

## TWENTY-SECOND DAY

**Tuesday, February 18, 1992**

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Stanley Amos of the Trinity Missionary Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-First Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-First Day was approved.

At this time, Representative Arakaki rose and noted:

"The Reverend who gave the invocation earlier, Reverend Stanley Amos, is the Chair of the Martin Luther King Commission."

## ORDER OF THE DAY

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 97 to 102) and concurrent resolutions (H.C.R. Nos. 92 to 98) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
97	Jointly to the Committees on Consumer Protection and Commerce and Housing
98	Committee on Education
99	Jointly to the Committees on Transportation and Health
100	Committee on Energy and Environmental Protection, then to the Committee on Finance
101	Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs
102	Jointly to the Committees on Transportation and Health, then to the Committee on Judiciary
<u>H.C.R. Nos.</u>	
92	Jointly to the Committees on Consumer Protection and Commerce and Housing
93	Committee on Education
94	Jointly to the Committees on Intergovernmental Relations and International Affairs and Labor and Public Employment
95	Committee on Judiciary, then to the Committee on Legislative Management

96 Committee on Energy and Environmental Protection, then to the Committee on Finance

97 Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs

98 Jointly to the Committees on Transportation and Health, then to the Committee on Judiciary

## COMMITTEE REASSIGNMENTS

The following House bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
2436	Committee on Finance
2872	Committee on Finance
3167	Committee on Finance
3175	Committee on Finance
3356	Committee on Finance
3433	Committee on Consumer Protection and Commerce, then to the Committee on Judiciary

## SUSPENSION OF RULES

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the rules were suspended for the purpose of considering Senate Bill No. 2884, SD 1, HD 1, on Third Reading out of order.

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

At 11:44 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:45 o'clock a.m.

## THIRD READING

## S.B. No. 2884, SD 1, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, S.B. No. 2884, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR OPERATING EXPENSES FOR THE STATE MEDICAL ASSISTANCE PROGRAM," having been read throughout, passed Third Reading by a vote of 45 ayes, with Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki being excused.

The Chair directed the Clerk to note that S.B. No. 2884 had passed Third Reading at 11:46 o'clock a.m.

INTRODUCTION OF RESOLUTION  
(FLOOR PRESENTATION)

H.R. No. 103, entitled: "HOUSE RESOLUTION COMMENDING THE KA'ANAPALI BEACH HOTEL

MANAGEMENT AND STAFF FOR PROMOTING THE SIGNIFICANCE OF HAWAIIAN HISTORY, VALUES, AND CULTURE IN THE WORKPLACE AND IN THE COMMUNITY-AT-LARGE," was jointly offered by Representatives Baker, Souki, Amaral, Anderson, Arakaki, Bunda, Chun, Duldulao, Fukunaga, Hashimoto, Hiraki, Hirono, Honda, Horita, D. Ige, M. Ige, Ihara, Kanoho, Metcalf, Morihara, Santiago, Shon, Stegmaier, Tam, Taniguchi and Thompson and was read by the Clerk.

On motion by Representative Baker, seconded by Representative Honda and carried, H.R. No. 103 was adopted.

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

"As is evident from the resolution, Ka'anapali Beach Hotel is a model for others in the visitor industry, and most deserving of its recent national recognition by the National Points of Light Foundation. Not only has Ka'anapali Beach Hotel been in the forefront of preserving and enhancing Hawaiian culture, starting with its management by values to its unique employee training programs which create a sense of ohana to its Hawaiian awareness programs for visitors, but what other hotel can you think of that, while it closes for renovation, keeps all of its employees fully compensated while they become volunteers in service to our community? Ka'anapali Beach Hotel has recognized the importance of our host culture as the prime reason Hawaii is set apart from other sun, sand and sea destinations. While others who come to these islands may seek to remake Hawaii in their own image, KBH seeks to preserve and enhance that which is uniquely Hawaii's. As their slogan states, Ka'anapali Beach Hotel is not just another hotel in Hawaii, Ka'anapali Beach Hotel is a Hawaiian hotel.

"Ka'anapali Beach Hotel has gone beyond the standard of good corporate citizen to being an integral part of Maui's community. They have demonstrated that respect for our host culture is not only right but is an asset to their bottom line as well. I am truly proud to have Ka'anapali Beach Hotel as one of my corporate constituents.

"Mr. Speaker, I am pleased to introduce the honorees who are here with us today.

"First is the General Manager of Ka'anapali Beach Hotel -- Mike White. Mike is a lifetime resident of Hawaii and a graduate of the University of Hawaii School of Travel Industry Management. His hotel career began as a busperson at the Halekulani and then a management trainee at the Hawaiian Regent. Before coming to KBH, he held several management positions at the Mauna Kea and Mauna Lani on the Big Island. Shortly after accepting the GM position at Ka'anapali, he implemented Project Po'okela. His community and visitor industry service run the gamut from Chair of Maui Hotel Association to the Board of the Maui Visitors Bureau to the Chamber, the Charity Walk, Maui United Way, Maui Economic Development Board, Hawaii Historic Foundation, and others. He currently serves as the Maui representative to the Hawaii Tourism Marketing Council. Mike's exemplary leadership has been the driving force behind Project Po'okela's success."

Representative Baker then asked Mr. Mike White to stand to be recognized.

"Joining Mike is the Director of Personnel, Beverly Shields. Bev is the mother of 7 and the unofficial Mom to the 280 employees at the hotel. Her commitment to community service was recognized in 1990 when she

received First Lady Lynne Waihee's Adult Volunteer of the Year award."

Representative Baker then asked Mrs. Beverly Shields to stand to be recognized.

"Next is Hanalei Peters, a mechanic in the Engineering Department. A Ka'anapali Beach Hotel employee for 18 years, Hanalei does just about anything needed around the hotel. He is one of the strongest supporters for cleaning and maintaining the Pu'ehu'ehu'iki Cemetery, one of KBH's projects. Hanalei credits Project Po'okela with inspiring him to give his time back to the community."

Representative Baker then asked Mr. Hanalei Peters to stand to be recognized.

"Our final honoree on the floor today is Louise Aloy, Director of Purchasing. Louise, a single parent, has been with the hotel for 22 years, starting out as a busperson while she was in high school. Louise believes that community service is so important that she involves her three children in many of her projects. It was Louise's commitment and eloquence that was key to convincing the Points of Light Screening Committee that Ka'anapali Beach Hotel was worthy of recognition."

Representative Baker then asked Ms. Louise Aloy to stand to be recognized.

Representative Baker then asked several other members of the Ka'anapali Beach Hotel ohana who were seated in the audience to stand to be recognized, as follows: Lori Sablas, Akoni Akana, Dee Coyle, Katherine Hendler, and Malia Ka'ai of the Project Po'okela group, and Holly Henderson of the Hawaii Community Services Council.

Representative Young then rose and added:

"I happened to have been a keynote speaker at the Ka'anapali school complex meeting at the end of August of last year and was the recipient of the wonderful aloha demonstrated at the hotel. But most striking was the fact that all the principals in the complex informally mentioned to me the wonderful cooperation and the kokua that the hotel has offered to the community schools there, and I just wanted to thank them from my being there.

"Thank you very much."

Representative O'Kieffe then rose and added:

"Mr. Speaker, Mike White and I have been friends since he was the Resident Manager of Mauna Lani Bay Hotel in my district of West Hawaii, and as the representative for East Maui, I have been able to witness his program in action personally ... I know at least on two occasions. One thing I do know ... it's so truly unique and innovative that if every hotel in this State were to adapt it in the same manner and style of which Mike has, our visitor industry wouldn't have a care in the world.

"Thank you, Mr. Speaker."

Representative Lee then rose and added:

"Mr. Speaker, I would like to echo the sentiments of Representative O'Kieffe, Representative Baker and Representative Young about this fine hotel. I think it would be amiss if I did not point out the economic significance of the event today.

"All the people you see sitting there, all the honorees, are local people. There are great opportunities in the

hotel industry and each of us should encourage our friends, our children, to take advantage of those opportunities. You can make a lot of money and get a lot of job satisfaction.

"The second economic significance which I would like to point out is that the management had a great deal of freedom in managing the hotel, and that is the reason why Ka'anapali Beach Hotel is so successful. They were able to set the priorities, the goals, and they did it by themselves with no interference from the owner who happens to be Run Run Shaw of Hong Kong.

"Thank you, Mr. Speaker."

At this time, Certificates of Recognition and floral leis were presented to the honorees by Representatives Baker, Amaral, Morihara, Say and Honda.

At 11:58 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:20 o'clock p.m.

#### STANDING COMMITTEE REPORT

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 518-92) recommending that H.B. No. 2835, as amended in HD 1, be recommitted to the Committee on Health.

On motion by Representative Arakaki, seconded by Representative Amaral and carried, the report of the Committee was adopted and H.B. No. 2835, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was recommitted to the Committee on Health.

At 12:21 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:23 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:

##### H.B. No. 3152:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3152, entitled: "A BILL FOR AN ACT RELATING TO THE PAYMENT OF INTEREST ON TAXES," passed Third Reading by a vote of 45 ayes, with Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki being excused.

##### H.B. No. 3158:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3158, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATION OF TAXES," passed Third Reading by a vote of 45 ayes, with Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki being excused.

##### H.B. No. 2563, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2563, HD

1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE FISCAL AND BUDGET ANALYSIS," passed Third Reading by a vote of 45 ayes, with Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki being excused.

##### H.B. No. 3159:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3159, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX LIMITATION PERIODS," passed Third Reading by a vote of 45 ayes, with Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki being excused.

##### H.B. No. 3155:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3155, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAXATION OF FOREIGN MANUFACTURERS," passed Third Reading by a vote of 45 ayes, with Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki being excused.

##### H.B. No. 3274, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3274, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," passed Third Reading by a vote of 45 ayes, with Representatives Apo, Hashimoto, D. Ige, Peters, Shon and Souki being excused.

The Chair directed the Clerk to note that H.B. Nos. 3152, 3158, 2563, 3159, 3155 and 3274 had passed Third Reading at 12:24 o'clock p.m.

#### INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 104 to 107) and concurrent resolutions (H.C.R. Nos. 99 to 101) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 104, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO INITIATE A MORE FAVORABLE OUTCOME FOR THE VIETNAMESE BOAT PEOPLE HELD IN HONG KONG," was jointly offered by Representatives Ward, Young, Ihara, Alcon, Chang, Duldulao, Fukunaga, Hashimoto, Hirono, Marumoto, Oshiro, Santiago, Shon, Takamine and Yonamine.

H.R. No. 105, entitled: "HOUSE RESOLUTION COMMENDING MIKHAIL S. GORBACHEV FOR HIS LEADERSHIP AND COURAGE AS PRESIDENT OF THE FORMER UNION OF SOVIET SOCIALIST REPUBLICS, AND EXPRESSING SUPPORT FOR THE NEWLY FORMED COMMONWEALTH OF INDEPENDENT STATES," was jointly offered by Representatives Ward, Duldulao, Fukunaga, Ihara, Marumoto and Shon.

H.R. No. 106, entitled: "HOUSE RESOLUTION RELATING TO JOHNSTON ISLAND," was jointly offered by Representatives Ward, Alcon, Anderson, Apo, Baker, Chang, Duldulao, Kanoho, Okamura and Oshiro.

H.R. No. 107, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO INVESTIGATE THE POSSIBILITY OF DOING AWAY WITH ITS 'TEN-YEAR RULE' REGARDING PRIOR COLLEGE CREDITS," was jointly offered by

Representatives Ward, Alcon, Anderson, Apo, Baker, Chang, Duldulao, Honda, Kanoho, Okamura and Oshiro.

H.C.R. No. 99, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING MIKHAIL S. GORBACHEV FOR HIS LEADERSHIP AND COURAGE AS PRESIDENT OF THE FORMER UNION OF SOVIET SOCIALIST REPUBLICS, AND EXPRESSING SUPPORT FOR THE NEWLY FORMED COMMONWEALTH OF INDEPENDENT STATES," was jointly offered by Representatives Ward, Duldulao, Fukunaga, Ihara, Marumoto, Santiago, Shon and Young.

H.C.R. No. 100, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO JOHNSTON ISLAND," was jointly offered by Representatives Ward, Alcon, Anderson, Apo, Baker, Chang, Duldulao, Kanoho, Okamura and Oshiro.

H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO INVESTIGATE THE POSSIBILITY OF DOING AWAY WITH ITS 'TEN-YEAR RULE' REGARDING PRIOR COLLEGE CREDITS," was jointly offered by Representatives Ward, Alcon, Anderson, Apo, Baker, Chang, Duldulao, Honda, Kanoho, Okamura and Oshiro.

#### ANNOUNCEMENT

At this time, Representative Baker was given permission to make a late introduction and she introduced two Council members -- Mr. Joe Tanaka from Maui, and Ms. Helene Hale from Hilo.

#### ADJOURNMENT

At 12:26 o'clock p.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, February 19, 1992.



## TWENTY-THIRD DAY

**Wednesday, February 19, 1992**

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Carol Jean Wright of the Unity Church of Hawaii, after which the Roll was called showing all members present with the exception of Representatives Amaral, Apo, Okamura, Souki, Tam and Tatibouet, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Second Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Second Day was approved.

## GOVERNOR'S MESSAGE

The following message from the Governor (Gov. Msg. No. 80) was read by the Clerk and was placed on file:

Gov. Msg. No. 80, informing the House that on February 19, he signed the following bill into law:

Senate Bill No. 2884 as Act 2, entitled: "MAKING AN APPROPRIATION FOR OPERATING EXPENSES FOR THE STATE MEDICAL ASSISTANCE PROGRAM."

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 14 to 20) were read by the Clerk and were placed on file:

Sen. Com. No. 14, transmitting Senate Bill No. 127, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADOPTION," which passed Third Reading in the Senate on February 18, 1992.

Sen. Com. No. 15, transmitting Senate Bill No. 1166, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," which passed Third Reading in the Senate on February 18, 1992.

Sen. Com. No. 16, transmitting Senate Bill No. 1283, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," which passed Third Reading in the Senate on February 18, 1992.

Sen. Com. No. 17, transmitting Senate Bill No. 1626, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FELONY MURDER," which passed Third Reading in the Senate on February 18, 1992.

Sen. Com. No. 18, transmitting Senate Bill No. 2228, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," which passed Third Reading in the Senate on February 18, 1992.

Sen. Com. No. 19, transmitting Senate Bill No. 2963, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," which passed Third Reading in the Senate on February 18, 1992.

Sen. Com. No. 20, transmitting Senate Bill No. 3396, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER CERTIFICATION," which passed Third Reading in the Senate on February 18, 1992.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, S.B. Nos. 127, SD 1; 1166, SD 2; 1283, SD 1; 1626, SD 1; 2228, SD 1; 2963; and 3396, SD 1, passed First Reading by title and further action was deferred.

## ORDER OF THE DAY

## COMMITTEE REFERRALS

The following Senate bills were disposed of as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
127	Committee on Judiciary
1166	Committee on Judiciary
1283	Committee on Judiciary
1626	Committee on Judiciary
2228	Committee on Judiciary
2963	Committee on Judiciary
3396	Committee on Labor and Public Employment, then to the Committee on Education

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 104 to 107) and concurrent resolutions (H.C.R. Nos. 91 and 99 to 101) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
104	Committee on Intergovernmental Relations and International Affairs
105	Committee on Intergovernmental Relations and International Affairs
106	Jointly to the Committees on Energy and Environmental Protection; Judiciary; and Intergovernmental Relations and International Affairs
107	Committee on Higher Education and the Arts
<u>H.C.R. Nos.</u>	
91	Committee on Labor and Public Employment, then to the Committee on Judiciary
99	Committee on Intergovernmental Relations and International Affairs
100	Jointly to the Committees on Energy and Environmental Protection; Judiciary; and Intergovernmental Relations and International Affairs
101	Committee on Higher Education and the Arts

## COMMITTEE REASSIGNMENTS

The following House bills were re-referred as follows:

<u>H.B. Nos.</u>	<u>Re-referred to:</u>
1847	Committee on Finance
1853	Committee on Finance
1869	Committee on Finance
2420	Committee on Finance
2512	Committee on Finance
2542	Committee on Finance
2584 and Health	Jointly to the Committees on Judiciary
2706	Committee on Finance
2807	Jointly to the Committees on Consumer Protection and Commerce and Judiciary
2813	Committee on Consumer Protection and Commerce
3013	Committee on Consumer Protection and Commerce
3076	Committee on Finance
3242	Committee on Finance
3428	Committee on Finance
3435	Committee on Finance
3528	Committee on Finance
3589	Committee on Finance
3590	Committee on Finance
3735	Committee on Finance
3876	Committee on Finance
3919	Committee on Finance
3921	Committee on Finance

The following resolution (H.R. No. 99) was re-referred as follows:

<u>H.R. No.</u>	<u>Re-referred to:</u>
99	Jointly to the Committees on Transportation; Health; and Intergovernmental Relations and International Affairs

#### **SUSPENSION OF RULES**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the rules were suspended for the purpose of considering a House Concurrent Resolution out of order.

#### **INTRODUCTION OF RESOLUTIONS**

H.C.R. No. 102, relating to the mandatory recess for the Regular Session of 1992, pursuant to Article III, Section 10 of the Constitution of the State of Hawaii, was

jointly offered by Representatives Kihano, Taniguchi and Arakaki, and was read by the Clerk.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.C.R. No. 102 was adopted.

#### **FLOOR PRESENTATIONS**

The following resolutions (H.R. Nos. 108 and 109) were read by the Clerk and were disposed of as follows:

H.R. No. 109, entitled: "HOUSE RESOLUTION RECOGNIZING A 'DAY OF REMEMBRANCE' ON FEBRUARY 19, 1992 AS THE 50TH ANNIVERSARY OF THE SIGNING OF EXECUTIVE ORDER 9066 AND THE SUBSEQUENT INTERNMENT OF AMERICANS AND RESIDENT ALIENS OF JAPANESE ANCESTRY DURING WORLD WAR II," was jointly offered by Representatives Yonamine, Morihara, Tajiri, Okamura, Honda, Marumoto, Taniguchi, Thompson, Horita, Amaral, Bunda and Hiraki.

On motion by Representative Yonamine, seconded by Representative Morihara and carried, H.R. No. 109 was adopted.

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

"Mr. Speaker and members of the House, I rise to speak to the House resolution which recognizes today, February 19, 1992, as a special Day of Remembrance, the 50th anniversary of the signing of Executive Order 9066 which resulted in the internment of 120,000 Japanese-Americans.

"Today, we choose not to rehearse the suffering of those who were direct victims of this internment, a story that is by now well known to all of you. Instead, on this 50th anniversary, let us note again that the government of the United States has acknowledged that it did wrong to its own people and that compensation has been distributed to the victims. Let us reflect on the meaning of these acts -- what they stand for, or teach us for tomorrow.

