employment Opportunities and Labor Relations, then to the Committee on Finance

178 Committee on Public Employment and Government Operations

179 Jointly to the Committees on Public Employment and Government Operations and Judiciary, then to the Committee on Finance

180 Committee on Judiciary, then to the Committee on Finance

181 Jointly to the Committees on Transportation and Water, Land Use Development and Hawaiian Affairs, then to the Committee on Legislative Management

182 Committee on Transportation, then to the Committee on Finance

183 Committee on Housing, then to the Committee on Finance

S.C.R. Nos.

17 Committee on Education, then to the Committee on Finance

47 Committee on Tourism, then to the Committee on Finance

61 Committee on Consumer Protection and Commerce, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

House Resolution No. 227 was re-referred jointly to the Committees on Transportation and Ocean and Marine Resources, then to the Committee on Finance.

House Concurrent Resolution No. 154 was re-referred jointly to the Committees on Transportation and Ocean and Marine Resources, then to the Committee on Finance.

SUSPENSION OF RULES

On motion by Representative Okamura, seconded by Representative Ikeda and carried, the rules were suspended for the purpose of considering certain resolutions out of order.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 323 and 324) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 323) congratulating Hildegaard Verploegen upon her receipt of the 1986 Media Award presented by the Hawaii State Teachers Association was jointly offered by Representatives Lindsey, D. Ige, Anderson, Blair, Graulty, Hagino, Honda, Isbell, Levin, Liu, Nakata, Onouye, Oshiro, Say, Takamine, Tam, Taniguchi, Yoshimura and Peters.

On motion by Representative Lindsey, seconded by Representative D. Ige and carried, H.R. No. 323 was adopted.

Representative Lindsey then rose and stated:

"Mr. Speaker, I will keep this short and simple not so much in the essence of time, but because I believe this is how the lady whom we are honoring today wants it to be.

"I believe the resolution speaks for itself and I would simply wish to add this to it: It seems in the political world, we live and exist in an atmosphere of distrust. We are sometimes uncertain and unsure of those around us, including the press. But I will say this: This feeling does not include and does not apply to Hildegaard Verploegen. Along with her many wonderful attributes, there is a dimension which shines through and shines through very brightly. She is one whom you can trust.

"When you say in confidence to her, 'this is off the record,' you do not have to worry about turning the pages of the evening paper to find she has quoted you. She is a person of her word. In keeping our public informed on the status of public education here in Hawaii, she has served us well and we look forward to her continued work with the Star-Bulletin.

At this time, the honoree was asked to stand and be recognized. Accompanying the honoree was Mr. Francis Hatanaka, Superintendent of Education, and Mr. Earl Arruda, president of the Hawaii State Teachers Association.

Floral leis were presented to the honoree by Representative D. Ige; to

Mr. Hatanaka by Representative Hashimoto; to Mr. Arruda by Representative Hirono; and a certified copy of the resolution was presented to Ms. Verploegen by Representative Lindsey.

Representative Kawakami then rose and stated:

"Mr. Speaker, in the early ages of my career here in the House, I was very fortunate in having Ms. Verploegen be my key committee person when I was chairman of a committee.

"She had been a reporter for a long time and I met her at a time when she left the state to take care of her parents in Montana. Knowing what the weather was like in Montana, she hurriedly came back to Hawaii in early January and at that time was unemployed. I was very happy to have her as one of my staff.

"As the comments made by Representative Lindsey, I think that one session that she spent with us and knowing the inner workings of the legislature, I think this in itself, has made her an excellent reporter and one that we all can trust.

"Thank you."

A resolution (H.R. No. 324) honoring Captain Robert L. Alverson, Director of the Pacific Maritime Academy and President of the Hawaii Sea Cadet Foundation was jointly offered by Representatives Apo, Shon, Anderson, Andrews, Cachola, Cavasso, Hagino, Hashimoto, Hirono, Honda, Isbell, Jones, Kawakami, Kihano, Lardizabal, Levin, Manegdeg, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Souki, Tam, Taniguchi, Yoshimura and Peters.