"The world has changed drastically or dramatically since that time in our history. Today, it is dominated by economic competition, and U.S./Japan relations are of ever increasing importance. Such competition has already resulted in so-called 'Japan bashing' and there is a danger that with the exit of old enemies from the scene, new enemies will be sought.

"Hostility towards Japan again endangers those of Japanese ancestry. And in today's climate of increasing name-calling and defensive patriotism, it is not just Japanese-Americans who become the object of racist hatred. Anyone of Asian ancestry is subject to attack.

"The message on this Day of Remembrance is that such behavior is totally unacceptable. The U.S. government is on record, righting past wrongs. It is never too late to right past wrongs. It is never too late to stand for genuine justice and tolerance.

"The message on this Day of Remembrance for Hawaii is that we have a special opportunity. With our richly diverse population, we can be a model for the nation, but only if we continue to honor and respect our own diversity. In Hawaii, we must stand together against all racial and ethnic conflicts. We must work together toward each other's goals and aspirations. We must understand, for example, the aspirations of the Hawaiians for sovereignty and equitable ownership of land. Our

rights as Japanese-Americans, Asians, and all minorities to self-fulfillment are only secure when all citizens' rights are secure.

"The people we honor today bear witness to this truth. They are all active members of the Japanese American Citizens League which has a long standing commitment to human and civil rights. They stand today, not in recrimination, but in the hope that marking this day will strengthen the commitment of all of us to stand against false accusation and intolerance of all Asians and minorities in the future.

"Mr. Speaker, I would yield the floor for other comments."

Representative Isbell then rose and stated:

"When I was a little girl living in Montana, there were families that weren't interned behind barbed wires, but they were taken from their homes in Orting, Washington, and taken inland so that they couldn't be a problem. They ended up in the area in which I lived.

"My family took in the children because the homes that they had prepared for them, as they were going to be hired hands on the farm, were not suitable for the children to go to school, and the winters were very cold in Montana. Well, our house was big enough to allow the Sagami and Sasaki family children to come and live with us so they could attend elementary and high school. And the reason I am very touched today is because they learned to eat spaghetti and we learned to eat with chopsticks, and I think it's a real tribute to them that they were able to withstand all of this even though they weren't really interned per se. They lost everything and were moved inland, and I think we must not forget that there were people that were totally displaced as well.

"Thank you very much."

Representative Marumoto then rose and stated:

"In a recent issue of the **Pacific Citizen**, which is the national newsletter of the Japanese American citizens, the columnist, Bill Hosokawa, expressed relief that the 50-year observance of the Pearl Harbor attack had passed without a media or of Japan bashing. 'With the Pearl Harbor anniversary coming up, AJA's were very fearful of a revival of prejudice and jingoism. But it didn't happen,' Hosokawa reports. 'Fifty years later, we got a better shake in the media. Now we could go on to better things,' he said. Media coverage was heavy around the event but many of the stories covered aspects other than the bombing. There were stories about whether the U.S. should have known about the attack, about the internment of 120,000 Japanese, about the valor of the 442nd -- this is all in addition to the attack. Hosokawa wondered whether the even-handed treatment was due to public relation efforts of organizations like JACL. I agree. The JACL and the work it has performed over the years was a positive factor in the balanced coverage.

"Not widely known was the help of Pat Saiki who is now head of the federal Small Business Administration. The White House wanted input from Pat on the President's speech that was to be given at the Pearl Harbor ceremony. Pat called on the JACL who contacted key members from across the country, and within 48 hours several JACL members were sitting in the White House with the President's speech writers telling their stories of the AJA's plight in the time following Pearl Harbor -- the story of loyal Americans, ripped away from their homes, their schools and businesses for years, the story of their service in uniforms on behalf of their country. As a result, President Bush's speech was not

chauvinistic nor inflammatory. Rather, it reflected the grief experienced by all people affected by World War II and mentioned, in particular, the trials and tribulations of the AJAs. It was a healing speech meant to close the wounds of World War II. We are grateful to all those who assisted in offering ideas and input into the President's words, and also to the ongoing work of the JACL.

"Yes, now we can go on to better things, but we will always have to return to fight the on-going battle against misunderstanding and prejudice.

"Thank you very much."

Representative Ward then rose and stated:

"Never again!"

At this time, Representative Yonamine proceeded with the introduction and asked the following honorees, "dynamic leaders of the JACL," to stand to be recognized: Mr. William Kaneko, President; Ms. Allicyn Hikida, Vice President of the Hawaii Chapter; ("Both of these people are among our young groups of dedicated, committed individuals who have really expanded and excited the membership, not only of the JACL, but members of the community with new programs and new leadership, so thank you;") Hoyt Zia, former JACL board member and founder and former national president of the National Asian Pacific American Bar Association; and Sandra Takahata, "who was born and raised in Hilo, a former internee at Jerome, Arkansas and now an attorney with the Public Utilities Commission."

Representative Yonamine presented Mr. Kaneko with a Certificate of Recognition, and orchid leis were presented to the honorees by Representatives Isbell, Chang, Fukunaga and Bainum.

At 11:59 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:06 o'clock p.m., Representative Stegmaier rose and stated:

"Mr. Speaker, I apologize for these late words. I didn't jump in a timely fashion to express something that I'd like to put on the record about the Day of Remembrance that we just went through. It has to do with one of the individuals, an internee who was placed at Jerome, Arkansas -- Sandra Takahata.

"She was a classmate of mine at the Richardson School of Law and a member of the Law Review and fellow member of the 'Halau O Ke Kula Kanawai,' the law school hula halau. There is something very, very special about her. She is graceful, intelligent, sensitive and a humble person who has always veiled the pain that she experienced in her formative years and throughout her life.

"I just wanted to place in the record this thought that surely the experience of Sandra's childhood and what must be an indelible memory of that painful experience have shaped her life and her persona and contributed greatly toward making her one of the most principled, tolerant and magnanimous people I have ever known.

"Thank you very much."

H.R. No. 108, entitled: "HOUSE RESOLUTION RECOGNIZING DORI KIYOMI TAKATA, HAWAII'S YOUNG WOMAN OF THE YEAR FOR 1992, AND HER RUNNERS-UP, CAROLE ANN KENNEDY AND SARAH KIMIKO LEE, ON THEIR EXCEPTIONAL

ACHIEVEMENTS IN HAWAII'S YOUNG WOMAN OF THE YEAR PROGRAM," was jointly offered by Representatives Ihara and Taniguchi.

On motion by Representative Ihara, seconded by Representative Taniguchi and carried, H.R. No. 108 was adopted.

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

"Mr. Speaker, in addition to the achievements mentioned in this resolution, our honored guest -- Dori Takata -- has been active in the Girl Scouts. She's also a national individual winner in the cheerleading competition, she's achieved distinction as an outstanding dancer in creative and performing arts, and she's on her way to Harvard University this fall.

"Our honoree is from Kaimuki -- Kaimuki and Seventh actually -- and Dori's nickname is 'Doritos.' She works part-time at Kentucky Fried Chicken and not Taco Bell. This young person is an inspiration to Hawaii's best and brightest young women.

"Mr. Speaker and members, it is my pleasure to introduce to you the 1992 Young Woman of the Year -- Miss Dori Kiyomi Takata."

The honoree then rose to be recognized.

Representative Ihara then asked Carole Ann Kennedy, first runner-up, "who is fluent in Spanish," and Sarah Kimiko Lee, second runner-up, "who is a fine classical pianist," to stand to be recognized.

Representative Ihara then asked Mrs. Sally Lee, mother of Sarah Lee; and Ms. Carol Chun and Ms. Corlis Chang "who is also a former Junior Miss," Co-Executive Directors of Hawaii's Junior Miss, Inc., who were seated in the audience to stand to be recognized.

Representative Ihara presented Miss Dori Takata with a Certificate of Recognition and a floral lei, and leis and certificates were also presented to Sarah Lee and Carole Kennedy by Representatives Chang and Taniguchi.

At 12:13 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:18 o'clock p.m.

#### STANDING COMMITTEE REPORTS

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 519-92) recommending that H.B. No. 3966, as amended in HD 1, be recommitted to the Committee on Consumer Protection and Commerce.

On motion by Representative Hirono, seconded by Representative Morihara and carried, the report of the Committee was adopted and H.B. No. 3966, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RECODIFICATION OF THE FINANCIAL INSTITUTIONS LAWS," was recommitted to the Committee on Consumer Protection and Commerce.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 520-92) recommending that H.B. No. 2318 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 2318, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 521-92) recommending that H.B. No. 2323 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 2323, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 522-92) recommending that H.B. No. 2327, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 2327, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTIONS 4 AND 6, OF THE CONSTITUTION OF THE STATE OF HAWAII TO SPECIFY THAT THE REAPPORTIONMENT COMMISSION SHALL USE THE TOTAL NUMBER OF PERMANENT RESIDENTS COUNTED IN THE LAST PRECEDING UNITED STATES CENSUS INSTEAD OF THE NUMBER OF REGISTERED VOTERS FOR PURPOSES OF DETERMINING REAPPORTIONMENT DISTRICTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 523-92) recommending that H.B. No. 2322, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 2322, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE DATE FOR CONSTITUTING THE REAPPORTIONMENT COMMISSION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 524-92) recommending that H.B. No. 3006, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 3006, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 525-92) recommending that H.B. No. 3221, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 3221, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 526-92) recommending that H.B. No. 3726, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 3726, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 527-92) recommending that H.B. No. 2469, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Metcalf moved that the report of the Committee be adopted and H.B. No. 2469, HD 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Arakaki.

Representative Thielen rose and stated:

"Mr. Speaker, I rise to speak against Stand. Com. Rep. 527-92, House Bill 2469, HD 1.

"What this Legislature does, Mr. Speaker, is convert attorneys who are engaged in the practice of law into lobbyists. When you take a look at the final section on page 3, it states that an attorney will come under the parameters of this bill if the attorney meets any of the provisions of section 97-1(6). You turn back to 97-1(6) and it says that a lobbyist is someone who engages in lobbying activities. Then you look to what are lobbying activities and you find out that attorneys who represent clients as attorneys in practice before, for example, the Board of Land and Natural Resources and other administrative hearings, all of a sudden become lobbyists.

"I don't believe that this should be the intent of the law, and I believe that the way it is crafted at this point can cause some serious problems for the legal community. I recognize lawyers are not the most popular people on earth at this time. However, I don't think that lawyers want to unwittingly engage in lobbying when all they're doing actually is practicing law.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2469, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 528-92) recommending that H.B. No. 2606, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 2606, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD

SEXUAL ABUSE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 529-92) recommending that H.B. No. 3314, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 3314, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TESTAMENTARY ADDITIONS TO TRUSTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 530-92) recommending that H.B. No. 2871, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 2871, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 531-92) recommending that H.B. No. 3485, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Metcalf, seconded by Representative Arakaki and carried, the report of the Committee was adopted and H.B. No. 3485, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 532-92) recommending that H.B. No. 3034, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Morihara and carried, the report of the Committee was adopted and H.B. No. 3034, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT SALES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 533-92) recommending that H.B. No. 3021, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Morihara and carried, the report of the Committee was adopted and H.B. No. 3021, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono and Metcalf, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 534-92) recommending that H.B. No. 2307, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.



On motion by Representative Hirono, seconded by Representative Morihara and carried, the joint report of the Committees was adopted and H.B. No. 2307, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono and Metcalf, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 535-92) recommending that H.B. No. 2376, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Hirono, seconded by Representative Morihara and carried, the joint report of the Committees was adopted and H.B. No. 2376, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PREPAID LEGAL SERVICES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 536-92) recommending that H.B. No. 2385 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cachola, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2385, entitled: "A BILL FOR AN ACT RELATING TO HOTELS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Cachola, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 537-92) recommending that H.B. No. 2780 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cachola, seconded by Representative Lee and carried, the report of the Committee was adopted and H.B. No. 2780, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was placed on the calendar for Third Reading.

Representative Tom, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 538-92) recommending that H.B. No. 2423, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Tom, seconded by Representative Chun and carried, the report of the Committee was adopted and H.B. No. 2423, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF CHILDREN AND YOUTH," passed Second Reading and was placed on the calendar for Third Reading.

Representative Isbell, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 539-92) recommending that H.B. No. 1346, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Isbell, seconded by Representative Duldulao and carried, the report of the Committee was adopted and H.B. No. 1346, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hagino, for the Committee on Water, Land Use, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 540-92) recommending that H.B.

No. 3401, as amended in HD 1, be recommitted to the Committee on Water, Land Use, and Hawaiian Affairs.

On motion by Representative Hagino, seconded by Representative Young and carried, the report of the Committee was adopted and H.B. No. 3401, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE LANDS," was recommitted to the Committee on Water, Land Use, and Hawaiian Affairs.

## INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 110 to 129) and concurrent resolutions (H.C.R. Nos. 103 to 120) were referred to committee, as follows:

H.R. No. 110, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TEMPORARY COMMISSION TO OBSERVE THE 50TH ANNIVERSARIES OF THE MAJOR NAVAL ENGAGEMENTS OF THE SECOND WORLD WAR IN THE PACIFIC THEATRE," was offered by Representative Lee.

Referred to: Committee on Judiciary

H.R. No. 111, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO AMEND ITS RULES TO ALLOW THE DIRECTOR TO WAIVE, UNDER CERTAIN CIRCUMSTANCES, THE THIRTY-DAY APPLICATION DEADLINE FOR FUNERAL PAYMENTS UNDER ITS FUNERAL PAYMENTS PROGRAM," was offered by Representative Ihara.

Referred to: Committee on Human Services

H.R. No. 112, entitled: "HOUSE RESOLUTION RELATING TO TRAFFIC CONGESTION," was offered by Representative Oshiro.

Referred to: Committee on Transportation

H.R. No. 113, entitled: "HOUSE RESOLUTION RELATING TO CURFEW FOR MINORS," was offered by Representative Oshiro.

Referred to: Committee on Judiciary

H.R. No. 114, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DEPARTMENT OF TAXATION PREPARE LEGISLATION TO REPEAL CHAPTER 246, HAWAII REVISED STATUTES," was offered by Representative Kanoho.

Referred to: Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance

H.R. No. 115, entitled: "HOUSE RESOLUTION REQUESTING THE HOUSE COMMITTEE ON JUDICIARY TO HOLD HEARINGS ON THE INDIVIDUALS NOMINATED BY THE GOVERNOR TO FILL THE VACANCIES ON THE STATE SUPREME COURT," was offered by Representative Hagino.

Referred to: Committee on Judiciary

H.R. No. 116, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON METHODS OF IMPROVING TRAFFIC FLOW IN THE CENTRAL AND LEEWARD OAHU REGIONS," was offered by Representative Oshiro.

Referred to: Jointly to the Committees on Transportation and Planning and Economic Development

H.R. No. 117, entitled: "HOUSE RESOLUTION REQUESTING A DETERMINATION OF WAYS TO INCREASE PRODUCTIVITY AMONG VISITOR INDUSTRY WORKERS," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho, Okamura, Say and Tajiri.

Referred to: Committee on Tourism

H.R. No. 118, entitled: "HOUSE RESOLUTION REQUESTING AN EVALUATION OF THE STATE TOURISM OFFICE," was jointly offered by Representatives Cachola, Bellinger, Chang, Fukunaga, Honda, Kanoho, Lee, Okamura, Say and Tajiri.

Referred to: Committee on Tourism

H.R. No. 119, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON ALTERNATIVE TOURISM ATTRACTIONS," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho, Lee, Okamura and Tajiri.

Referred to: Committee on Tourism

H.R. No. 120, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF WAIKIKI TOURISM TRANSPORTATION ALTERNATIVES," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho, Okamura, Say and Tajiri.

Referred to: Jointly to the Committees on Tourism and Transportation

H.R. No. 121, entitled: "HOUSE RESOLUTION URGING SCHOOLS PARTICIPATING IN SCHOOL-COMMUNITY BASED MANAGEMENT TO CONSIDER REQUIRING STUDENTS TO WEAR UNIFORMS," was jointly offered by Representatives Cachola, Alcon, Apo, Arakaki, Baker, Bellinger, Chang, Fukunaga, Hashimoto, Oshiro, Peters, Say and Tajiri.

Referred to: Committee on Education

H.R. No. 122, entitled: "HOUSE RESOLUTION REQUESTING A TASK FORCE TO REVIEW THE ALOHA WEEK PARADE TO CONSIDER ENLARGING ITS SCOPE AND SIZE," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho, Lee, Okamura, Say and Tajiri.

Referred to: Committee on Tourism

H.R. No. 123, entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY AND IMPACT OF ESTABLISHING A PHASED RETIREMENT PROGRAM FOR STATE AND COUNTY EMPLOYEES," was offered by Representative Takamine.

Referred to: Committee on Labor and Public Employment, then to the Committee on Legislative Management

H.R. No. 124, entitled: "HOUSE RESOLUTION URGING THE OFFICE OF STATE PLANNING NOT TO RECOMMEND OR PETITION THE STATE LAND USE COMMISSION FOR RECLASSIFICATION OF THE HANALEI GARDEN FARMS PROPERTY FROM AGRICULTURAL TO CONSERVATION DISTRICT," was jointly offered by Representatives Apo, Kanoho, Kawakami, Honda, Marumoto, Bellinger, Lee, Tom,

Hashimoto, Yonamine, Ward, Thielen, Say, Alcon, Santiago, Peters, Chang, Chun, Thompson, Arakaki, Tam, Anderson, Baker, O'Kieffe and Tajiri.

Referred: Jointly to the Committees on Agriculture and Planning and Economic Development

H.R. No. 125, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO ASSESS THE FEASIBILITY OF LEASING PORTABLE CLASSROOMS," was offered by Representatives Bellinger, Cachola, Honda, Kanoho and Lee.

Referred to: Committee on Education, then to the Committee on Finance

H.R. No. 126, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO CONSIDER ALTERNATIVES TO THE REQUIREMENTS FOR BID AND PERFORMANCE BONDS FOR CERTAIN GOVERNMENT CONTRACTS," was jointly offered by Representatives Bellinger, Cachola, Fukunaga, Honda, Kanoho and Lee.

Referred to: Committee on Planning and Economic Development

H.R. No. 127, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO UPDATE THE NONPOINT SOURCE ASSESSMENT REPORT AND THE NONPOINT SOURCE MANAGEMENT PLAN AND SUBMIT FINAL VERSIONS TO THE HAWAII STATE LEGISLATURE IN 1993," was jointly offered by Representatives Thielen and Hiraki.

Referred to: Committee on Energy and Environmental Protection

H.R. No. 128, entitled: "HOUSE RESOLUTION URGING INCREASED USE OF PRICE LIST CONTRACTS BY STATE AGENCIES," was jointly offered by Representatives Bellinger, Cachola, Fukunaga, Honda, Kanoho and Lee.

Referred to: Committee on Planning and Economic Development

H.R. No. 129, entitled: "HOUSE RESOLUTION REQUESTING THAT THE RULES OF THE HOUSE OF REPRESENTATIVES BE AMENDED TO PROVIDE EACH STANDING COMMITTEE MEMBER AN OPPORTUNITY TO VOTE ON THE DISPOSITION OF EACH BILL FOR WHICH A PUBLIC HEARING HAS BEEN HELD," was jointly offered by Representatives Ward, Marumoto, O'Kieffe and Thielen.

Referred to: Committee on Judiciary

H.C.R. No. 103, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TEMPORARY COMMISSION TO OBSERVE THE 50TH ANNIVERSARIES OF THE MAJOR NAVAL ENGAGEMENTS OF THE SECOND WORLD WAR IN THE PACIFIC THEATRE," was offered by Representative Lee.

Referred to: Committee on Judiciary

H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO AMEND ITS RULES TO ALLOW THE DIRECTOR TO WAIVE, UNDER CERTAIN CIRCUMSTANCES, THE THIRTY-DAY



APPLICATION DEADLINE FOR FUNERAL PAYMENTS UNDER ITS FUNERAL PAYMENTS PROGRAM," was offered by Representative Ihara.

Referred to: Committee on Human Services

H.C.R. No. 105, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO TRAFFIC CONGESTION," was offered by Representative Oshiro.

Referred to: Committee on Transportation

H.C.R. No. 106, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO CURFEW FOR MINORS," was offered by Representative Oshiro.

Referred to: Committee on Judiciary

H.C.R. No. 107, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF TAXATION PREPARE LEGISLATION TO REPEAL CHAPTER 246, HAWAII REVISED STATUTES," was offered by Representative Kanoho.

Referred to: Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance

H.C.R. No. 108, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON METHODS OF IMPROVING TRAFFIC FLOW IN THE CENTRAL AND LEEWARD OAHU REGIONS," was offered by Representative Oshiro.

Referred to: Jointly to the Committees on Transportation and Planning and Economic Development

H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A DETERMINATION OF WAYS TO INCREASE PRODUCTIVITY AMONG VISITOR INDUSTRY WORKERS," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho, Lee, Okamura, Say and Tajiri.

Referred to: Committee on Tourism

H.C.R. No. 110, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF THE STATE TOURISM OFFICE," was jointly offered by Representatives Cachola, Bellinger, Chang, Fukunaga, Honda, Kanoho, Okamura, Say and Tajiri.

Referred to: Committee on Tourism

H.C.R. No. 111, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON ALTERNATIVE TOURISM ATTRACTIONS," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho and Okamura.

Referred to: Committee on Tourism

H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF WAIKIKI TOURISM TRANSPORTATION ALTERNATIVES," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho, Lee, Okamura, Say and Tajiri.

Referred to: Jointly to the Committees on Tourism and Transportation

H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION URGING SCHOOLS PARTICIPATING IN

SCHOOL-COMMUNITY BASED MANAGEMENT TO CONSIDER REQUIRING STUDENTS TO WEAR UNIFORMS," was jointly offered by Representatives Cachola, Alcon, Apo, Arakaki, Baker, Bellinger, Chang, Fukunaga, Hashimoto, Lee, Oshiro, Peters, Say and Tajiri.

Referred to: Committee on Education

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A TASK FORCE TO REVIEW THE ALOHA WEEK PARADE TO CONSIDER ENLARGING ITS SCOPE AND SIZE," was jointly offered by Representatives Cachola, Chang, Fukunaga, Honda, Kanoho, Okamura, Say and Tajiri.

Referred to: Committee on Tourism

H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY AND IMPACT OF ESTABLISHING A PHASED RETIREMENT PROGRAM FOR STATE AND COUNTY EMPLOYEES," was offered by Representative Takamine.

Referred to: Committee on Labor and Public Employment, then to the Committee on Legislative Management

H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF STATE PLANNING NOT TO RECOMMEND OR PETITION THE STATE LAND USE COMMISSION FOR RECLASSIFICATION OF THE HANAIEI GARDEN FARMS PROPERTY FROM AGRICULTURAL TO CONSERVATION DISTRICT," was jointly offered by Representatives Apo, Kanoho, Kawakami, Honda, Marumoto, Bellinger, Lee, Tom, Hashimoto, Ward, Morihara, Thielen, Say, Alcon, Santiago, Peters, Chang, Chun, Tam, Anderson, Arakaki, Baker, O'Kieffe, Tajiri and Thompson.

Referred to: Jointly to the Committees on Agriculture and Planning and Economic Development

H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO ASSESS THE FEASIBILITY OF LEASING PORTABLE CLASSROOMS," was offered by Representatives Bellinger, Cachola, Honda, Kanoho and Lee.

Referred to: Committee on Education, then to the Committee on Finance

H.C.R. No. 118, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO CONSIDER ALTERNATIVES TO THE REQUIREMENTS FOR BID AND PERFORMANCE BONDS FOR CERTAIN GOVERNMENT CONTRACTS," was jointly offered by Representatives Bellinger, Cachola, Fukunaga, Honda, Kanoho and Lee.

Referred to: Committee on Planning and Economic Development

H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO UPDATE THE NONPOINT SOURCE ASSESSMENT REPORT AND THE NONPOINT SOURCE MANAGEMENT PLAN AND SUBMIT FINAL VERSIONS TO THE HAWAII STATE LEGISLATURE IN 1993," was jointly offered by Representatives Thielen and Hiraki.

Referred to: Committee on Energy and Environmental Protection

H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION URGING INCREASED USE OF PRICE LIST CONTRACTS BY STATE AGENCIES," was jointly offered by Representatives Bellinger, Cachola, Fukunaga, Honda, Kanoho and Lee.

Referred to: Committee on Planning and Economic Development

By unanimous consent, the following resolutions (H.R. Nos. 130 to 159) and concurrent resolutions (H.C.R. Nos. 121 to 150) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 130, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A SPECIAL TEACHER RECRUITMENT TEAM AND TO DEVELOP AND PROVIDE NECESSARY SERVICES AND TOOLS TO RECRUIT TEACHERS FOR RURAL OR REMOTE AREAS OF THE STATE," was offered by Representative Baker.

H.R. No. 131, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COMMUNITY COLLEGE SYSTEM, IN COOPERATION WITH THE UNIVERSITY OF HAWAII, TO STUDY THE FEASIBILITY OF ESTABLISHING A LEGISLATIVE INTERNSHIP PROGRAM," was offered by Representative Alcon.

H.R. No. 132, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO ASSESS THE FEASIBILITY OF COMPUTER-PRINTED VEHICLE REGISTRATION WINDSHIELD DECALS," was offered by Representative Oshiro.

H.R. No. 133, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE PUBLIC LIBRARY SYSTEM TO CONTINUE PROVIDING PUBLIC MEETING ROOMS FOR USE BY THE PUBLIC AND THE COMMUNITY," was offered by Representative Oshiro.

H.R. No. 134, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF INCLUDING A MANDATORY ROAD SKILLS TEST FOR RENEWING A DRIVER'S LICENSE AT PERIODIC INTERVALS," was offered by Representative Oshiro.

H.R. No. 135, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO PLAN AND IMPLEMENT A STATEWIDE FERRY SYSTEM," was offered by Representative Oshiro.

H.R. No. 136, entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO MODIFY STATE PARKING CONTROL POLICIES TO ENCOURAGE RIDESHARING ARRANGEMENTS," was offered by Representative Oshiro.

H.R. No. 137, entitled: "HOUSE RESOLUTION REQUESTING AN INVESTIGATION OF RECENT OCEAN USE CONFLICTS BETWEEN TUG VESSELS AND RECREATIONAL BOATS," was offered by Representative Oshiro.

H.R. No. 138, entitled: "HOUSE RESOLUTION REQUESTING THAT THE BOARD OF EDUCATION DEVELOP A TIMETABLE AND PLANS FOR

IMPLEMENTING ALL EDUCATION PROGRAMS," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago and Young.

H.R. No. 139, entitled: "HOUSE RESOLUTION REQUESTING THE CONFERENCE OF PERSONNEL DIRECTORS TO CONDUCT A STUDY ON THE PRICING OF PERSONNEL CLERKS AND TECHNICIANS," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

H.R. No. 140, entitled: "HOUSE RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE PRODUCTIVITY AND EFFICIENCY OF THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

H.R. No. 141, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO IDENTIFY RESOURCE NEEDS THAT COULD BE PROVIDED BY THE BUSINESS COMMUNITY," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

H.R. No. 142, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO EVALUATE SOLUTIONS FOR MEETING THE NEED FOR PARKING AT SCHOOLS," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

H.R. No. 143, entitled: "HOUSE RESOLUTION REQUESTING THE COMMITTEE ON EDUCATION OF THE HOUSE OF REPRESENTATIVES TO CONVENE A TASK FORCE FOR THE COMPREHENSIVE REVIEW OF SPECIAL EDUCATION PROGRAMS IN THE STATE OF HAWAII," was jointly offered by Representatives Tam, Isbell, O'Kieffe and Stegmaier.

H.R. No. 144, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO REEXAMINE ITS POLICY REGARDING CURRICULUM DEVELOPMENT AND IMPLEMENTATION," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

H.R. No. 145, entitled: "HOUSE RESOLUTION REQUESTING THAT THE ISLAND OF KAHŌ'OLAWA BE RETURNED TO THE JURISDICTION OF THE STATE OF HAWAII," was offered by Representative O'Kieffe.

H.R. No. 146, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO DEVELOP AND PUBLISH A WRITTEN ANNUAL REPORT CARD ON THE PERFORMANCE OF THE PUBLIC SCHOOLS IN HAWAII," was jointly offered by Representatives O'Kieffe, Tam, Chun, Isbell, Santiago, Shon, Tatibouet and Young.

H.R. No. 147, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF TRANSFERRING A SEGMENT OF THE HANA HIGHWAY FROM MAUI COUNTY TO THE STATE OF HAWAII," was offered by Representative O'Kieffe.

H.R. No. 148, entitled: "HOUSE RESOLUTION TO RECOGNIZE THE 20TH ANNIVERSARY OF THE HONOLULU MARATHON AND REQUESTING THE DEPARTMENT OF TRANSPORTATION TO MODIFY OR CHANGE THE HONOLULU MARATHON COURSE," was offered by Representative Tatibouet.

H.R. No. 149, entitled: "HOUSE RESOLUTION RELATING TO MINIMUM WAGE AND THE TIP CREDIT ALLOWANCE," was offered by Representative Yonamine.

H.R. No. 150, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION, IN CONJUNCTION WITH THE UNITED STATES CUSTOMS SERVICE, AND THE COUNTY OF HAWAII, TO STUDY THE FEASIBILITY OF ESTABLISHING A FULL-TIME CUSTOMS FACILITY AT HILO INTERNATIONAL AIRPORT," was jointly offered by Representatives Chang, Alcon, Chun, Fukunaga, Santiago, Shon and Tam.

H.R. No. 151, entitled: "HOUSE RESOLUTION CELEBRATING AND SUPPORTING 'EARTH SUMMIT HAWAII' IN COMMEMORATION OF THE WORLDWIDE CAMPAIGN FOR THE EARTH," was jointly offered by Representatives Chang, Alcon, Chun, Fukunaga, Santiago, Shon and Tam.

H.R. No. 152, entitled: "HOUSE RESOLUTION RECOGNIZING THE YEAR 1992 AS THE 'YEAR OF THE FAMILY' IN HAWAII," was offered by Representative Tom.

H.R. No. 153, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF PILOT SALVAGING PROJECTS AT COUNTY LANDFILLS," was jointly offered by Representatives Isbell, Amaral, Arakaki, Bainum, Chun, Hirono, Shon, Tatibouet, Tom, Ward and Yonamine.

H.R. No. 154, entitled: "HOUSE RESOLUTION REQUESTING THAT LEGISLATIVE STUDIES BE PERFORMED BY PRIVATE CONSULTANTS ONLY IN LIMITED CIRCUMSTANCES," was jointly offered by Representatives Tam, Bunda, Chun, Honda and Isbell.

H.R. No. 155, entitled: "HOUSE RESOLUTION REQUESTING A PROHIBITION OF FORMAL PUBLIC HEARINGS DURING RECESS PERIODS DURING THE LEGISLATIVE SESSION TO PERMIT LEGISLATORS TO BE MORE ACCESSIBLE TO THE PUBLIC," was jointly offered by Representatives Tam, Bunda, Chun and Tatibouet.

H.R. No. 156, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO PHASE OUT THE USE OF GOVERNMENT-OWNED PASSENGER MOTOR VEHICLES TO PERFORM STATE BUSINESS BY ENCOURAGING STATE EMPLOYEES TO USE THEIR PERSONAL VEHICLES," was jointly offered by Representatives Tam, Bunda, Chun and Tatibouet.

H.R. No. 157, entitled: "HOUSE RESOLUTION REQUESTING AN EVALUATION OF THE IMPACT OF NONRESIDENT ALIEN RESIDENTIAL PROPERTY ACQUISITIONS ON VALUES OF RESIDENTIAL REAL PROPERTY IN HAWAII," was jointly offered by Representatives Tam, Arakaki, Bunda, Chun, Honda and Isbell.

H.R. No. 158, entitled: "HOUSE RESOLUTION REQUESTING A DETERMINATION OF THE NUMBER OF VETERANS WHO RETIRED UNDER THE STATE RETIREMENT SYSTEM BEFORE JULY 1, 1989, AND ARE NOT ELIGIBLE FOR MILITARY SERVICE CREDIT," was jointly offered by Representatives Tam, Arakaki, Bunda, Chun, Honda and Isbell.

H.R. No. 159, entitled: "HOUSE RESOLUTION REQUESTING A PROGRESS REPORT ON THE STATE

PLAN," was jointly offered by Representatives Tam, Arakaki, Bunda, Chun, Honda, Isbell, Shon and Tatibouet.

H.C.R. No. 121, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH A SPECIAL TEACHER RECRUITMENT TEAM AND TO DEVELOP AND PROVIDE NECESSARY SERVICES AND TOOLS TO RECRUIT TEACHERS FOR RURAL OR REMOTE AREAS OF THE STATE," was offered by Representative Baker.

H.C.R. No. 122, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COMMUNITY COLLEGE SYSTEM, IN COOPERATION WITH THE UNIVERSITY OF HAWAII, TO STUDY THE FEASIBILITY OF ESTABLISHING A LEGISLATIVE INTERNSHIP PROGRAM," was offered by Representative Alcon.

H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO ASSESS THE FEASIBILITY OF COMPUTER-PRINTED VEHICLE REGISTRATION WINDSHIELD DECALS," was offered by Representative Oshiro.

H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE PUBLIC LIBRARY SYSTEM TO CONTINUE PROVIDING PUBLIC MEETING ROOMS FOR USE BY THE PUBLIC AND THE COMMUNITY," was offered by Representative Oshiro.

H.C.R. No. 125, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF INCLUDING A MANDATORY ROAD SKILLS TEST FOR RENEWING A DRIVER'S LICENSE AT PERIODIC INTERVALS," was offered by Representative Oshiro.

H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO PLAN AND IMPLEMENT A STATEWIDE FERRY SYSTEM," was offered by Representative Oshiro.

H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO MODIFY STATE PARKING CONTROL POLICIES TO ENCOURAGE RIDESHARING ARRANGEMENTS," was offered by Representative Oshiro.

H.C.R. No. 128, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION OF RECENT OCEAN USE CONFLICTS BETWEEN TUG VESSELS AND RECREATIONAL BOATS," was offered by Representative Oshiro.

H.C.R. No. 129, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE BOARD OF EDUCATION DEVELOP A TIMETABLE AND PLANS FOR IMPLEMENTING ALL EDUCATION PROGRAMS," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago and Young.

H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONFERENCE OF PERSONNEL DIRECTORS TO CONDUCT A STUDY ON THE PRICING OF PERSONNEL CLERKS AND TECHNICIANS," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

H.C.R. No. 131, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A TASK FORCE TO IMPROVE THE PRODUCTIVITY AND EFFICIENCY OF THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO IDENTIFY RESOURCE NEEDS THAT COULD BE PROVIDED BY THE BUSINESS COMMUNITY," was jointly offered by Representatives Tam, Chun, Isbell, O'Kieffe, Santiago, Stegmaier and Young.

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H.C.R. No. 136, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO DEVELOP AND PUBLISH A WRITTEN ANNUAL REPORT CARD ON THE PERFORMANCE OF THE PUBLIC SCHOOLS IN HAWAII," was jointly offered by Representatives O'Kieffe, Tam, Chun, Isbell, Santiago, Shon, Tatibouet and Young.

H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE FEASIBILITY OF TRANSFERRING A SEGMENT OF THE HANA HIGHWAY FROM MAUI COUNTY TO THE STATE OF HAWAII," was offered by Representative O'Kieffe.

H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO MINIMUM WAGE AND THE TIP CREDIT ALLOWANCE," was offered by Representative Yonamine.

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H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE YEAR 1992 AS THE 'YEAR OF THE FAMILY' IN HAWAII," was offered by Representative Tom.

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H.C.R. No. 143, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT LEGISLATIVE STUDIES BE PERFORMED BY PRIVATE CONSULTANTS ONLY IN LIMITED CIRCUMSTANCES," was jointly offered by Representatives Tam, Bunda, Chun, Honda and Isbell.

H.C.R. No. 144, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PROHIBITION OF FORMAL PUBLIC HEARINGS DURING RECESS PERIODS DURING THE LEGISLATIVE SESSION TO PERMIT LEGISLATORS TO BE MORE ACCESSIBLE TO THE PUBLIC," was jointly offered by Representatives Tam, Bunda, Chun and Tatibouet.

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H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE OFFICE OF STATE PLANNING," was jointly offered by Representatives Tam, Arakaki, Bunda, Chun, Honda, Isbell and Tatibouet.

H.C.R. No. 147, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EVALUATION OF THE IMPACT OF NONRESIDENT ALIEN RESIDENTIAL PROPERTY ACQUISITIONS ON VALUES OF RESIDENTIAL REAL PROPERTY IN HAWAII," was jointly offered by Representatives Tam, Bunda, Chun, Honda and Isbell.

H.C.R. No. 148, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A DETERMINATION OF THE NUMBER OF VETERANS WHO RETIRED UNDER THE STATE RETIREMENT SYSTEM BEFORE JULY 1, 1989, AND ARE NOT ELIGIBLE FOR MILITARY SERVICE CREDIT," was jointly offered by Representatives Tam, Bunda, Chun, Honda and Isbell.

H.C.R. No. 149, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SOCIAL AND FINANCIAL ASSESSMENT OF MANDATORY HEALTH INSURANCE COVERAGE FOR ACUPUNCTURE SERVICES," was jointly offered by Representatives Tam, Arakaki, Bunda, Chun, Hashimoto, Honda, Isbell, Shon and Tatibouet.

H.C.R. No. 150, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A PROGRESS REPORT ON THE STATE PLAN," was jointly offered by Representatives Tam, Arakaki, Bunda, Chun, Honda, Isbell, Shon and Tatibouet.

At 12:25 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:27 o'clock p.m.