On motion by Representative Apo, seconded by Representative Shon and carried, H.R. No. 324 was adopted.

Representative Shon then rose and stated:

"Mr. Speaker, it is one of the challenges of government today, I think, to be aware of and provide support for the many talented and dedicated citizens who enrich our community. Sometimes their efforts are well publicized; but often their labor of love is hidden from our view. Fortunately for our state, they persevere.

"Captain Bob Alverson is one of those special people whose talents and aloha touch hundreds of young people

in Hawaii. In all the years I've been involved in education, I can say that I have never known anyone who has better 'genes' for teaching than Captain Alverson.

"He works with young people who often cannot fit in with the formal school system; they walk a daily tightrope between barely sticking with it and dropping out. It's no secret that our public school teachers, as talented as they may be, find themselves frustrated and unable to reach many of these students.

"Enter Bob Alverson -- with a passion for the sea and a drive to instill in these students the knowledge, the discipline and the love of hard work which are necessary to make one's living on the ocean. Captain Alverson and his wife, Dottie, are no-nonsense teachers. The ocean and its vessels are no-nonsense challenges.

"Year after year I've seen him take students whose only apparent future was unemployment and transform them into young seamen. They sense instinctively that he knows his topic well, that he cares deeply for the future mariners of Hawaii, and that if you're willing to work hard, he is willing to work just as hard to insure that you qualify on the Coast Guard exams.

"Mr. Speaker, I don't know how many of you have seen the facility in which Captain Alverson works his human miracles. It is a hot and aged quonset hut in Kakaako. If we got the same amount of productivity out of the rest of our government, we would have plenty of funds left to cope with Gramm-Rudman, Mr. Speaker. Captain Alverson does not complain about this as he would rather make do without any additional bureaucratic strings. He will not compromise his sense of quality for someone else's sense of paperwork.

"Mr. Speaker, over the years Captain Alverson has graduated hundreds of sea people of all ages from his Pacific Maritime Academy. He is also one of the founders of a fairly new program, The Hawaii Sea Cadet Program, now being offered to our public school students. This is funded through contributions from maritime organizations, charitable foundations and the like. It helps make a direct connection between young students and the future job in a hands-on context which is often far more effective than classroom work.

"While we are over here in our air-conditioned buildings debating how to create jobs for the next generation, Captain Alverson is in his quonset hut or out on the boat on the ocean actually creating those jobs at minimal expense to all of us, I might add.

"In spite of the small amount of state support, Captain Alverson is always one with a quiet voice, a dignity, a gentleman, a man of aloha, and it is a great honor to be his friend."

At this time, the honoree was asked to stand and be recognized. Accompanying Dr. Alverson was his wife, Dottie, along with Captain Cecil Gray of the Coast Guard. Both were asked to stand and be recognized.

In the gallery, Representative Shon recognized a contingent of Pacific Maritime Academy boosters which included Ms. Ruth Nishihara, Captain Bob Paine, Mrs. Kelly, Lt. Carlson of the Coast Guard, Captain Raleigh, Mrs. Herbert and Captain Alverson's mother, Mrs. Alverson.

Representative Apo then rose and stated:

"Mr. Speaker, I thought it would be appropriate for me to just mention my first experience and encounter with Captain Alverson who came out to Waianae to seek my help in establishing a small boat operators licensing course.

"The class consisted of twenty-two males and females, most of whom we would consider to be 'high risk' in that they were basically low achievers and some had a lot of trouble reading and writing. When Representative Shon refers to 'miracle,' this man truly works miracles.

"This course I am talking about is a college level course; and when you take a group of people who have a tough time reading, and try to cram in a one-year course in a three-month period, that takes some doing. There was only one person who did not pass the two-day eight hour Coast Guard exam.

"Captain Alverson even went so far, with the kokua of the Coast Guard, to allow for those of the students who could not read to allow the Coast Guard to make an exception and administer this eight-hour exam by oral questions.