Representative Anderson rose and stated:

"Mr. Speaker, being that we're on Introduction of Resolutions and we do have some resolutions... referrals on our desks, I was wondering if I may say a few remarks in favor of one of these House Concurrent Resolutions."

Directed by the Chair to "please proceed," Representative Anderson continued:

"Mr. Speaker, this would be in regards to House Concurrent Resolution No. 95, requesting that the Legislative Auditor conduct a financial audit and evaluate the management operations of the Child Support Enforcement Agency.

"Mr. Speaker, I am in favor of that but with or without this audit, Mr. Speaker, I would hope that most of us would evaluate the Child Support Enforcement Agency and we would be able to either vote for or against it. Very recently, Mr. Speaker, because of another audit on our own legislative budget, we were chastised and we were in favor, we knew what we were voting for, and with or without that particular audit, I would like to say, like this one, I would vote for it.

"Thank you very much."

#### ANNOUNCEMENTS

Representative Taniguchi: "Your Majority will be holding a caucus for Third Reading bills on Thursday, February 27th, at 11:00 in the Majority Caucus Room."

At this time, Representative Arakaki, on behalf of the members of the House, extended congratulations to Representative D. Ige on the birth of his daughter, Amy Mitsuko, on February 15, 1992.

Representative O'Kieffe then rose and, on behalf of the Minority members, extended congratulations to Representative D. Ige.

#### ADJOURNMENT

At 12:31 o'clock p.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Thursday, February 27, 1992.

## TWENTY-FOURTH DAY

Thursday, February 27, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:59 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Chaplain Carman Blair of The Queen's Medical Center, after which the Roll was called showing all members present with the exception of Representatives Ihara and Tajiri, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Third Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Third Day was approved.

## DEPARTMENTAL COMMUNICATION

Dept. Com. No. 1 from Irwin Tanaka, Administrative Director of the Courts, The Judiciary, State of Hawaii, transmitting copies of the report entitled: **"Judiciary Action Plan to Achieve State Education Goals,"** pursuant to House Resolution No. 173, requesting all State agencies to develop plans to achieve the State education goals, which report comprises the plan completed by Lani Thalia Ma'a, Director of the Judiciary History Center, and Pauline N. Namuo, Driver Education Administrator, was read by the Clerk and placed on file.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 21 to 23) were read by the Clerk and were placed on file:

Sen. Com. No. 21, transmitting Senate Bill No. 1843, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," which passed Third Reading in the Senate on February 19, 1992.

Sen. Com. No. 22, transmitting Senate Bill No. 2229, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII RULES OF EVIDENCE," which passed Third Reading in the Senate on February 19, 1992.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, S.B. Nos. 1843, SD 2, and 2229, SD 1, passed First Reading by title and further action was deferred.

Sen. Com. No. 23, returning House Concurrent Resolution No. 102, entitled: "MANDATORY ADMINISTRATIVE RECESS DAYS FOR THE REGULAR SESSION OF 1992 WILL BE THE 20TH, 21ST, 22ND, 25TH AND 26TH DAYS OF FEBRUARY, 1992," which was adopted by the Senate on February 19, 1992.

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

Representative Baker introduced a group of student leaders from the Princess Nahienena Elementary School in Lahaina, Maui, "who are here to lobby the Finance members and others on the need for a new cafeteria for

the school," as follows: Justin Serrano, Student Council President; Joanie Barangan, Vice President; Zachary Dent, Council member; and Chaz Ah Puck, a concerned student. They were accompanied by Mr. Michael Nakano, Principal; Mr. James Fuchigami, Vice Principal; and Mr. Ralph Dent, President of the PTA.

Representative Kanoho, on behalf of Representatives Apo, Kawakami and himself, introduced 11 members of the 1992 Kauai County Blue Ribbon Legislative Committee "who are here to address the several issues on behalf of the elderly on Kauai." They were lead by Sharlene Nakamine and Naomi Sugihara.

Representative Young introduced Mr. Mark Merriam, Director of the Multiple Sclerosis Society, accompanied by his father, Bob Merriam, "who works in my office."

Representative O'Kieffe introduced a former colleague, Joseph Garcia, and members of the Silver Legislature from the Big Island.

## ORDER OF THE DAY

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 130 to 159) and concurrent resolutions (H.C.R. Nos. 121 to 150) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
130	Committee on Education
131	Committee on Higher Education and the Arts
132	Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs, then to the Committee on Legislative Management
133	Committee on Education
134	Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs
135	Committee on Transportation
136	Committee on Transportation, then to the Committee on Legislative Management
137	Committee on Transportation, then to the Committee on Legislative Management
138	Committee on Education
139	Committee on Labor and Public Employment, then to the Committee on Education
140	Committee on Education, then to the Committee on Finance
141	Committee on Education
142	Committee on Education, then to the Committee on Finance
143	Committee on Education, then to the Committee on Legislative Management
144	Committee on Education



145 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs

146 Committee on Education

147 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs, then to the Committee on Legislative Management

148 Committee on Transportation

149 Committee on Labor and Public Employment, then to the Committee on Legislative Management

150 Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs

151 Committee on Energy and Environmental Protection

152 Committee on Human Services

153 Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs

154 Committee on Finance

155 Committee on Judiciary

156 Committee on Finance

157 Jointly to the Committees on Housing and Higher Education and the Arts

158 Committee on Labor and Public Employment

159 Committee on Planning and Economic Development

#### H.C.R. Nos.

121 Committee on Education

122 Committee on Higher Education and the Arts

123 Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs, then to the Committee on Legislative Management

124 Committee on Education

125 Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs

126 Committee on Transportation

127 Committee on Transportation, then to the Committee on Legislative Management

128 Committee on Transportation, then to the Committee on Legislative Management

129 Committee on Education

130 Committee on Labor and Public Employment, then to the Committee on Education

131 Committee on Education, then to the Committee on Finance

132 Committee on Education

133 Committee on Education, then to the Committee on Finance

134 Committee on Education

135 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs

136 Committee on Education

137 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs, then to the Committee on Legislative Management

138 Committee on Labor and Public Employment, then to the Committee on Legislative Management

139 Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs

140 Committee on Energy and Environmental Protection

141 Committee on Human Services

142 Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs

143 Committee on Finance

144 Committee on Judiciary

145 Committee on Finance

146 Committee on Planning and Economic Development, then to the Committee on Legislative Management

147 Jointly to the Committees on Housing and Higher Education and the Arts

148 Committee on Labor and Public Employment

149 Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management

150 Committee on Planning and Economic Development

#### **INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)**

The following resolutions (H.R. Nos. 160 and 161) were read by the Clerk and were disposed of as follows:

H.R. No. 160, entitled: "HOUSE RESOLUTION COMMENDING AND CONGRATULATING JACINTO B. BADUA FOR PROVIDING YEARS OF DEDICATED SERVICE TO THE PEOPLE OF THE STATE OF HAWAII," was jointly offered by Representatives Alcon, Arakaki, Horita, Thompson, Chun, Bunda, Duldulao, M. Ige and Chang.



On motion by Representative Alcon, seconded by Representative Arakaki and carried, H.R. No. 160 was adopted.

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

"Mr. Speaker, when World War II started, Mr. Badua, commonly known to his friends as 'Jesse,' was working in a bakery and he was in the fourth grade. But because of the war, he decided to go out and work at various companies.

"In 1967, Mr. Speaker, he came to Hawaii and brought his skills with him, and again he worked at various companies here in Hawaii. Finally, he opened his own bakery at Moanalua Shopping Center. And the rest of it, Mr. Speaker, is history because by now he has seven establishments.

"Mr. Speaker, Mr. Badua had a very humble beginning but then he has the stature of success. It is truly a Horatio Alger story. Yes, Mr. Speaker, Mr. Badua is very humble and I might tell you, at this point, Mr. Speaker, I think this is the first time and not the second time that he wore his suit because he is always walking around with a nice-looking but a little bit baggy trousers, and you wouldn't think that he is a millionaire. He displays an air of humility, going about his work day-in and day-out. In fact, he doesn't even bother to run the business because Mrs. Remedios Badua is the brains of the family. In fact, Mr. Badua admitted that Mrs. Badua is the brains and also the 'Speaker' of her house.

"I think the biggest accomplishment of Mr. and Mrs. Badua is their family. They are blessed with four boys, no girls I understand, but then they are also blessed with two daughters-in-law, and everyone in the family works for Jesse's Bakery and Restaurant -- 'The Home of the Best Insemada and Paniolo Roll.' Incidentally, Mr. Speaker, they now have a restaurant at the corner of Kohou and King Streets, and I think they have had the honor of stopping by and enjoying a very delicious meal, and I know that there are some of us here today that have also gone over to his King Street restaurant.

"Mr. Speaker, pastries that were brought to your office -- the roll was the Paniolo -- so if you want to invite all your colleagues to come over to your office later on, it would be fine. Mr. Badua asked me if he could bring some Filipino food and I told him 'no' because we don't have a place to hold all our guests. But at any rate, I am sure that, you know, in the back space of his restaurant is a private room and I am sure that before the session is over, we would be able to go over and enjoy what he calls the Chicken Palia."

Representative Alcon then introduced Mr. Jacinto "Jesse" Badua and Mrs. Remedios Badua and asked them to stand to be recognized.

Representative Alcon then asked the following family members who were seated in the audience to stand to be recognized: Joseph and Flory Badua; Manual and Elsa Badua; and Andy and Linda Ramos.

Representative Duldulao then rose and stated:

"Mr. and Mrs. Badua, I am deeply honored to extend, on behalf of the Filipino community, our warmest congratulations to your successes in your business endeavors, and also your generosity and commitment to all of the Filipino activities in our community and also to our beloved State.

"Thank you very much, and congratulations."

Representative Alcon presented Mr. Badua with a Certificate of Recognition while various Representatives presented the honorees with floral leis.

H.R. No. 161, entitled: "HOUSE RESOLUTION CONGRATULATING AND COMMENDING WARREN H. HARUKI UPON BEING SELECTED PRESIDENT OF GTE HAWAIIAN TEL," was jointly offered by Representatives Kanoho, Taniguchi, Kawakami, Hirono, D. Ige, Alcon, Baker, Bellinger, Bunda, Cachola, Chang, Duldulao, Honda, Horita, M. Ige, Ihara, Isbell, Lee, Metcalf, Morihara, Oshiro, Peters, Santiago, Say, Stegmaier, Tajiri, Thompson and Young.

On motion by Representative Kanoho, seconded by Representative Taniguchi and carried, H.R. No. 161 was adopted.

Representative Kanoho proceeded to introduce the honoree, stating:

"Mr. Speaker and fellow colleagues, for two weeks ending this past Sunday, the eyes of the world were focused on the events of the Winter Olympics. Millions watched the best athletes of our time perform so superbly in their respective specialties. As the winners were honored with their medals, I kept thinking that it would be a super-outstanding accomplishment if someone from sunny Hawaii could stand on the top pedestal and be a gold medalist. We would all be so very proud of such a champion from Hawaii who would be deservedly honored and showered with praise.

"In Warren Haruki, we do have such a champion standing on a pinnacle of success. Like the gold medalists who possess natural abilities and devote their entire beings to develop the skills and techniques to be the very best, so has Warren diligently and conscientiously applied his special inherent qualities to succeed in business and in life.

"Most of you know that I also worked at Hawaiian Tel for nearly 40 years and has been employed, in fact, for over five years before Warren was even born. This is only to say that he is still a young boy. I never ever thought that I'd see the day when a local boy, born and raised on Kauai, would become President of Hawaiian Telephone. I am so very pleased, and so are all the employees at Hawaiian Tel and the people of Hawaii.

"The fact that Warren's entire GTE employment has been entirely with Hawaiian Tel is particularly significant. It is a fact that no one has ever assumed the presidency of any GTE operating telephone company without first being rotated to different vice-presidential positions in several companies around the country so as to obtain broadening experiences and to prove themselves in varying situations.

"As I explained this fact to one of our colleagues, she said, 'He must be very intelligent.' 'Yes,' I said, 'he is brilliant,' but as importantly, he is a humble and a super nice guy.

"Truly, Warren is a champion of the highest degree, not only through his remarkable success in business, but because he is a good husband, father, community leader and a role model for our youths.

"May I present our gold medalist and champion, Warren Haruki, President of Hawaiian Telephone Company."

Mr. Warren Haruki then rose to be recognized.

Representative Kanoho continued:

"Now, the real reason that Warren is such a great success is that he has had the support of a good, faithful, understanding wife, and I think we need to underscore the word understanding because Warren, because of his responsibilities, has to be away from home so often and for so long. Warren's beautiful and gracious wife, Gail, is a State employee in the Department of Business, Economic Development and Tourism, after being in the Governor's Office in the Executive Office on Aging since she has been in State government herself for twelve years."

Representative Kanoho then asked Mrs. Gail Haruki to stand to be recognized.

Representative Kanoho then presented Mr. Haruki with a Certificate of Recognition and floral leis were presented to him by Representatives Kawakami and Hirono, and Representative Taniguchi presented a ginger lei to Mrs. Haruki.

At 12:19 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:31 o'clock p.m.

#### SUSPENSION OF RULES

On motion by Representative Apo, seconded by Representative O'Kieffe 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:

##### H.B. No. 2318:

Representative Metcalf moved that H.B. No. 2318, having been read throughout, pass Third Reading, seconded by Representative Amaral.

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

"Mr. Speaker, just by way of history, I believe this is the third time we are passing this bill. We tried it at two other legislative sessions and I think it's always received unanimous consent, both from the House and the Senate. If not unanimous consent, certainly overwhelming consent, and on the prior two occasions, the Governor has vetoed the bill.

"I think this is a good bill. I think it helps the residents and constituents of the district that needs a replacement. I encourage the Senate to immediately pass this bill because we've had it before and, hopefully, we can get the bill passed before the end of session so that if the Governor should choose to veto the bill again, we'll have an opportunity to override the veto. I think this frustrates legislative consent but I think, you know, we're trying for the third time to send a message to the Governor. You know, the voters in New Hampshire sent a message to King George so I think this is our test to send a message to King John.

"Thank you very much."

The motion was put by the Chair and carried, and H.B. No. 2318, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE VACANCIES," having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. No. 2318 had passed Third Reading at 12:33 o'clock p.m.

##### H.B. No. 2323:

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 2323, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

##### H.B. No. 2327, HD 1:

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 2327, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTIONS 4 AND 6, OF THE CONSTITUTION OF THE STATE OF HAWAII TO SPECIFY THAT THE REAPPORTIONMENT COMMISSION SHALL USE THE TOTAL NUMBER OF PERMANENT RESIDENTS COUNTED IN THE LAST PRECEDING UNITED STATES CENSUS INSTEAD OF THE NUMBER OF REGISTERED VOTERS FOR PURPOSES OF DETERMINING REAPPORTIONMENT DISTRICTS," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

##### H.B. No. 2322, HD 1:

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 2322, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 2, OF THE HAWAII CONSTITUTION, TO CHANGE THE DATE FOR CONSTITUTING THE REAPPORTIONMENT COMMISSION," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. Nos. 2323, 2327 and 2322 had passed Third Reading at 12:34 o'clock p.m.

##### H.B. No. 3006, HD 1:

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 3006, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Bunda voting no, and Representatives Ihara and Tajiri being excused.

##### H.B. No. 3221, HD 1:

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 3221, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

##### H.B. No. 3726, HD 1:

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 3726, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. Nos. 3006, 3221 and 3726 had passed Third Reading at 12:35 o'clock p.m.

**H.B. No. 2469, HD 1:**

Representative Metcalf moved that H.B. No. 2469, HD 1, having been read throughout, pass Third Reading, seconded by Representative Amaral.

Representative Thielen rose and stated:

"Attorneys are generally the brunt of jokes. Today, this bill also makes them lobbyists, and I am rising to speak reluctantly in favor of the bill and to express my reservations, Mr. Speaker.

"When you take a look at the bill, it states that an attorney must register as a lobbyist if the attorney meets any provisions of Section 97-1(6). You turn back and you find what that is -- that defines the word 'lobbyist.'

"The definition of 'lobbyist' is not very helpful. A lobbyist is someone who is engaged in lobbying activity. Then you say, alright, now let's take another look and let's see where that will lead us. And you look at subsection (7) and 'lobbying' will mean an attorney who engages in actually representing a client attempting to influence some administrative action on behalf of a client in a quasi-judicial or other administrative hearings. This means that virtually all of those procedures before the Board of Land and Natural Resources where attorneys are representing their clients to petition for a land use reclassification or a change in subzone which is a quasi-judicial procedure, it means that those attorneys who are functioning solely as attorneys all of a sudden become lobbyists and subject to a petty misdemeanor for inadvertently not registering as lobbyists, and also for stating frankly that they should not have to register as lobbyists when they are acting as attorneys.

"For those reasons, Mr. Speaker, I hope, as this bill moves over to the Senate side, that someone will give it a very hard look over there and pay some attention to amending the section under Section 97-1(7). I note that I am joined by another representative who has signed 'with reservations' and I don't know, I don't believe we share the same reservations, but I hope that whatever those reservations are they will also be conveyed to the Senate side.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2469, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

**H.B. No. 2606, HD 1:**

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 2606, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SEXUAL ABUSE," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. Nos. 2469 and 2606 had passed Third Reading at 12:39 o'clock p.m.

**H.B. No. 3314, HD 1:**

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 3314, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TESTAMENTARY ADDITIONS TO TRUSTS," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

**H.B. No. 2871, HD 1:**

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 2871, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

**H.B. No. 3485, HD 1:**

On motion by Representative Metcalf, seconded by Representative Amaral and carried, H.B. No. 3485, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. Nos. 3314, 2871 and 3485 had passed Third Reading at 12:40 o'clock p.m.

**H.B. No. 3034, HD 1:**

On motion by Representative Hirono, seconded by Representative Morihara and carried, H.B. No. 3034, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT SALES," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

**H.B. No. 3021, HD 1:**

On motion by Representative Hirono, seconded by Representative Morihara and carried, H.B. No. 3021, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INDUSTRY LICENSING," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

**H.B. No. 2307, HD 1:**

On motion by Representative Hirono, seconded by Representative Morihara and carried, H.B. No. 2307, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. Nos. 3034, 3021 and 2307 had passed Third Reading at 12:41 o'clock p.m.

**H.B. No. 2376, HD 1:**

On motion by Representative Hirono, seconded by Representative Morihara and carried, H.B. No. 2376, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PREPAID LEGAL SERVICES," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

**H.B. No. 2385:**

On motion by Representative Cachola, seconded by Representative Lee and carried, H.B. No. 2385, entitled: "A BILL FOR AN ACT RELATING TO HOTELS," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

**H.B. No. 2780:**

On motion by Representative Cachola, seconded by Representative Lee and carried, H.B. No. 2780, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

#### H.B. No. 2423, HD 1:

On motion by Representative Tom, seconded by Representative Chun and carried, H.B. No. 2423, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF CHILDREN AND YOUTH," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. Nos. 2376, 2385, 2780 and 2423 had passed Third Reading at 12:42 o'clock p.m.