"Twelve of the twenty-two are now

gainfully employed in the maritime industry. One is out for a first mates license with the Dillingham Tug and Barge and several are working on the neighbor islands. Most of these boys, one of them which I know, Buffalo Kealana, would have, probably today, remain on the beaches, hanging out, drinking beer, doing all those things these people normally do. But through Captain Alverson's direct intervention in their lives that he turned them around, they are now productive citizens with families who enjoy the benefits and the fruits of his labor, and for that, Captain Alverson, my sincere mahalo and also to the Coast Guard for their kokua, and you, too, Dottie.

"Thank you, Mr. Speaker."

Floral leis were presented to the honoree by Representative Isbell, whose son was a direct beneficiary of Captain Alverson's education; to Mrs. Alverson by Representative Shon; to Captain Gray by Representative Hirono and Representative Apo presented a certified copy of the resolution to Captain Alverson. Representative Pfeil presented a gift to the honoree on behalf of Captain Raleigh and Mrs. Herbert.

At 11:35 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, "to allow all of us the opportunity of extending our personal aloha and best wishes to our honorees this morning."

Upon reconvening at 11:46 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Blair, Hagino, Menor and Tom.

STANDING COMMITTEE REPORTS

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 901-86) recommending that H.R. No. 59, as amended in HD1, be adopted.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.R. No. 59, HD1, entitled: "HOUSE RESOLUTION CONCERNING THE CITY AND COUNTY OF HONOLULU EMERGENCY AMBULANCE SERVICES AND THE UTILIZATION OF THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER", was adopted.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No.

902-86) recommending that H.C.R. No. 32, as amended in HD1, be adopted.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.C.R. No. 32, HD1, entitled: "HOUSE CONCURRENT RESOLUTION CONCERNING THE CITY AND COUNTY OF HONOLULU EMERGENCY AMBULANCE SERVICES AND THE UTILIZATION OF THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER", was adopted.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 903-86) recommending that H.R. No. 168, as amended in HD1, be adopted.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.R. No. 168, HD1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO UPGRADE AMBULANCE AND EMERGENCY SERVICE TO THE HANAIEI/PRINCEVILLE AREA", was adopted.

Representative Bunda, for the Committee on Health, presented a report (Stand. Com. Rep. No. 904-86) recommending that H.C.R. No. 105, as amended in HD1, be adopted.

On motion by Representative Bunda, seconded by Representative Kihano and carried, the report of the Committee was adopted and H.C.R. No. 105, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO UPGRADE AMBULANCE AND EMERGENCY SERVICE TO THE HANAIEI/PRINCEVILLE AREA", was adopted.

Representative Levin, for the Committee on Higher Education and the Arts, presented a report (Stand. Com. Rep. No. 905-86) recommending that H.R. No. 119, as amended in HD1, be adopted.

On motion by Representative Levin, seconded by Representative Onouye and carried, the report of the Committee was adopted and H.R. No. 119, HD1, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DEVELOP A PLAN FOR MATCHING RESEARCH NEEDS OF GOVERNMENT AGENCIES WITH THE INTERESTS OF UNIVERSITY STUDENTS", was adopted.

Representatives Levin and Nakasato, for the Committees on Higher Education and the Arts and Tourism, presented a joint report (Stand. Com. Rep. No. 906-86) recommending that H.R. No. 92, as amended in HD1, be adopted.

On motion by Representative Levin, seconded by Representative Nakasato and carried, the joint report of the Committees was adopted and H.R. No. 92, HD1, entitled: "HOUSE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII DESIGN A PROGRAM TO TRAIN POLICE AND EMERGENCY MEDICAL PERSONNEL IN BASIC JAPANESE", was adopted.

Representatives Levin and Nakasato, for the Committees on Higher Education and the Arts and Tourism, presented a joint report (Stand. Com. Rep. No. 907-86) recommending that H.C.R. No. 56, as amended in HD1, be adopted.

On motion by Representative Levin, seconded by Representative Nakasato and carried, the joint report of the Committees was adopted and H.C.R. No. 56, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII DESIGN A PROGRAM TO TRAIN POLICE AND EMERGENCY MEDICAL PERSONNEL IN BASIC JAPANESE", was adopted.