#### H.B. No. 1346, HD 1:

On motion by Representative Bainum, seconded by Representative Horita and carried, H.B. No. 1346, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Ihara and Tajiri being excused.

The Chair directed the Clerk to note that H.B. No. 1346 had passed Third Reading at 12:43 o'clock p.m.

### INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 162 to 165) and concurrent resolutions (H.C.R. Nos. 151 to 154) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 162, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF CONSTRUCTING A VEHICULAR TUNNEL UNDER PEARL HARBOR TO LINK THE SECONDARY URBAN CENTER WITH THE PRIMARY URBAN CENTER," was offered by Representative Oshiro.

H.R. No. 163, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO TRANSFER TO THE COUNTIES ALL UNUSED STATE-OWNED URBAN LAND FOR AFFORDABLE HOUSING," was jointly offered by Representatives Tam and Bunda.

H.R. No. 164, entitled: "HOUSE RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," was jointly offered by Representatives Thielen, Hiraki, Chun, Apo, Ward, Hagino, Hirono, O'Kieffe, Tam, Bainum, Morihara, Amaral, Marumoto and Metcalf.

H.R. No. 165, entitled: "HOUSE RESOLUTION REQUESTING THE COUNTIES TO CONSIDER RESTRICTING OR BANNING GREEN WASTE IN LANDFILLS, AND DEVISING ALTERNATIVE METHODS OF ITS DISPOSAL AS A PART OF THEIR INTEGRATED SOLID WASTE MANAGEMENT PLANS," was jointly offered by Representatives Chang, Alcon, Apo, Bainum, Baker, Cachola, Chun, Fukunaga, Hagino, Hashimoto, Hiraki, Ige, M. Ige, Kanoho, Kawakami, Lee, Marumoto, Morihara, Santiago, Stegmaier, Takamine, Thielen, Thompson, Ward, Yonamine and Young.

H.C.R. No. 151, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY THE FEASIBILITY OF CONSTRUCTING A VEHICULAR TUNNEL UNDER PEARL HARBOR TO LINK THE SECONDARY URBAN CENTER WITH THE PRIMARY URBAN CENTER," was offered by Representative Oshiro.

H.C.R. No. 152, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO TRANSFER TO THE COUNTIES ALL UNUSED STATE-OWNED URBAN LAND FOR AFFORDABLE HOUSING," was jointly offered by Representatives Tam and Bunda.

H.C.R. No. 153, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," was jointly offered by Representatives Thielen, Hiraki, Chun, Apo, Ward, Hagino, Hirono, O'Kieffe, Tam, Bainum, Morihara, Amaral, Marumoto and Metcalf.

H.C.R. No. 154, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO CONSIDER RESTRICTING OR BANNING GREEN WASTE IN LANDFILLS, AND DEVISING ALTERNATIVE METHODS OF ITS DISPOSAL AS A PART OF THEIR INTEGRATED SOLID WASTE MANAGEMENT PLANS," was jointly offered by Representatives Chang, Alcon, Apo, Bainum, Baker, Cachola, Chun, Fukunaga, Hagino, Hashimoto, Hiraki, Hirono, Honda, Horita, D. Ige, M. Ige, Kanoho, Kawakami, Lee, Marumoto, Morihara, Santiago, Stegmaier, Takamine, Thielen, Thompson, Yonamine and Young.

At 12:44 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

### STANDING COMMITTEE REPORT

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 541-92) recommending that H.B. No. 2692, as amended in HD 1, be recommitted to the Committee on Judiciary.

On motion by Representative Amaral, seconded by Representative Taniguchi and carried, the report of the Committee was adopted and H.B. No. 2692, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," was recommitted to the Committee on Judiciary.

### ANNOUNCEMENTS

Representative Amaral: "Your Committee on Judiciary and your Committee on Consumer Protection and Commerce are holding hearings presently at 12:30 in Room 802 and we would encourage all members to attend."

Representative Taniguchi: "Your Majority will be holding a caucus tomorrow evening at 7:00 p.m. in the Majority Caucus Room."

Representative Apo then rose and stated:

"I would like to announce that a week ago Monday, by Caesarian section I gave birth to a 1-1/2 ounce appendix.

When it saw who his father was, it had a heart attack and died so I am wearing black today in memorium.

"Mr. Speaker, I would like to thank the members of the House for all their expressions of good wishes and get well messages and all the beautiful flowers, and it's nice to be back.

"Mahalo."

#### **ADJOURNMENT**

At 12:47 o'clock p.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 8:00 o'clock p.m. tomorrow, Friday, February 28, 1992.

## TWENTY-FIFTH DAY

Friday, February 28, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 8:52 o'clock p.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Representative Ezra R. Kanoho, after which the Roll was called showing all members present with the exception of Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Fourth Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Fourth Day was approved.

## ORDER OF THE DAY

## COMMITTEE REFERRALS

The following Senate bills (S.B. Nos. 1843 and 2229) were disposed of as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
1843	Committee on Judiciary
2229	Committee on Judiciary

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 162 to 165) and concurrent resolutions (H.C.R. Nos. 151 to 154) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
162	Committee on Transportation
163	Jointly to the Committees on Water, Land Use, and Hawaiian Affairs; Housing; and Intergovernmental Relations and International Affairs
164	Committee on Finance, then to the Committee on Legislative Management
165	Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs

  

<u>H.C.R. Nos.</u>	
151	Committee on Transportation
152	Jointly to the Committees on Water, Land Use, and Hawaiian Affairs; Housing; and Intergovernmental Relations and International Affairs
153	Committee on Finance, then to the Committee on Legislative Management
154	Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs

## COMMITTEE REASSIGNMENTS

The following resolution (H.R. No. 124) and concurrent resolution (H.C.R. No. 116) were re-referred as follows:

<u>H.R. No.</u>	<u>Re-referred to:</u>
124	Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Planning and Economic Development

  

<u>H.C.R. No.</u>	
116	Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Planning and Economic Development

## SUSPENSION OF RULES

On motion by Representative Arakaki, seconded by Representative O'Kieffe 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 Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 542-92) recommending that H.B. No. 3031 pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3031, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF MOTOR VEHICLE REPAIRS," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 543-92) recommending that H.B. No. 2313, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2313, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 544-92) recommending that H.B. No. 3697, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3697, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE SOURCE REVENUES," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

The Chair directed the Clerk to note that H.B. Nos. 3031, 2313 and 3697 had passed Third Reading at 8:57 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 545-92) recommending that H.B. No. 3156 pass Third Reading.



On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3156, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF DIVIDENDS RECEIVED FROM AFFILIATED CORPORATIONS," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 546-92) recommending that H.B. No. 2301, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2301, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 547-92) recommending that H.B. No. 2302, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 2302, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ROADWORK," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 548-92) recommending that H.B. No. 3488 pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3488, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 549-92) recommending that H.B. No. 3123 pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3123, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION TO THE CRIMINAL INJURIES COMPENSATION COMMISSION," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 550-92) recommending that H.B. No. 3115, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3115, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMPENSATION OF CRIMINAL INJURIES," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 551-92) recommending that H.B. No. 3558, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3558, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 552-92) recommending that H.B. No. 3330, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3330, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STUDY OF EXISTING TREATMENT PROGRAMS IN THE CRIMINAL JUSTICE SYSTEM," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 553-92) recommending that H.B. No. 3505, HD 1, pass Third Reading.

On motion by Representative Say, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H.B. No. 3505, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ALTERNATE FUELS VEHICLES," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

The Chair directed the Clerk to note that H.B. Nos. 3156, 2301, 2302, 3488, 3123, 3115, 3558, 3330 and 3505 had passed Third Reading at 8:58 o'clock p.m.

At 8:58 o'clock p.m., Representative Taniguchi asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 9:04 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 554-92) recommending that H.B. No. 3044 pass Third Reading.

On motion by Representative Souki, seconded by Representative Say and carried, the report of the Committee was adopted and H.B. No. 3044, entitled: "A BILL FOR AN ACT RELATING TO CREDIT CARDS," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

The Chair directed the Clerk to note that H.B. No. 3044 had passed Third Reading at 9:06 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 555-92) recommending that H.B. 3642 pass Third Reading.

Representative O'Kieffe rose and stated:



"Mr. Speaker, I am rising with reservations on 555-92 which would appropriate \$5-million or authorize the purchase of \$5-million worth of special purpose revenue bonds for Wailuku River Hydroelectric Power Company. They've already come in for bonds and now they want to trade \$5-million worth of equity and liquidity for bonds, and I have not had a satisfactory reason why they want to do this.

"As to 556-92 that I will be voting no against, the bill asks for \$50,000,000 worth of special purpose revenue bonds on a total package of \$150,000,000 on a project that they can't tell where it's going to be except someplace on Hawaiian Home Lands in Kawaihae. They are telling us it's going to be a cogeneration plant to be powered by coal in Kawaihae but they can't give the location.

"Now, in House Bill 3642, the Department of Business and Economic Development testified, and I quote, 'The Department of Business, Economic Development, and Tourism believes that hydropower is an important energy technology for the production of clean, non-polluting renewable energy from Hawaii's streams to help replace imported petroleum along with the serious environmental consequences associated with fossil fuels.' Yet, when they testified on 3643, the same department testified, and I quote: 'Hawaii is still over 90 percent dependent on oil for the generation of electricity. This dependence makes businesses vulnerable to the volatile nature of oil. To lessen our dependence, the Department of Business, Economic Development, and Tourism promotes the consideration of other energy sources including coal.' Coal, Mr. Speaker, is a fossil fuel so there is a contradiction there.

"Number two, they do not have a firm power purchase agreement with the utility to which they're going to be selling this fifty megawatts of electricity.

"Number three, they have not established the need for water which is going to be a by-product of this cogeneration plant. And then they say they are backed by Synergics which is a privately held corporation, and in a meeting with their principals they say that they are being backed up by Iowa-Illinois Gas and Electric, Inc. which, according to Standard and Poors, doesn't make any mention of any connection with Synergics which already carries a bonded indebtedness of \$546-million.

"There are so many questions that I have on this, Mr. Speaker, that I must vote no at this time. And I hope these questions can be answered when the bill goes over to the Senate and I hope that I will be able to, because we need the alternative forms of energy, I hope to be able to vote yes when it comes back after second cross.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3642, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading by a vote of 46 ayes, with Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 556-92) recommending that H.B. No. 3643, HD 1, pass Third Reading.

On motion by Representative Souki, seconded by Representative Say and carried, the report of the Committee was adopted and H.B. No. 3643, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS

TO ASSIST INDUSTRIAL ENTERPRISES," passed Third Reading by a vote of 45 ayes to 1 no, with Representative O'Kieffe voting no, and Representatives Fukunaga, Ihara, Okamura, Tajiri and Tatibouet being excused.

The Chair directed the Clerk to note that H.B. Nos. 3642 and 3643 had passed Third Reading at 9:11 o'clock p.m.

Representative Isbell, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 557-92) recommending that H.B. No. 2591 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2591, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Bellinger and Hagino, for the Committees on Planning and Economic Development and Water, Land Use, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 558-92) recommending that H.B. No. 3538, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 3538, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Bellinger, for the Committee on Planning and Economic Development, presented a report (Stand. Com. Rep. No. 559-92) recommending that H.B. No. 2428 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2428, entitled: "A BILL FOR AN ACT RELATING TO DAYLIGHT SAVINGS TIME," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono and Metcalf, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 560-92) recommending that H.B. No. 2468, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 2468, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PREPAID LEGAL SERVICES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 561-92) recommending that H.B. No. 2988 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2988, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE GUARANTY ASSOCIATIONS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 562-92) recommending that H.B. No. 3755 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3755, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 563-92) recommending that H.B. No. 2680 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2680, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE REHABILITATION HOSPITAL OF THE PACIFIC," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 564-92) recommending that H.B. No. 2366, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 564-92 on H.B. No. 2366, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2366, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 565-92) recommending that H.B. No. 2544, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 565-92 on H.B. No. 2544, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2544, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 566-92) recommending that H.B. No. 2612, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 566-92 on H.B. No. 2612, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2612, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 567-92) recommending that H.B. No. 2571, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 567-92 on H.B. No. 2571, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2571, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 568-92) recommending that H.B. No. 2530, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 568-92 on H.B. No. 2530, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2530, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 569-92) recommending that H.B. No. 2504, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 569-92 on H.B. No. 2504, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2504, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 570-92) recommending that H.B. No. 2349, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 570-92 on H.B. No. 2349, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2349, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 571-92) recommending that H.B. No. 2614, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 571-92 on H.B. No. 2614, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2614, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 572-92) recommending that H.B. No. 2696, HD 2, as amended in HD 3, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 572-92 on H.B. No. 2696, HD 3, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2696, HD 3, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 573-92) recommending that H.B. No. 2714, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 573-92 on H.B. No. 2714, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2714, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 574-92) recommending that H.B. No. 3100, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 586-92 on H.B. No. 3425, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3425, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

At 9:13 o'clock p.m., Representative Thielen asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 9:15 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 587-92) recommending that H.B. No. 3787, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3787, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEE AUTHORIZATION," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hagino and Oshiro, for the Committees on Water, Land Use, and Hawaiian Affairs and Transportation, presented a joint report (Stand. Com. Rep. No. 588-92) recommending that H.B. No. 3132 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 3132, entitled: "A BILL FOR AN ACT RELATING TO THE CHAIRPERSON OF THE ALOHA TOWER DEVELOPMENT CORPORATION," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hagino, for the Committee on Water, Land Use, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 589-92) recommending that H.B. No. 3061, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALAWAHINE LANDS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hagino, for the Committee on Water, Land Use, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 590-92) recommending that H.B. No. 3041, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3041, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hagino, for the Committee on Water, Land Use, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 591-92) recommending that H.B. No. 2462 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2462, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND EXCHANGES," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono and Metcalf, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 592-92) recommending that H.B. No. 3030, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 3030, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 593-92) recommending that H.B. No. 3180, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 3180, HD 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative O'Kieffe.

Representative Thielen then rose and stated:

"Mr. Speaker, what this bill will do is allow the Lieutenant Governor to determine that it's not practical or possible to establish a suitable polling place in a precinct, and what this in essence will do is force people who may have gone to the polls all of their lives to, all of a sudden, have to cast their vote by an absentee ballot. I don't think we have any place in our State, Mr. Speaker, that is too far from a polling place. We're not talking about wheat fields of Kansas -- we're talking about an island state where it may take you fifteen minutes to drive to a polling place. But this bill allows another person to take away the voter's basic right to go to the polls and to cast a vote.

"I think that this is a bad policy to even start to have someone be able to say -- here, we'll send you an absentee ballot and you must cast your vote by mail. The person that receives that absentee ballot, as I understand, still could take that ballot and go to a polling place, but it becomes much more difficult and it inhibits their normal practice of their basic freedom which is the right to vote. I am firmly against this. I think it starts a procedure that is wrong. Instead of opening up the voting process, encouraging everyone to go to the polls and cast their vote for the candidate of her or his choice, this is one step backward, Mr. Speaker, and I hope that the Senate will look with great disfavor upon this bill.

"Thank you."

Representative Metcalf then rose and stated:

"Mr. Speaker, I don't normally give speeches on Second Reading bills and I am curious that members do.

"Insofar as remarks have been made on the subject, I'm just mystified how it's less convenient to vote by mail than drive -- maybe on the Big Island -- 60 miles, 30 miles, to a polling place. The trend actually on the mainland and elsewhere is to make it easier to vote, not more difficult.

"Thank you."

Representative Thielen, in rebuttal, stated:

"It is a very exciting thing to go to the polling place and with all of the ceremony that that includes -- the basic freedom of voting. The same thing doesn't occur when you open an envelope, put an X on something, stick it in an envelope, stick it back out in your mailbox. Voting is a tremendous privilege and a tremendous right that people have fought for through the generations and in different nations. I don't think we accomplish the same thing by just sending a ballot through the mail, and I know of practically no one that would prefer to give up that right to just be able to deal with the voting privilege in her or his home. It's not a matter of convenience as much as it is a matter of encouraging everyone to take part in the voting process. If a person wants to vote by absentee ballot, that process is always in place, and I believe that that's the way it should continue to operate, that we encourage and enable people to go to the polls.

"Thank you, Mr. Speaker."

Representative Ward then rose and stated:

"Mr. Speaker, I rise also to speak in opposition but with new data.

"Mr. Speaker, this is actually a cost-saving measure. The State, if it does do this, is going to save \$50,000. But my question is, is bringing into question the integrity of our elections worth \$50,000? I don't think it is, and I don't think any of us want to force the tradition and the method of voting for only ten places. There are only ten places that are affected by this and the total risk is \$50,000. I don't think we want to bring into question our integrity for \$50,000, and quite frankly, the old saying -- penny-wise and pound foolish -- certainly applies here.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 3180, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 594-92) recommending that H.B. No. 3424 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3424, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 595-92) recommending that H.B. No. 3323, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3323, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 596-92) recommending that H.B. No. 3018, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3018, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION REQUIREMENTS FOR OPTOMETRY LICENSE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 597-92) recommending that H.B. No. 3020 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3020, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE LICENSEES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 598-92) recommending that H.B. No. 2341, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2341, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 599-92) recommending that H.B. No. 2976, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2976, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE PRESCRIPTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 600-92) recommending that H.B. No. 3721, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3721, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 601-92) recommending that H.B. No. 3284, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3284, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OSTEOPATHIC LICENSING," passed Second Reading and was placed on the calendar for Third Reading.



Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 602-92) recommending that H.B. No. 3035 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3035, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII BUSINESS CORPORATION ACT," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 603-92) recommending that H.B. No. 2737, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2737, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 604-92) recommending that H.B. No. 3011, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 605-92) recommending that H.B. No. 3045, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 605-92 on H.B. No. 3045, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3045, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 606-92) recommending that H.B. No. 3749, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 606-92 on H.B. No. 3749, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3749, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 607-92) recommending that H.B. No. 3467, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 607-92 on H.B. No. 3467, HD 1, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3467, HD 1, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 608-92) recommending that H.B. No. 2308, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 608-92 on H.B. No. 2308, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2308, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 609-92) recommending that H.B. No. 2597, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 609-92 on H.B. No. 2597, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2597, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 610-92) recommending that H.B. No. 3059, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 610-92 on H.B. No. 3059, HD 1, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3059, HD 1, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 611-92) recommending that H.B. No. 3052, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 611-92 on H.B. No. 3052, HD 1, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3052, HD 1, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 612-92) recommending that H.B. No. 2300, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 612-92 on H.B. No. 2300, HD 1, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2300, HD 1, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 613-92) recommending that H.B. No. 1180, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 613-92 on H.B. No. 1180, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 1180, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 614-92) recommending that H.B. No. 3046, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 614-92 on H.B. No. 3046, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3046, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 615-92) recommending that H.B. No. 2931, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 615-92 on H.B. No. 2931, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2931, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 616-92) recommending that H.B. No. 3327, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 616-92 on H.B. No. 3327, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3327, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 617-92) recommending that H.B. No. 3563, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 617-92 on H.B. No. 3563, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3563, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 618-92) recommending that H.B. No. 3239, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 618-92 on H.B. No. 3239, HD 1, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3239, HD 1, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 619-92) recommending that H.B. No. 2315, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 619-92 on H.B. No. 2315, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2315, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 620-92) recommending that H.B. No. 3746, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 620-92 on H.B. No. 3746, HD 2, was deferred, and in accordance with Article III, Section 15, of the

Constitution of the State of Hawaii, printed copies of H.B. No. 3746, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 621-92) recommending that H.B. No. 2455, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 621-92 on H.B. No. 2455, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 2455, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 622-92) recommending that H.B. No. 49, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 622-92 on H.B. No. 49, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 49, HD 2, were made available to the members of the House at 8:00 o'clock p.m.

Representatives Metcalf and Tam, for the Committees on Judiciary and Education, presented a joint report (Stand. Com. Rep. No. 623-92) recommending that H.B. No. 2896, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 2896, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE X, SECTIONS 2 AND 3, RELATING TO SCHOOL GOVERNANCE," passed Second Reading and was placed on the calendar for Third Reading.

Representative Metcalf, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 624-92) recommending that H.B. No. 253, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 253, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono and Metcalf, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 625-92) recommending that H.B. No. 2725, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 2725, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE BACKGROUND CHECKS," passed Second Reading and was placed on the calendar for Third Reading.

Representatives Hirono and Metcalf, for the Committees on Consumer Protection and Commerce and Judiciary, presented a joint report (Stand. Com. Rep. No. 626-92) recommending that H.B. No. 3358, as amended in HD 1,



pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3358, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED ACTIVITY IN CONTRACTING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 627-92) recommending that H.B. No. 2496, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2496, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 628-92) recommending that H.B. No. 3029, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3029, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENDORSEMENT LICENSURE REQUIREMENTS FOR A NATUROPATHIC PHYSICIAN," passed Second Reading and was placed on the calendar for Third Reading.

Representative Hirono, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 629-92) recommending that H.B. No. 3039, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3039, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGN PROFESSIONAL CONCILIATION PANEL," passed Second Reading and was placed on the calendar for Third Reading.

Representative Takamine, for the Committee on Labor and Public Employment, presented a report (Stand. Com. Rep. No. 630-92) recommending that H.B. No. 3470 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3470, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was placed on the calendar for Third Reading.

Representative Isbell, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 631-92) recommending that H.B. No. 2601 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2601, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed

Second Reading and was placed on the calendar for Third Reading.

Representatives Bellinger and Hagino, for the majority of the Committees on Planning and Economic Development and Water, Land Use, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 632-92) recommending that H.B. No. 2572, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the majority of the Committees was adopted and H.B. No. 2572, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL DISTRICTS," passed Second Reading and was placed on the calendar for Third Reading.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 633-92) recommending that H.B. No. 2835, HD 1, as amended in HD 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2835, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading.

Representative Shon, for the Committee on Health, presented a report (Stand. Com. Rep. No. 634-92) recommending that H.B. No. 3617 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3617, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," passed Second Reading and was placed on the calendar for Third Reading.

At 9:23 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 9:25 o'clock p.m.

### INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 166 to 168) and concurrent resolutions (H.C.R. Nos. 155 to 157) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 166, entitled: "HOUSE RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU CONDUCT A STUDY ON THE COSTS AND IMPLICATIONS ASSOCIATED WITH EXTENDING THE REGULAR LEGISLATIVE SESSIONS," was jointly offered by Representatives Yonamine, Duldulao, Alcon, Amaral, Baker, Bellinger, Bunda, Cachola, Chang, Chun, Fukunaga, Hagino, Hashimoto, Hiraki, Hirono, Honda, Horita, Isbell, Kanoho, Kawakami, Lee, Morihara, Okamura, Peters, Santiago, Stegmaier, Takamine, Tam, Thompson, Tom and Young.

H.R. No. 167, entitled: "HOUSE RESOLUTION REQUESTING AN AUDIT OF THE 1952 WAIMEA PASTORAL AND AGRICULTURAL WAITING LIST," was jointly offered by Representatives O'Kieffe, Hagino, Young, Hiraki, D. Ige, Santiago and Stegmaier.

H.R. No. 168, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A STUDY TO RECOMMEND ACTION REGARDING OLD GOVERNMENT ROAD THAT WOULD BE MOST ADVANTAGEOUS TO THE PUBLIC AND IN THE BEST INTERESTS OF LONG-RANGE STATE PLANNING," was offered by Representative Anderson.

H.C.R. No. 155, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE LEGISLATIVE REFERENCE BUREAU CONDUCT A STUDY ON THE COSTS AND IMPLICATIONS ASSOCIATED WITH EXTENDING THE REGULAR LEGISLATIVE SESSIONS," was jointly offered by Representatives Yonamine, Duldulao, Alcon, Amaral, Baker, Bellinger, Bunda, Cachola, Chang, Chun, Fukunaga, Hagino, Hashimoto, Hiraki, Hirono, Honda, Horita, Isbell, Kanoho, Morihara, Okamura, Peters, Santiago, Stegmaier, Takamine, Tam, Tatibouet, Thompson, Tom and Young.

H.C.R. No. 156, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE 1952 WAIMEA PASTORAL AND AGRICULTURAL WAITING LIST," was jointly offered by Representatives O'Kieffe, Hagino, Young, Alcon, Hiraki, D. Ige, Morihara, Santiago and Stegmaier.

H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A STUDY TO RECOMMEND ACTION REGARDING OLD GOVERNMENT ROAD THAT WOULD BE MOST ADVANTAGEOUS TO THE PUBLIC AND IN THE BEST INTERESTS OF LONG-RANGE STATE PLANNING," was offered by Representative Anderson.

#### ANNOUNCEMENTS

At this time, Representative Arakaki rose and reminded the members of the Judiciary and Consumer Protection and Commerce Committees and any other Committees who haven't completed their reports to "stick around to sign Committee reports."

Representative Taniguchi: "There will be a Majority caucus on Monday at 9:00 a.m. in Room 1111."

Representative Arakaki moved that the Journal remain open until 12:00 o'clock midnight this legislative day, and that all Standing Committee Reports received by the Clerk up to such time be adopted and that all bills thereto pass Second Reading and be placed on the calendar for Third Reading, except that all bills recommended for passage on Third Reading be deferred until Tuesday, March 3, 1992, in compliance with the 48-hour waiting period.

The motion was seconded by Representative O'Kieffe and carried.

Representative Marumoto then rose to speak against the motion, stating:

"I am wondering whether you think I am Representative Thielen but there is a difference. I'd like to speak against that motion and that if any of the bills that will be going into the Clerk's Office this evening to pass Second Reading is a lottery bill, I would be very much opposed to this measure as a county option in that I think it's doomed to financial failure in each and every county. I would appreciate a vote on this measure.

"Thank you very much."

Representative Thielen then rose and stated:

"I also am speaking against the motion.

"If one of the bills that happens to cross our desks tonight while we are not here is the gambling bill, I think we are gambling on starting down that road to degradation, and I speak very strongly in opposition to that bill.

"Thank you, Mr. Speaker."

Representative Arakaki rose and replied:

"Just a short reply so that the Minority members will realize that the alternative is for us to stay here until midnight to inspect all of the bills, and also to note that they will have a chance to say their peace as it comes up for Third Reading."

Representative Thielen responded:

"In response to the Representative, I serve on the Judiciary Committee. I am very accustomed to staying in these hallowed halls until midnight night after night so that would not be a hardship, and I would prefer doing that, Mr. Speaker, than having that be a phantom passing in the night where we, as legislators, begin to legalize gambling in our State.

"Thank you, Mr. Speaker."

Representative Anderson then rose and stated:

"Mr. Speaker, may I take this opportunity to once again express my grave concern with this procedure in which our bills for Second Reading are passed without floor debate or discussion. I believe we are allowing process and procedure to become more important than our purpose, which is to enact the best legislation we can for the people of Hawaii."

At 9:31 o'clock p.m., the House of Representatives stood in recess for the purpose of receiving Standing Committee Reports.

#### STANDING COMMITTEE REPORTS

The following Standing Committee Reports (Stand. Com. Rep. Nos. 635-92 to 855-92) were received in the Chief Clerk's Office up until 12:00 o'clock midnight this legislative day, and in accordance with the motion made earlier, all House Bills accompanying said Standing Committee Reports passed Second Reading and were placed on the calendar for Third Reading, except those bills recommended for passage on Third Reading which were deferred until Tuesday, March 3, 1992:

Stand. Com. Rep. No. 635-92 (TRN) and H.B. No. 3049, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 636-92 (JUD/CPC) and H.B. No. 3954, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 637-92 (JUD) and H.B. No. 2340, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 638-92 (CPC/JUD) was adopted and H.B. No. 3032, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE WARRANTIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 639-92 (CPC) and H.B. No. 1186, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 640-92 (CPC) was adopted and H.B. No. 2809, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AUCTIONEER LICENSES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 641-92 (CPC) was adopted and H.B. No. 2724, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 642-92 (CPC) was adopted and H.B. No. 3025, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF MEDICAL EXAMINERS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 643-92 (JUD) and H.B. No. 2820, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC OFFENSES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 644-92 (WLH) and H.B. No. 3983, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 645-92 (WLH) was adopted and H.B. No. 3772, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE MONUMENTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 646-92 (WLH) was adopted and H.B. No. 2981, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 647-92 (WLH) was adopted and H.B. No. 2489, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 648-92 (WLH) was adopted and H.B. No. 2361, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESTRICTIVE COVENANTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 649-92 (FIN) and H.B. No. 3022, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS LICENSE BOARD," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 650-92 (FIN) and H.B. No. 3028, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM LAND SALES PRACTICES ACT," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 651-92 (CPC) and H.B. No. 3963, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 652-92 (CPC) and H.B. No. 3811, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 653-92 (JUD) and H.B. No. 3829, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER CERTIFICATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 654-92 (JUD) and H.B. No. 3898, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 655-92 (JUD) and H.B. No. 3248, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF VEHICLES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 656-92 (JUD) and H.B. No. 2500, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 657-92 (JUD) and H.B. No. 3047, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 658-92 (JUD) and H.B. No. 2312, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 659-92 (FIN) was adopted and H.B. No. 3102, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 660-92 (FIN) and H.B. No. 3040, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PROPERTY INSURANCE ASSOCIATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 661-92 (FIN) and H.B. No. 2519, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GLASS RECOVERY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 662-92 (FIN) and H.B. No. 2518, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO USED MOTOR VEHICLE OIL RECYCLING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 663-92 (FIN) and H.B. No. 2324, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 664-92 (FIN) and H.B. No. 3799, HD 1, as amended in HD 2, entitled: "A BILL

FOR AN ACT RELATING TO HEALTH CARE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 665-92 (FIN) and H.B. No. 3856, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL PROGRAMS FOR PARENTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 666-92 (FIN) and H.B. No. 3179, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO VOTING SYSTEMS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 667-92 (FIN-Majority) and H.B. No. 3672, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH BENEFITS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 668-92 (FIN) and H.B. No. 3067, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT PROBATIONARY SERVICE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 669-92 (FIN) and H.B. No. 2567, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 670-92 (FIN) and H.B. No. 3926, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 671-92 (FIN) and H.B. No. 3463, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ELECTRIC VEHICLE CONFERENCE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 672-92 (FIN) and H.B. No. 3342, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WATER POLLUTION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 673-92 (FIN) and H.B. No. 3134, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY RESPONSE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 674-92 (FIN) and H.B. No. 3509, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 675-92 (FIN) and H.B. No. 3157, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNT DEDUCTIONS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 676-92 (FIN) and H.B. No. 2319, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CONSERVATION OF ENERGY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 677-92 (FIN) and H.B. No. 3853, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HEARING IMPAIRED," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 678-92 (FIN) and H.B. No. 3564, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 679-92 (FIN-Majority) and H.B. No. 3164, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 680-92 (FIN-Majority) and H.B. No. 2683, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION AND HEALTH," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 681-92 (FIN) and H.B. No. 2783, entitled: "A BILL FOR AN ACT RELATING TO TOURISM TRAINING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 682-92 (FIN) and H.B. No. 3332, entitled: "A BILL FOR AN ACT RELATING TO THE DISPERSAL REVIEW COUNCIL," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 683-92 (FIN) and H.B. No. 2980, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 684-92 (FIN) and H.B. No. 2800, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REVISED STATUTES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 685-92 (FIN) and H.B. No. 2843, entitled: "A BILL FOR AN ACT RELATING TO HEARING AND VISION DEFICIENCIES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 686-92 (FIN) and H.B. No. 3698, entitled: "A BILL FOR AN ACT RELATING TO JOB SHARING FOR PUBLIC EMPLOYEES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 687-92 (FIN-Majority) and H.B. No. 3070, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 688-92 (FIN) and H.B. No. 3603, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 689-92 (FIN) and H.B. No. 3246, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 690-92 (FIN) and H.B. No. 3890, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 691-92 (FIN) and H.B. No. 3427, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PACIFIC MAPPING PROGRAM," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 692-92 (FIN) and H.B. No. 3097, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME RENTAL HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 693-92 (EEP) was adopted and H.B. No. 3228, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 694-92 (EEP) was adopted and H.B. No. 2336, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 695-92 (EEP) was adopted and H.B. No. 2391, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL IMPACT STATEMENT SYSTEM," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 696-92 (EEP) was adopted and H.B. No. 3085, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO OIL," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 697-92 (EEP/TRN) was adopted and H.B. No. 3233, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLED GLASS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 698-92 (EEP/HED) was adopted and H.B. No. 3660, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A BIOLOGICAL SURVEY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 699-92 (CPC/JUD) and H.B. No. 2818, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LICENSING OF NURSES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 700-92 (CPC) and H.B. No. 2720, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ACTIVITY PROVIDERS AND ACTIVITY DESKS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 701-92 (CPC) was adopted and H.B. No. 3279, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 2A," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 702-92 (CPC) was adopted and H.B. No. 2985, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CLUBS,"

passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 703-92 (CPC) was adopted and H.B. No. 3280, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 704-92 (CPC) was adopted and H.B. No. 2986, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 705-92 (CPC) was adopted and H.B. No. 2805, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERFECTION OF A PURCHASE MONEY SECURITY INTEREST," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 706-92 (CPC) was adopted and H.B. No. 3937, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 707-92 (JUD/CPC) was adopted and H.B. No. 3750, entitled: "A BILL FOR AN ACT RELATING TO SOUND RECORDINGS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 708-92 (JUD) was adopted and H.B. No. 211, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO CHANGE THE REQUIREMENT FOR THE OATH OF OFFICE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 709-92 (JUD) was adopted and H.B. No. 2393, as amended in HD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE IV, SECTIONS 7 AND 8 OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE EXPIRATION OF THE TERMS OF OFFICE OF ALL SENATORS AT THE GENERAL ELECTION AT WHICH A NEW APPORTIONMENT PLAN BECOMES EFFECTIVE AND FOR THE RECOMPUTATION OF STAGGERED TERMS AT THAT ELECTION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 710-92 (JUD) was adopted and H.B. No. 3666, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDGES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 711-92 (JUD) was adopted and H.B. No. 3724, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FORFEITURE LAW," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 712-92 (JUD) and H.B. No. 2479, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FEES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 713-92 (JUD) and H.B. No. 3215, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BUILDINGS VIOLATING FIRE



CODES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 714-92 (JUD) and H.B. No. 2352, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TERRORISTIC THREATENING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 715-92 (JUD) and H.B. No. 2570, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 716-92 (JUD) and H.B. No. 3941, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 717-92 (JUD) and H.B. No. 3944, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 718-92 (JUD) and H.B. No. 3946, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 719-92 (JUD) and H.B. No. 2309, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL VEHICLES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 720-92 (FIN) and H.B. No. 2784, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 721-92 (FIN) and H.B. No. 3982, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 722-92 (FIN) and H.B. No. 2374, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 723-92 (FIN) and H.B. No. 2799, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 724-92 (FIN) and H.B. No. 3160, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR S CORPORATION SHAREHOLDERS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 725-92 (FIN) and H.B. No. 3493, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPAIR AND MAINTENANCE OF SCHOOLS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 726-92 (FIN) and H.B. No. 2959, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MARINE

ENVIRONMENT," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 727-92 (FIN) and H.B. No. 2580, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 728-92 (FIN) and H.B. No. 2599, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 729-92 (FIN) and H.B. No. 3567, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN INFRASTRUCTURE DEVELOPMENT FUND," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 730-92 (FIN) and H.B. No. 3053, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 731-92 (FIN) and H.B. No. 3201, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 732-92 (FIN) and H.B. No. 2917, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY CARE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 733-92 (FIN) and H.B. No. 3703, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 734-92 (FIN) and H.B. No. 3139, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 735-92 (FIN) and H.B. No. 3707, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 736-92 (FIN) and H.B. No. 2400, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE INSURANCE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 737-92 (FIN) and H.B. No. 3096, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 738-92 (FIN) and H.B. No. 3295, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX RELIEF FOR NATURAL DISASTER LOSSES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.