Representatives Levin and Lindsey, for the Committees on Higher Education and the Arts and Education, presented a joint report (Stand. Com. Rep. No. 908-86) recommending that H.R. No. 155 be adopted.

On motion by Representative Levin, seconded by Representative Lindsey and carried, the joint report of the Committees was adopted and H.R. No. 155 entitled: "HOUSE RESOLUTION URGING THE UNIVERSITY OF HAWAII TO EXPAND THE EDUCATION PROGRAM AT THE UNIVERSITY OF HAWAII AT HILO TO INCLUDE A PROFESSIONAL DIPLOMA DEGREE", was adopted.

Representative Lindsey, for the Committee on Education, presented a report (Stand. Com. Rep. No. 909-86) recommending that H.R. No. 205, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Lindsey, seconded by Representative Manegdeg and carried, the report of the Committee was adopted and H.R. No. 205, HD1, entitled: "HOUSE RESOLUTION CONCERNING HOME

EDUCATION", was referred to the Committee on Finance.

Representative Lindsey, for the Committee on Education, presented a report (Stand. Com. Rep. No. 910-86) recommending that H.C.R. No. 131, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Lindsey, seconded by Representative Manegdeg and carried, the report of the Committee was adopted and H.C.R. No. 131, HD1, entitled: "HOUSE CONCURRENT RESOLUTION CONCERNING HOME EDUCATION", was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 911-86) recommending that H.R. No. 146 be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, the report of the Committee was adopted and H.R. No. 146 entitled: "HOUSE RESOLUTION REQUESTING A STUDY CONCERNING THE FEASIBILITY OF ESTABLISHMENT OF A POINT OF ENTRY FACILITY FOR THE ACCEPTANCE OF INTERNATIONAL FLIGHTS ON THE BIG ISLAND OF HAWAII", was referred to the Committee on Finance.

Representative Taniguchi, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 912-86) recommending that H.C.R. No. 89 be referred to the Committee on Finance.

On motion by Representative Taniguchi, seconded by Representative Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 89 entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY CONCERNING THE FEASIBILITY OF ESTABLISHMENT OF A POINT OF ENTRY FACILITY FOR THE ACCEPTANCE OF INTERNATIONAL FLIGHTS ON THE BIG ISLAND OF HAWAII", was referred to the Committee on Finance.

Representatives Taniguchi and Say, for the Committees on Transportation and Water, Land Use Development and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 913-86) recommending that H.R. No. 34 be referred to the Committee on Finance.

On motion by Representative Tani-

guchi, seconded by Representative Say and carried, the joint report of the Committees was adopted and H.R. No. 34 entitled: "HOUSE RESOLUTION REQUESTING A PLAN FOR IMPROVEMENTS AT KUKUIULA HARBOR, KAUAI", was referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 914-86) recommending that H.R. No. 149, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Shon, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.R. No. 149, HD1, entitled: "HOUSE RESOLUTION RELATING TO THE DEVELOPMENT OF A BACK-UP SYSTEM TO ENSURE A CONTINUOUS SUPPLY OF THE DEEP, SEAWATER RESOURCE TO THE NATURAL ENERGY LABORATORY OF HAWAII AND THE HAWAII OCEAN SCIENCE AND TECHNOLOGY PARK AT KEAHOE POINT, KAILUA-KONA, HAWAII", was referred to the Committee on Finance.

Representatives Say and Andrews, for the Committees on Water, Land Use Development and Hawaiian Affairs and Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 915-86) recommending that H.C.R. No. 93, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Shon, seconded by Representative Andrews and carried, the joint report of the Committees was adopted and H.C.R. No. 93, HD1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE DEVELOPMENT OF A BACK-UP SYSTEM TO ENSURE A CONTINUOUS SUPPLY OF THE DEEP, SEAWATER RESOURCE TO THE NATURAL ENERGY LABORATORY OF HAWAII AND THE HAWAII OCEAN SCIENCE AND TECHNOLOGY PARK AT KEAHOE POINT, KAILUA-KONA, HAWAII", was referred to the Committee on Finance.