Stand. Com. Rep. No. 739-92 (FIN-Majority) and H.B. No. 3114, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 740-92 (FIN) and H.B. No. 3873, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 741-92 (FIN) and H.B. No. 2431, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 742-92 (FIN) and H.B. No. 3072, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 743-92 (FIN) and H.B. No. 3702, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES RETIREMENT SYSTEM," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 744-92 (FIN) and H.B. No. 3351, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 745-92 (FIN-Majority) and H.B. No. 3469, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 746-92 (FIN) and H.B. No. 3838, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 747-92 (FIN) and H.B. No. 3084, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 748-92 (FIN) and H.B. No. 3901, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 749-92 (FIN) and H.B. No. 2755, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 750-92 (FIN) and H.B. No. 3396, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 751-92 (FIN) and H.B. No. 3107, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTIONS FOR AFFORDABLE HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 752-92 (FIN) and H.B. No. 2320, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COLLECTION AND DISPOSAL OF HOUSEHOLD HAZARDOUS WASTES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 753-92 (FIN-Majority) and H.B. No. 2417, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 754-92 (FIN) and H.B. No. 2828, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL EMPLOYEES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 755-92 (FIN) and H.B. No. 3073, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECT ACREAGE ASSESSMENTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 756-92 (FIN) and H.B. No. 3108, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INFORMATION NETWORK CORPORATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 757-92 (FIN) and H.B. No. 3071, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 758-92 (FIN) and H.B. No. 2513, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL CONTRIBUTIONS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 759-92 (FIN) and H.B. No. 2994, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO BURIALS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 760-92 (FIN) and H.B. No. 2715, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 761-92 (FIN) and H.B. No. 2618, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT DIRECTING THE ATTORNEY GENERAL TO INTERVENE OR ACT AS AN AMICUS CURIAE IN THE FEDERAL CONDEMNATION ACTION OF LAND FOR WAIKANE VALLEY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 762-92 (FIN) and H.B. No. 2433, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 763-92 (FIN-Majority) and H.B. No. 3090, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 764-92 (FIN) and H.B. No. 3127, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED DEVELOPMENT," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 765-92 (FIN) and H.B. No. 2802, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 766-92 (FIN) and H.B. No. 3154, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX APPEALS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 767-92 (FIN) and H.B. No. 3801, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY HOSPITALS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 768-92 (FIN) and H.B. No. 3958, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 769-92 (FIN) and H.B. No. 2502, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING TRUST FUNDS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 770-92 (FIN) and H.B. No. 3851, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 771-92 (FIN) and H.B. No. 3900, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 772-92 (FIN) and H.B. No. 3163, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF FINANCIAL INSTITUTIONS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 773-92 (FIN) and H.B. No. 3857, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CENTERS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 774-92 (FIN) and H.B. No. 3934, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 775-92 (FIN) and H.B. No. 3062, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF NATURAL RESOURCES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 776-92 (FIN) and H.B. No. 3130, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 777-92 (FIN) and H.B. No. 2911, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE LOW-INTEREST LOANS FOR SELF-HELP HOME CONSTRUCTION ON THE ISLAND OF HAWAII," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 778-92 (FIN) and H.B. No. 3250, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DELINQUENT PENALTIES FOR MOTOR VEHICLES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 779-92 (FIN) and H.B. No. 3430, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HARBOR FEES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 780-92 (FIN) and H.B. No. 2719, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 781-92 (FIN) and H.B. No. 3400, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE WAGES AND HOURS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 782-92 (FIN) and H.B. No. 3244, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 783-92 (FIN) and H.B. No. 770, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SAME DAY VOTER REGISTRATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 784-92 (FIN) and H.B. No. 2456, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SCHOOL FACILITIES FOR RECREATIONAL AND COMMUNITY PURPOSES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 785-92 (FIN) and H.B. No. 3119, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF PUBLIC SAFETY FUNCTIONS AND EMPLOYEES FROM VARIOUS DEPARTMENTS TO THE DEPARTMENT OF PUBLIC SAFETY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 786-92 (FIN) and H.B. No. 3442, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 787-92 (FIN) was adopted and H.B. No. 521, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 788-92 (FIN) was adopted and H.B. No. 3098, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH MANAGEMENT

OF STATE FUNDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 789-92 (FIN) was adopted and H.B. No. 2885, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL AND REVOLVING FUNDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 790-92 (FIN) was adopted and H.B. No. 2886, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SPECIAL AND REVOLVING FUNDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 791-92 (FIN) was adopted and H.B. No. 3936, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALTPONDS AT HANAPEPE, KAUAI," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 792-92 (FIN) was adopted and H.B. No. 3076, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR OPERATING EXPENSES FOR COMMUNITY HOSPITALS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 793-92 (FIN) was adopted and H.B. No. 3437, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSAL OF STATE PERSONAL PROPERTY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 794-92 (FIN) and H.B. No. 3063, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 795-92 (FIN) and H.B. No. 3306, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EXECUTIVE DIRECTOR OF HAWAII PUBLIC BROADCASTING AUTHORITY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 796-92 (FIN) and H.B. No. 2380, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENTS FOR ADULT RESIDENTIAL CARE HOME OPERATORS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 797-92 (JUD/CPC) was adopted and H.B. No. 2355, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACCOUNTANTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 798-92 (CPC/JUD-Majority) and H.B. No. 2814, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF NURSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 799-92 (CPC/JUD) was adopted and H.B. No. 2678, entitled: "A BILL FOR AN ACT RELATING TO TRUSTEES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 800-92 (CPC/JUD-Majority) was adopted and H.B. No. 2498, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO

RESIDENTIAL LEASEHOLDS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 801-92 (CPC) was adopted and H.B. No. 3961, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 802-92 (CPC) was adopted and H.B. No. 2984, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ACQUISITION OF FINANCIAL INSTITUTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 803-92 (CPC) was adopted and H.B. No. 3722, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 804-92 (CPC) was adopted and H.B. No. 3013, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WHOLESALE PRESCRIPTION DRUG DISTRIBUTORS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 805-92 (CPC) was adopted and H.B. No. 2493, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE PRACTICES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 806-92 (CPC) was adopted and H.B. No. 3282, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 807-92 (CPC) was adopted and H.B. No. 3960, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 808-92 (CPC) was adopted and H.B. No. 3441, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 809-92 (CPC) and H.B. No. 2808, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 810-92 (CPC) was adopted and H.B. No. 3974, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 811-92 (CPC/JUD) and H.B. No. 3466, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAIR EMPLOYMENT PRACTICES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 812-92 (CPC/JUD) and H.B. No. 3620, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORKERS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 813-92 (CPC/JUD) was adopted and H.B. No. 3568, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO NEW PASSENGER VEHICLES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 814-92 (CPC/JUD) was adopted and H.B. No. 2520, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE THERAPY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 815-92 (CPC/JUD) was adopted and H.B. No. 3315, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 816-92 (JUD) was adopted and H.B. No. 3725, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 817-92 (JUD) was adopted and H.B. No. 3007, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 818-92 (JUD) and H.B. No. 3060, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNAUTHORIZED STRUCTURES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 819-92 (JUD) and H.B. No. 3756, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF THE MARINE ENVIRONMENT," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 820-92 (JUD) and H.B. No. 3075, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 821-92 (JUD) and H.B. No. 3095, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 822-92 (JUD) and H.B. No. 3843, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF CHLOROFLUOROCARBONS, HALONS, AND OTHER SYNTHETIC COMPOUNDS THAT DESTROY THE EARTH'S PROTECTIVE OZONE LAYER," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 823-92 (JUD) and H.B. No. 2902, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS AND COMMUNICABLE DISEASES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 824-92 (JUD) and H.B. No. 2486, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," were

placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 825-92 (JUD) was adopted and H.B. No. 3950, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 826-92 (JUD) was adopted and H.B. No. 3953, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 827-92 (JUD) was adopted and H.B. No. 2913, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 828-92 (JUD) was adopted and H.B. No. 2613, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF FORCE," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 829-92 (JUD) was adopted and H.B. No. 2852, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 830-92 (JUD) was adopted and H.B. No. 2692, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 831-92 (JUD) was adopted and H.B. No. 3770, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVOLUNTARY HOSPITALIZATION," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 832-92 (JUD) was adopted and H.B. No. 3113, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 833-92 (JUD) was adopted and H.B. No. 3904, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 834-92 (JUD-Majority) was adopted and H.B. No. 1562, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 835-92 (JUD-Majority) and H.B. No. 2681, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 836-92 (JUD) and H.B. No. 2505, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 837-92 (JUD) and H.B. No. 3673, entitled: "A BILL FOR AN ACT RELATING TO

SMOKING IN PUBLIC PLACES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 838-92 (JUD) and H.B. No. 3794, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 839-92 (JUD) and H.B. No. 2321, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 840-92 (JUD) and H.B. No. 3533, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 841-92 (JUD) and H.B. No. 3055, entitled: "A BILL FOR AN ACT RELATING TO THE LAND FIRE PROTECTION LAW," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 842-92 (JUD) and H.B. No. 2507, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS FOR PSYCHOTIC DISORDERS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 843-92 (JUD) and H.B. No. 2409, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 844-92 (JUD) and H.B. No. 3051, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH PENALTIES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 845-92 (JUD) and H.B. No. 3074, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF VEGETABLE AND AGRICULTURAL SEED," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 846-92 (JUD/HLT) was adopted and H.B. No. 2584, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIRTH CERTIFICATES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 847-92 (FIN) and H.B. No. 2861, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOAN FUNDS," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 848-92 (JUD) was adopted and H.B. No. 1525, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL REMEDIES AND DEFENSES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 849-92 (JUD) and H.B. No. 154, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 850-92 (WLH) was adopted and H.B. No. 2330, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION

DISTRICTS," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 851-92 (WLH) was adopted and H.B. No. 2329, entitled: "A BILL FOR AN ACT RELATING TO LAND USE BOUNDARY CHANGES," passed Second Reading and was placed on the calendar for Third Reading.

Stand. Com. Rep. No. 852-92 (FIN) and H.B. No. 2387, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CONTROL OF BROWN TREE SNAKES," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 853-92 (FIN) and H.B. No. 2922, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INFRASTRUCTURE ON HAWAIIAN HOMES LAND," were placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 854-92 (FIN-Majority) was adopted and H.B. No. 3435, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COUNTY OPTION STATE LOTTERY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 3, 1992.

Stand. Com. Rep. No. 855-92 (FIN) was adopted and H.B. No. 1715, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE UNIVERSITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 3, 1992.

#### ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m. on Tuesday, March 3, 1992.



## TWENTY-SIXTH DAY

Tuesday, March 3, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 9:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend David Lehmberg of the First United Methodist Church, after which the Roll was called showing all members present.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Fifth Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Fifth Day was approved.

## SENATE COMMUNICATION

Sen. Com. No. 24, transmitting S.B. No. 2241, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on February 28, 1992, was read by the Clerk and was placed on file.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, S.B. No. 2241 passed First Reading by title and further action was deferred.

At 9:44 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:06 o'clock a.m.

## ORDER OF THE DAY

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 166 to 168) and concurrent resolutions (H.C.R. Nos. 155 to 157) were disposed of as follows:

H.R. Nos.      Referred to:

166              Committee on Judiciary, then to the Committee on Legislative Management

167              Committee on Water, Land Use, and Hawaiian Affairs

168              Committee on Planning and Economic Development, then to the Committee on Legislative Management

H.C.R. Nos.

155              Committee on Judiciary, then to the Committee on Legislative Management

156              Committee on Water, Land Use, and Hawaiian Affairs

157              Committee on Planning and Economic Development, then to the Committee on Legislative Management

## COMMITTEE REASSIGNMENTS

The following resolutions (H.R. Nos. 139 and 147) and concurrent resolutions (H.C.R. Nos. 130 and 137) were re-referred as follows:

H.R. Nos.      Re-referred to:

139              Jointly to the Committees on Labor and Public Employment and Education

147              Jointly to the Committees on Intergovernmental Relations and International Affairs and Transportation

H.C.R. Nos.

130              Jointly to the Committees on Labor and Public Employment and Education

137              Jointly to the Committees on Intergovernmental Relations and International Affairs and Transportation

## SUSPENSION OF RULES

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

At 10:07 o'clock a.m., Representative Peters asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:18 o'clock a.m.

## UNFINISHED BUSINESS

**Stand. Com. Rep. No. 564-92 on H.B. No. 2366, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2366, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 565-92 on H.B. No. 2544, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2544, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2366 and 2544 had passed Third Reading at 10:19 o'clock a.m.

**Stand. Com. Rep. No. 566-92 on H.B. No. 2612, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2612, HD 2, having



been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bainum rose and requested that his remarks, in favor of the bill, be entered into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"On April 30, 1990, the Congress of the United States enacted the Hate Crimes Statistics Act of 1990 which requires the United States Attorney General to establish guidelines and collect data in regard to crimes that manifest evidence of prejudice based on race, religion, sexual orientation, or ethnicity.

"While Hawaii can be held up as a shining example to the nation as to how peoples of many different religions, races, colors and ethnic backgrounds may indeed live closely together in harmony, sadly even we are witnessing the ugly specter of bigotry. Youth gangs of different ethnic backgrounds now establish their territories and violence is becoming more pervasive.

"Anyone standing on Kuhio at night will frequently hear derogatory remarks shouted antagonistically from passing cars.

"The frequent acts of violence toward people 'who are different' is known by all who read the newspapers or who watch the television news, and while we in Hawaii are relatively free from the racial, religious and ethnic intolerance of the mainland, the same question must be asked here -- if we are to remain 'Paradise.' How and why is this ugly hate and intolerance manifest?

"I rise in support of House Bill 2612 which will begin to answer this question by funding the Hawaii State Department of the Attorney General for the management and operation of the Uniform Crime Reporting Program in cooperation with the Federal Bureau of Investigation."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2612, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF A MODEL FOR THE COLLECTION OF DATA REGARDING THE VICTIMS OF HATE CRIMES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 567-92 on H.B. No. 2571, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2571, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative D. Ige voting no.

**Stand. Com. Rep. No. 568-92 on H.B. No. 2530, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2530, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak against the bill, stating:

"I certainly support flex hours, Mr. Speaker, but I am concerned because there is no dollar figure attached to this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2530, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 569-92 on H.B. No. 2504, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2504, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MUTUAL HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 570-92 on H.B. No. 2349, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2349, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 571-92 on H.B. No. 2614, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2614, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bainum rose and requested that his remarks, in favor of the bill, be entered into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"The people of Hawaii currently maintain many fine state and private social service organizations assisting the victims of domestic violence, sadly and more often than not, women, children or women with children. But, are these organizations interacting and connecting in such a routine as to truly render the most possible assistance and support to temporarily helpless and frightened victims of domestic violence?

"While the immediate goal of these organizations must be in providing immediate 'crisis' support to the increasing number of victims of domestic violence, it must surely be understood that the self esteem and confidence of these people are also severely battered, this having very real and long term social ramifications.

"We know now that historically, the children who are themselves victims of domestic violence -- or the children who continually witness such violence and abuse in what are now popularly called 'dysfunctional families' -- are themselves highly likely to be the abusers of the future -- abusers of family, hard drugs, alcohol, and indeed, abusers of the whole of society.

"House Bill 2614 requests \$50K to study the support services provided to such victims of domestic violence and for the creation of victim support models in each of the counties. I stand in favor of the passage of House Bill 2614."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2614, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF SUPPORT SERVICES PROVIDED TO VICTIMS OF DOMESTIC VIOLENCE AND FOR THE CREATION OF VICTIM SUPPORT MODELS IN EACH OF THE COUNTIES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 572-92 on H.B. No. 2696, HD 3:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2696, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CONSTITUTION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 573-92 on H.B. No. 2714, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2714, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak "in strong support of the bill," stating:

"I want to speak in strong support of this bill with one additional note. The creation of another associate judge on the Intermediate Court of Appeals Bench will help the court address the ever-increasing tasks and responsibilities required of it in our judicial system. This is a good example of how the Legislature fulfills its duties to the people of Hawaii. But I urge all of us to go a step further by urging the Governor to appoint a qualified woman to this position. As women continue to enter the field of law in ever-increasing numbers, the makeup of our judicial positions will have to change.

"The present justices and judges on Hawaii's higher courts do not fairly represent our population of qualified attorneys licensed for State practice. We have a chance to show the people of Hawaii that we are serious about true representation in our higher State courts.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2714, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 574-92 on H.B. No. 3100, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3100, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING DEVELOPMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2612, 2571, 2530, 2504, 2349, 2614, 2696, 2714 and 3100 had passed Third Reading at 10:22 o'clock a.m.

At 10:23 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:27 o'clock a.m.

**Stand. Com. Rep. No. 575-92 on H.B. No. 3110, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3110, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 576-92 on H.B. No. 3111, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3111, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Ward rose to speak against the bill, stating:

"Mr. Speaker, I'm sure this may be a very worthwhile bill as I am sure that the other 150 to 200 special fund bills that this body has passed in the past but, Mr. Speaker, this body needs a moratorium on special funds. It needs a moratorium on revolving funds, it needs a moratorium on trust funds.

"Just today, before us are 34 special fund considerations. Considering that we have only 300 bills before us, it looks as though ten percent of our concentration today is going to be on special funds. Need I remind ourselves of the Legislative Auditor's warning that if we get many more of these special funds, regardless of how great the cause is, all of us can go home and we won't have to come back because budgeting and the power of the purse will have been automated. It would become automatically appropriated year after year.

"So while this bill may have worthy cause in it, in terms of what we should be doing is not pass more special funds regardless of it and I contend, Mr. Speaker, this bill contributes to special fund abuse of which we are now guilty.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3111, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GIFTS," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ward voting no.

**Stand. Com. Rep. No. 577-92 on H.B. No. 3121, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3121, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 578-92 on H.B. No. 3122, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3122, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHARGES TO INMATE ACCOUNTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 579-92 on H.B. No. 3277, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3277, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 580-92 on H.B. No. 3148, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 581-92 on H.B. No. 3002, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3002, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 582-92 on H.B. No. 3353, HD 3:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 583-92 on H.B. No. 3283, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3283, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3110, 3111, 3121, 3122, 3277, 3002 and 3283 had passed Third Reading at 10:30 o'clock a.m.

**Stand. Com. Rep. No. 584-92 on H.B. No. 3708, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3708, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tatibouet rose and stated:

"I just would like to record reservations against House Bill No. 3708, HD 1.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3708, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND TRUSTS," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hirono voting no.

**Stand. Com. Rep. No. 585-92 on H.B. No. 3692, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3692, HD 1, having

been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak in favor of the bill, with "continuing reservations," stating:

"Mr. Speaker, my reservations are, I am against any tax increases to fund mass transit.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3692, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIT CAPITAL DEVELOPMENT FUND," having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Bellingier, Hashimoto, Horita, O'Kieffe, Tatibouet and Ward voting no.

**Stand. Com. Rep. No. 586-92 on H.B. No. 3425, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3425, HD 2, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VIII, SECTION 3, OF THE STATE CONSTITUTION, TO SPECIFY THAT THE PUBLIC UTILITIES ARE NOT SUBJECT TO DOUBLE TAXATION ON REAL PROPERTY," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Chun and Duldulao voting no.

**Stand. Com. Rep. No. 605-92 on H.B. No. 3045, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3045, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 606-92 on H.B. No. 3749, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3749, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH AND MORALS," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

**Stand. Com. Rep. No. 607-92 on H.B. No. 3467, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3467, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tatibouet rose to speak against the bill, stating:

"While the changes proposed in this bill would tip the balance of power decidedly in favor of striking employees and eliminate the one last bargaining chip that often brings it in to strikes in our State, that is the employer's agreement to reinstate all striking employees, our national level of balance of power has remained intact for over fifty years under the United States Supreme Court decision McKay Radio versus ELNRB in 1938. While employees have the right to strike, it is their voluntary choice.

Employers have the right to stay in business as well by hiring replacements to operate, if they can, during an economic strike.

"Under existing law, when that striker declared his or her intention to return to work, the employer is required to reinstate that employee as soon as the replacement leaves that job. In sum, the proposed legislation here would result in more frequent and more lengthy strikes, something that neither labor nor management wants in the State of Hawaii.

"Thank you, Mr. Speaker."

Representative Ward then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, this bill says an employer cannot hire replacement workers for strikers. To me, this issue belongs on the table between labor and management and they discuss between and among themselves. It shouldn't be just on our table. We, as legislators, must be weary of the intrusion that each time we put these bills on the books that it brings into the marketplace.