Representatives Say and Apo, for the Committees on Water, Land Use Development and Hawaiian Affairs and Ocean and Marine Resources, presented a joint report (Stand. Com. Rep. No. 916-86) recommending that S.C.R. No. 16, SD1, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Apo and carried, the joint report of the Committees was adopted and S.C.R. No. 16, SD1, HD1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DISPOSE BY WAY OF AN EASEMENT, CERTAIN GOVERNMENT SUBMERGED LAND FOR PURPOSES OF ESTABLISHING A MOORING ANCHOR FOR A OFF-SHORE FISHING PLATFORM", was referred to the Committee on Finance.

Representatives Say, Honda and Andrews, for the Committees on Water, Land Use Development, and Hawaiian Affairs; Agriculture; and Planning, Energy and Environmental Protection, presented a joint report (Stand. Com. Rep. No. 917-86) recommending that H.R. No. 133 be referred to the Committee on Legislative Management.

On motion by Representative Say, seconded by Representative Honda and carried, the joint report of the Committees was adopted and H.R. No. 133 entitled: "HOUSE RESOLUTION REQUESTING AN INTERIM REVIEW OF THE RECOMMENDATIONS OF THE LAND EVALUATION AND SITE ASSESSMENT COMMISSION", was referred to the Committee on Legislative Management.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 918-86) recommending that H.R. No. 162, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.R. No. 162, HD1, entitled: "HOUSE RESOLUTION REQUESTING ACTION TO BEGIN IMPLEMENTATION OF THE HAPUNA BEACH STATE PARK MASTER PLAN", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 919-86) recommending that H.C.R. No. 97, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.C.R. No. 97, HD1, entitled: "HOUSE CONCUR-

RENT RESOLUTION REQUESTING ACTION TO BEGIN IMPLEMENTATION OF THE HAPUNA BEACH STATE PARK MASTER PLAN", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 920-86) recommending that H.C.R. No. 115, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.C.R. No. 115, HD1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A SHIPYARD FACILITY", was referred to the Committee on Finance.

Representative Say, for the Committee on Water, Land Use Development and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 921-86) recommending that H.C.R. No. 116, as amended in HD1, be referred to the Committee on Finance.

On motion by Representative Say, seconded by Representative Tam and carried, the report of the Committee was adopted and H.C.R. No. 116, HD1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE DEPARTMENT OF TRANSPORTATION TO DISPOSE BY WAY OF A LEASE, CERTAIN GOVERNMENT SUBMERGED LANDS FOR THE PURPOSE OF A SHIPYARD FACILITY", was referred to the Committee on Finance.

Representative Crozier, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 922-86) recommending that H.R. No. 135, as amended in HD1, be adopted.

On motion by Representative Crozier, seconded by Representative Kiyabu and carried, the report of the Committee was adopted and H.R. No. 135, HD1, entitled: "HOUSE RESOLUTION REQUESTING THAT THE LEGISLATIVE CHAMBERS REMAIN OPEN DURING THE YEAR AFTER THE CLOSE OF THE REGULAR LEGISLATIVE SESSION", was adopted.

Representative Crozier, for the Committee on Legislative Management, presented a report (Stand. Com.

Rep. No. 923-86) recommending that H.C.R. No. 77, as amended in HD1, be adopted.

Representative Crozier then rose to speak in favor of the resolutions, stating:

"Mr. Speaker, I would just like to make a few comments on how this resolution came about and why.

"I was fortunate enough this year to go to Boston, and while I was in Boston, naturally, one of the first places I went to visit was their state legislature. When I walked into the state capitol, there was a cadre of individuals there waiting to take any visitor around and show them their very historic building.

"When I saw that one of the first states of the Union had such a fantastic program, I said, 'my goodness, why can't we do that in our Fiftieth State, the last state of the Union.'

"So as the chairman of the Legislative Management Committee, I realized that we have a lot of temporary help here where we can maximize their potential. When I got back, naturally I checked with you, and we started this program to have the Chambers open during the session, and not to my surprise, but I am sure it will surprise the rest of my colleagues, that since January 20th, we have had over 11,000 visitors sit up in the gallery and have that presentation. I think that is quite impressive, that 11,000 visitors come. About half of them are schoolchildren from Hawaii and local people. We also have a few coming in from the mainland, Canada and Japan.

"What is so meaningful about this program, Mr. Speaker, is that a lot of people walk over to Iolani Palace and Iolani Palace represents a monument to the history of Hawaii.

"This building (State Capitol) represents the present and the future and it is a dynamic and alive place and I am extremely proud of this building and I hope we can continue to share the aloha that generates out of this place for our visitors.

"Thank you."

Representative Apo then rose to speak in support of the motion, stating:

"Just very briefly, Mr. Speaker, I happened to spend a lot of time at the Capitol during this past interim.

I saw many, many people come into the Capitol area and sort of wander around, run up and down the elevators with very little guidance. On several occasions I have taken time out to give them some aloha and show them around myself. So there is definitely, in my opinion, the need to implement, after session adjourns, the intent of this resolution and I hope that we can see fit to do so.

"Thank you, Mr. Speaker."

Representative Kawakami then rose to request that the remarks of the two previous speakers be incorporated into the Journal as his own, and the Chair, "so ordered." (By reference only)

On motion by Representative Crozier, seconded by Representative Kiyabu and carried, the report of the Committee was adopted and H.C.R. No. 77, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE CHAMBERS REMAIN OPEN DURING THE YEAR AFTER THE CLOSE OF THE REGULAR LEGISLATIVE SESSION", was adopted.

Representative Crozier, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 924-86) recommending that H.R. No. 142, as amended in HD1, be adopted.

On motion by Representative Crozier, seconded by Representative Kiyabu and carried, the report of the Committee was adopted and H.R. No. 142, HD1, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE LEGISLATIVE STAFFING SYSTEM", was adopted.

Representative Crozier, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 925-86) recommending that H.C.R. No. 103, as amended in HD1, be adopted.

On motion by Representative Crozier, seconded by Representative Kiyabu and carried, the report of the Committee was adopted and H.C.R. No. 103, HD1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A LEGISLATIVE AGENCY STUDY", was adopted.

INTRODUCTION OF RESOLUTION

The following resolution (H.R. No. 325) was read by the Clerk and was disposed of as follows:

A resolution (H.R. No. 325) honoring and commending the Kamehameha High School varsity basketball team, the coaches and statisticians as 1986 champions of the ILH Boys Division II Basketball Championship was jointly offered by Representatives Grauly, Lindsey, Anderson, Andrews, Apo, Blair, Bunda, Cachola, Cavasso, Crozier, Hagino, Hashimoto, Hemmings, Hirono, Honda, D. Ige, M. Ige, Ikeda, Isbell, Jones, Kamali'i, Kawakami, Kihano, Kiyabu, Lardizabal, Leong, Levin, Liu, Manegdeg, Marumoto, Medeiros, Menor, Metcalf, Nakasato, Nakata, Okamura, Onouye, Oshiro, Pfeil, Say, Shito, Shon, Souki, Tajiri, Takamine, Tam, Taniguchi, Tom, Tungpalan, Yoshimura and Peters.

On motion by Representative Grauly, seconded by Representative D. Ige and carried, H.R. No. 325 was adopted.

ANNOUNCEMENTS

The following announcements were made to the members of the House:

Representative Bunda: "There will be a joint informational hearing between the House and Senate Health Committees at 2:30 o'clock in Senate Conference Room 5. This will be on the Tory-Nader report concerning our mental health delivery system which was highly publicized recently."

Representative Leong: "Your Committee on Human Services will have a public hearing tomorrow morning at 8:30 o'clock a.m., in Conference Room 314. There are two resolutions which will be heard. Decision making will follow."

At 11:57 o'clock a.m., Representative Levin asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:02 o'clock p.m.

Representative Levin: "I would like to request waiver of the 48-hr. notice for five bills which are going to conference. They are H.B. Nos. 1663-86; 1665-86; 1666-86; 2412-86; and 2608-86," and the Chair "so ordered."

"Mr. Speaker, we will have a conference committee hearing on those five bills Thursday, April 10th at 2:30 o'clock p.m., in Room 314."

Representative Andrews: "I would

like to request waiver of the 48-hr. notice for H.R. Nos. 260; 258; and 250 and their companion House Concurrent Resolution," and the Chair "so ordered."

"Also, in reference to conference for H.B. No. 2202-86, and at the same time, I would like to request waiver for Senate Bill Nos. 1678-86; 1595-86 and 1496-86. In both cases, Mr. Speaker, notices have been posted. I just am not sure that, technically, the 48-hr. notice is required."

The Chair stated:

"Waiver is granted, just in case."

Representative Andrews continued:

"Tomorrow, your Committee on Planning, Energy and Environmental Protection will have a public hearing on the resolutions mentioned and also tomorrow at 3:00 o'clock p.m., in Senate Conference Room 3, we will be having a conference committee with the Senate on the bills that were mentioned."

Representative D. Ige: "Your Committee on Education will be having a public hearing tomorrow on a couple of resolutions in Room 314 at 1:30 o'clock p.m. Decision making to follow."

Representative Tom: "May I request a 48-hr. waiver for certain House and Senate Bills for conference," and the Chair "so ordered."

"At this time, Mr. Speaker, I would like to announce that we are going to have a Committee Conference meeting in Conference Room 328 at 10:00 o'clock a.m., tomorrow on House Bill Nos. 122, HD1, SD1; 1688-86, HD1, SD2; 1740-86, HD2, SD1; 2561-86, SD1; 2760-86, SD1; Senate Bill No. 303, SD1, HD1; and Senate Bill 1831-86, SD2, HD1.

"If I also may, Mr. Speaker, to alert conferees on the penal code -- H.B. No. 100 -- it's going to be a long day; we are going to continue conference at 1:00 o'clock p.m., this afternoon in Room 328."

The Chair then announced:

"In respect to the Senate bills mentioned, conferees will be designated immediately following session."

At 12:05 o'clock p.m., Representative Medeiros asked for a recess, and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:08 o'clock p.m.

Representative Shito: "I would like to request waiver of the 48-hr. notice for House Bill Nos. 1388 and 2845," and the Chair "so ordered."

"Mr. Speaker, the conferees on H.B. Nos. 1388, HD1, SD1, and 2845, HD2, SD1, will meet this afternoon at 3:30 o'clock p.m., in Conference Room 416."

Representative Souki: "I want to announce to the members of the Finance Committee that there are still a number of resolutions to be signed. If you could all drop by the Finance room - 307 - to sign the resolutions."

Representative Oshiro: "May I request the waiver of the 48-hr. notice on House Bill Nos. 1998, HD1, SD1; 2348, HD1, SD1; 2444, SD1; 2596, SD1; Senate Bill Nos. 310, SD1, HD1; 1056, SD2, HD1; 1727, HD1," and the Chair "so ordered."

"Mr. Speaker, tomorrow afternoon at 1:30 o'clock p.m., in Senate Conference Room 3, we will have a Conference Committee meeting on these bills."

The Chair announced:

"Conferees on the part of the House for Senate Bills returned with House drafts -- they are granted the waiver. Conferees shall be designated immediately following the session

today."

Representative Lardizabal: "May I request the waiver of the 48-hr. notice for H.C.R. No. 208 relating to the interim committee selecting a site for a convention center," and the Chair "so ordered."

"Mr. Speaker, your Committee on Tourism will be having a hearing on Friday at 8:30 o'clock a.m., in Room 416 on this resolution."

Representative Kawakami: "I would like to serve notice at this time to all chairmen who will agree to Senate amendments made to House bills, that we will have a open Majority caucus early next week."

The Chair then announced:

"For the edification of the members, the Chair would like to point out that conferees on the part of the House for House bills returned with Senate drafts is still to be updated, subject to change; and that all Senate bills returned with House drafts, conferees will be designated immediately following the session."

ADJOURNMENT

At 12:13 o'clock p.m., on motion by Representative Okamura, seconded by Representative Ikeda and carried, the House of Representatives adjourned until 11:00 o'clock a.m., tomorrow, Thursday, April 10, 1986.