"This bill heads us further in that direction while Russia and the other newly developed economies of Eastern Europe and, quite frankly, the whole world is going in the opposite direction by freeing government controls by letting labor and management dialogue freely with one another. We don't need to make our economy strike-proof -- we need to make our economy strike out and grow.

"Mr. Speaker, may I encourage labor and management to continue their dialogue among themselves and less so with ourselves.

"Thank you."

Representative Thielen then rose and stated:

"Mr. Speaker, I would also like my 'with reservations' noted on this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII EMPLOYMENT RELATIONS ACT," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Marumoto and Tatibouet voting no.

**Stand. Com. Rep. No. 608-92 on H.B. No. 2308, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2308, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN DRIVER'S LICENSES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 609-92 on H.B. No. 2597, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2597, HD 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3708, 3692, 3425, 3045, 3749, 3467, 2308 and 2597 had passed Third Reading at 10:36 o'clock a.m.

**Stand. Com. Rep. No. 610-92 on H.B. No. 3059, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3059, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING PERMITS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 611-92 on H.B. No. 3052, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3052, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BOILER AND ELEVATOR SAFETY INSPECTOR QUALIFICATIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 612-92 on H.B. No. 2300, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2300, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC PENALTIES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 613-92 on H.B. No. 1180, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 1180, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 614-92 on H.B. No. 3046, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3046, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Horita and Say voting no..

**Stand. Com. Rep. No. 615-92 on H.B. No. 2931, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2931, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ALCOHOL CONCENTRATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 616-92 on H.B. No. 3327, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3327, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC ACCIDENTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 617-92 on H.B. No. 3563, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3563, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VEHICLES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 618-92 on H.B. No. 3239, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3239, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3059, 3052, 2300, 1180, 3046, 2931, 3327, 3563 and 3239 had passed Third Reading at 10:37 o'clock a.m.

**Stand. Com. Rep. No. 619-92 on H.B. No. 2315, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2315, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 620-92 on H.B. No. 3746, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3746, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 621-92 on H.B. No. 2455, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2455, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak in favor of the bill, with reservations, stating:

"My concern is the impact upon your service stations -- your community service stations -- which, by this law, will be mandated to replace the inspection sticker in the event that sticker is lost before it actually expires. I think that that could create a problem. I know that the intent of the committee is not to place liability upon the stations, but I question what will happen if a car drives into a station, obviously with defects -- say it's at night and the headlights aren't working -- and the inspector of the station replaces that sticker without requiring some repairs to be made to that car. I think that any lawyer would bring that service station into a lawsuit should that driver subsequently cause an accident.

"So with those reservations, I don't like to create that problem for our small service stations in our State.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2455, HD 2, entitled: "A BILL FOR AN ACT RELATING TO

MOTOR VEHICLE SAFETY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 622-92 on H.B. No. 49, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 49, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 635-92 on H.B. No. 3049, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3049, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 636-92 on H.B. No. 3954, HD 1:**

Representative Arakaki moved that the joint report of the Committees be adopted and H.B. No. 3954, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak in strong support of the bill, stating:

"It's high time that we stop the guns-for-hire and that we bring back integrity to the environmental impact statements, and I think this bill is a very good first step to do that."

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

"This measure, Mr. Speaker, was introduced as a result of a collaborative effort between two well-known groups who hold very diverse and differing viewpoints on the issue of initiative. Pro are the people opposing initiative and the Save Sandy Beach Coalition.

"The measure before us, Mr. Speaker, House Bill 3954, HD 1, will further ensure the quality and integrity of the environmental impact statement process by requiring statement preparers to provide fully informative, objective reports for more accurate review and assessment by the public.

"Specifically, this bill requests that the Legislative Auditor's Office conduct a review and evaluation report on the EIS preparers and offer regulatory schemes or other appropriate professional quality mechanisms.

"Again, I would urge the members to strongly support this bill, and I would commend the parties who worked for its introduction.

"Thank you."

The motion was put by the Chair and carried, and the joint report of the Committees was adopted and H.B. No. 3954, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 637-92 on H.B. No. 2340, HD 1:**



On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2340, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2315, 3746, 2455, 49, 3049, 3954 and 2340 had passed Third Reading at 10:40 o'clock a.m.

**Stand. Com. Rep. No. 639-92 on H.B. No. 1186, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 1186, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 643-92 on H.B. No. 2820, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2820, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC OFFENSES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 644-92 on H.B. No. 3983, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3983, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

"Representative Marumoto rose to speak in favor of the bill, stating:

"This is one of the bills that concerns Diamond Head State Monument -- House Bill No. 3983, HD 2 -- and I commend the Committee for the attention being paid to our most famous profile. It has been ignored for a few years and would ask that the Committee also consider, perhaps placing utility lines underground on Diamond Head Road, should that matter come before the House later this session. Otherwise, it's an excellent bill and I ask all people to vote in favor.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3983, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 649-92 on H.B. No. 3022:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3022, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS LICENSE BOARD," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 650-92 on H.B. No. 3028:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3028, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM LAND

SALES PRACTICES ACT," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 651-92 on H.B. No. 3963, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3963, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 652-92 on H.B. No. 3811:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3811, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1186, 2820, 3983, 3022, 3028, 3963 and 3811 had passed Third Reading at 10:42 o'clock a.m.

**Stand. Com. Rep. No. 653-92 on H.B. No. 3829, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3829, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER CERTIFICATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 654-92 on H.B. No. 3898:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3898, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Ward rose to speak against the bill, stating:

"The intent of this bill is to get our caregivers up to snuff till they'll meet federal health and safety standards. That means they'll be eligible for something that comes out of the federal government.

"The only problem, Mr. Speaker, is that this bill goes beyond that incorrectly to the point where it's a possibility that big brother would actually regulate you babysitting your own children, or people of one family babysitting their own children.

"I think this is wrong. It's intrusive, and I think it should be amended or corrected or otherwise what the language may not have intended but the way this bill is written, it's a big brother babysitter bill.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3898, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ward voting no.

**Stand. Com. Rep. No. 655-92 on H.B. No. 3248:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3248, entitled: "A



BILL FOR AN ACT RELATING TO REGISTRATION OF VEHICLES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 656-92 on H.B. No. 2500:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2500, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 657-92 on H.B. No. 3047:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3047, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 658-92 on H.B. No. 2312:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2312, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 660-92 on H.B. No. 3040, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3040, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PROPERTY INSURANCE ASSOCIATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 661-92 on H.B. No. 2519, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2519, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GLASS RECOVERY," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3829, 3898, 3248, 2500, 3047, 2312, 3040 and 2519 had passed Third Reading at 10:43 o'clock a.m.

**Stand. Com. Rep. No. 662-92 on H.B. No. 2518, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2518, HD 2, entitled: "A BILL FOR AN ACT RELATING TO USED MOTOR VEHICLE OIL RECYCLING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 663-92 on H.B. No. 2324, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2324, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 664-92 on H.B. No. 3799, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3799, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tatibouet rose and stated:

"On House Bill 3799, HD 2, regarding health care, I just would like to cast a vote with reservations."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3799, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 665-92 on H.B. No. 3856, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3856, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL PROGRAMS FOR PARENTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 666-92 on H.B. No. 3179, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3179, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tatibouet rose to speak against the bill, stating:

"I feel that until we do more research and come up with a permanent system of voting that we shouldn't consider any funds being spent on any form of an inter-room system, and that we should actually expend only funds to research final and worthwhile systems."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3179, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VOTING SYSTEMS," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives O'Kieffe and Tatibouet voting no.

**Stand. Com. Rep. No. 667-92 on H.B. No. 3672, HD 2:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 3672, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"Mr. Speaker and fellow colleagues, this is a very important bill to some two thousand of our public employees for while we are proudly asserting ourselves as being the Health State, the fact of the matter is that once a month all who are emergency hires are 'fired' for one day and one of the reasons for that is so that we can assure that we not give them health coverage. I think it's very important that we take this step, and I would like to thank very much the Chair of the Committee on Labor and the Chair of the Finance Committee for pushing this forward. It's about time that we cleaned up our own act

on this. This is one of those instances where we have exempted ourselves from the Prepaid Health Care Act, and what we ask of the private sector in this area I think is quite fair that we also ask it of the public sector.

"We have had numerous testimonies of individuals who had undergone great hardship because they did not have health coverage and they have been emergency hires, in some cases for a number of years, for the State of Hawaii. This rectifies a great injustice. It solidifies our commitment to health care for all, and I commend all of you who worked on this, and I hope that this will pass us here so we can stand proudly as truly the 'Health State.'

"Thank you, Mr. Speaker."

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

"I think this sends a very strong signal to the business community, both here and on the mainland, that this State does not operate in the fashion which encourages. . . it is bad management practice that we are actually, by having these so-called emergency hires, we're having temporary people on a permanent basis and it's very misleading. It circumvents the law and I feel that we, as a Legislature, should insist that the departments actually have full-time employees getting full-time insurance. I'm not against them getting the insurance if indeed they are employed, but I don't feel we should be encouraging the hiring of emergency hires to circumvent the law as the Legislature passes that."

Representative Thielen then rose to speak in favor of the bill, with reservations, stating:

"I really believe that we should stop the farce of using emergency hires who are really full-time employees and convert them to full-time employees with all the attendant benefits.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 3672, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH BENEFITS," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and Tatibouet voting no.

**Stand. Com. Rep. No. 668-92 on H.B. No. 3067, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3067, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT PROBATIONARY SERVICE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 669-92 on H.B. No. 2567, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 670-92 on H.B. No. 3926, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3926, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"The Gulf War and the continuing recession have impacted tourism greatly but with the recession over, Hawaii faces a strong challenge from other destinations. Hawaii is considered, and we would like to consider it, the ultimate vacation resort; however, the jokes about Mexico in getting sick from water is no longer there. There are other major resorts being developed throughout the world that stand in strong competition to Hawaii. They have water purification systems, they have outstanding amenities, inexpensive airfares and easy access from all points in the United States. At this point in time, airfares to Mexico from the West Coast allow travelers to stay there from seven to ten days, all-inclusive, for the cost of only three or four days here in Hawaii -- airfare and hotel space alone.

"Hawaii has its work cut out for it to stand out in the pack of ever-growing vacation alternatives. On the East Coast, Europe and the Caribbean, ads dominate the papers with the newest destination of the future -- Cuba. Canadians and Europeans are already flocking down there. New resorts are being built and I guarantee you'll see a relaxation in travel restrictions to Americans in the future. When this happens, you'll see a tremendous surge of business from the East and upper Midwest venture to Cuba. The prices are inexpensive, the beaches are beautiful, the water is clear, and the potential for historic preservation is great since time has essentially stopped there. It will be perceived as an exotic destination, and I understand New York and Chicago, metropolitan areas of two of the five top producing markets for the State of Hawaii.

"I would also like to add that we must remember the importance of funding tourism because for every tourist who visits Hawaii, the State receives approximately \$45 in tax revenues. People planning vacations have a very short memory and, therefore, one-shot marketing generates results for only a very short period of time. We need to do it on an on-going basis in order to be competitive and have a properly funded on-going marketing program.

"Tourism really seems to want to be a stepchild by many people in this State and yet there are many other states in the country who have a single industry as tourism. Unfortunately, as in the State, I would like to see the justification but it does not occur in spite of the efforts of many in this room and throughout the State over the years. In other states, North Carolina has tobacco; Louisiana, oil; South Carolina, textiles; Michigan, the automobile industry; Washington State, aircraft industry -- specifically Boeing; Idaho, potatoes. I could go on and on, but those states have continued, through either legislation to support those industries ... either with enabling legislation to enhance those industries, and/or with tax revenues diverted to promote the industry throughout the country. We seem to continually have trouble doing that in Hawaii and since tourism is one of our only expenditures that turns a profit for the State, I would like to encourage passage of this bill.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3926, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2518, 2324, 3799, 3856, 3179, 3672, 3067 and 3926 had passed Third Reading at 10:52 o'clock a.m.

**Stand. Com. Rep. No. 671-92 on H.B. No. 3463, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3463, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ELECTRIC VEHICLE CONFERENCE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 672-92 on H.B. No. 3342, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3342, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WATER POLLUTION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 673-92 on H.B. No. 3134, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3134, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY RESPONSE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 674-92 on H.B. No. 3509, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3509, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative M. Ige rose and requested that his remarks, in favor of the bill with reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative M. Ige's remarks are as follows:

"Mr. Speaker, I rise to speak in support of House Bill 3509, HD 2, with reservations.

"The purpose of this bill is to authorize the Department of Education to accept donations of all new equipment and fixtures.

"Mr. Speaker, on page 2, lines 7 through 9, reads: 'The Department of Accounting and General Services shall therefore be responsible for the repair and maintenance of donated fixtures.'

"I interpret this section to mean that the State will be responsible for all repair and maintenance of donated fixtures.

"Mr. Speaker, I believe this should not be the case in all instances and that the State should instead be encouraging these groups to purchase repair and maintenance contracts for the donated fixtures.

"I believe maintenance contracts for these items would assure the State of quality donated products that will ultimately serve our community in a cost efficient manner."

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

"Mr. Speaker and colleagues, this bill is a reaction of insufficient dollars for education to purchase equipment and fixtures. This bill authorizes the Department of Education to accept donations of new equipment and fixtures. It makes the Department of Accounting and General Services responsible for repairing and maintaining donations of new fixtures, and it makes the Department of Education responsible for the repair and maintenance of donations of new equipment. Under this bill, DAGS maintains fixtures while the Department of Education maintains equipment.

"This bill further authorizes the Department of Education to establish the criteria by which donations of new equipment and fixtures that meet or exceed educational specifications can be accepted.

"Those criteria are a key feature of this bill. The Department of Education is to fix those criteria and also to administer them.

"Neither the Department of Accounting and General Services nor the Department of Budget and Finance is to set, approve, or administer those criteria.

"Given that arrangement, potential donors have a clearer understanding for donating equipment and fixtures. Schools, too, would be able to swiftly accept and use the donated resources. It also prevents any confusion regarding the agency responsible for maintaining donated equipment and fixtures.

"The net effect of the bill is to expand the resource base of schools. In doing so, it improves the teaching and learning process.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3509, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 675-92 on H.B. No. 3157, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3157, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen 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 Thielen's remarks are as follows:

"Mr. Speaker, I rise to speak in favor of House Bill 3157, relating to Individual Housing Accounts. This is a good attempt to address the housing crisis that presently exists in our State.

"The concept we are establishing today is sound: tax deductions for housing purchases. We next should allow tax deductions for educational savings trusts and allow parents to put money into an educational IRA to be taxed at the student's tax base when she or he withdraws it for university or college.

"So far, we have a State which does not allow for any tax breaks on education. The State however, is willing to give a tax break for those who are willing to spend money for development and housing interests.

"Let's expand next session to provide the same benefit for parents who are struggling to save for their children's education."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3157, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNT DEDUCTIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 676-92 on H.B. No. 2319, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 677-92 on H.B. No. 3853, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3853, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"Mr. Speaker, the purpose of this bill is to provide interpreter services for deaf, hard of hearing, and the deaf/blind persons at public hearings and other legislative events deemed appropriate by the commission on persons with disabilities.

"I just want to say, Mr. Speaker, that this is really a momentous bill for a small but very needed group of people who really want to take part in the system. So many times, Mr. Speaker, I think all of us take things for granted such as speech or hearing the spoken word -- just simple things like that where we do everyday. I know that as a blind individual, you know, I feel very privileged to serve in such an astute body as the Legislature and to meet so many of you, to teach you how I do my work and to learn about each of you, and I am deeply honored, Mr. Speaker.

"I think what this bill does is that it permits another group of handicapped people who cannot hear to take part in a system and to interact with people like ourselves so that we can all be a part of the same system, and I commend the Chair and Vice Chair, Representatives Souki and Say, for putting in and leaving in the money of \$10,000 to permit such action to be taken because we are truly and want to continue to be an open body for all the people of the State of Hawaii.

"Thank you, Mr. Speaker."

Representative Anderson rose and requested that the words of Representative Tom be inserted into the Journal as his own, and the Chair "so ordered." (By reference only)

At 10:58 o'clock a.m., Representative Arakaki asked for a recess and the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:04 o'clock a.m., the motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3853, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HEARING IMPAIRED," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 678-92 on H.B. No. 3564, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3564, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3463, 3342, 3134, 3509, 3157, 3853 and 3564 had passed Third Reading at 11:05 o'clock a.m.

**Stand. Com. Rep. No. 679-92 on H.B. No. 3164, HD 2:**

Representative Arakaki moved that the report of the Majority of the Committee be adopted and H.B. No. 3164, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Marumoto rose and stated:

"Mr. Speaker, I am speaking in opposition to House Bill 3164, HD 2. This has to do with the general excise tax credit for the rail system...for the counties who do raise the tax on the GET, they will be able to collect the tax credits.

"Two years ago when we passed this measure, the tax increase which I voted against, I warned that the tax credit was very regressive. In other words, the higher your income, the greater the tax credit you would receive. The lower your income, the smaller the tax credit you will receive. It is very high now -- \$450 per person if you have an income over \$100,000, as present in this bill. It remedies it somewhat by lowering the tax credit to \$210. But is it fair for someone who makes \$100,000 to get a \$210 tax credit when someone who is making \$5,000 would only get a \$25 tax credit. This negates the effect of an excise tax credit which is supposed to alleviate the tax burden on the poor people. I find it ironic that it is a Republican in this case who is asking for tax relief for the poor and the Democrats here -- the Majority -- that are enacting a very favorable tax cut for the wealthy.

I would hope that you would vote against this measure and remedy it from other points so that it is more equitable. Better yet, amend the bill so that that tax increase does not go into effect. I would like to see a fixed rail system done without a tax increase and perhaps if we put our heads together, we could come up with a much better bill. Meanwhile, please vote no.

"Thank you."

Representative Ward rose to speak against the bill, stating:

"Mr. Speaker, I would propose that we fund the mass transit with a bill that has the private sector put the money up front. Many people now realize that Japan is doing this year by year with up to 90 percent of the funding coming from the private sector. I think Hawaii can do that also.

"Thank you, Mr. Speaker."

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

"In 1990, Mr. Speaker, our State Legislature adopted a comprehensive financial plan for the development of a fixed rail rapid transit system for the City and County of Honolulu. This financial plan, as we all recall, consisted

of two options and it was premised upon the State of Hawaii dedicating, under both options, \$50-million in existing general fund revenue towards this project. Under the primary option, the State was to contribute \$50-million for eighteen years, which was to be matched by City or private revenue source revenues to represent the total local contribution necessary for this project. Because the City has determined that county or private source revenue pledged or available for capital costs is less than the amount needed to meet the county matching requirements for the primary option, the City has indicated their desire to implement the fallback option, which is the establishment of a 1/2 percent county surcharge. Under this option, Mr. Speaker, the State has pledged \$50-million in surcharge credits to minimize the impact of this surcharge upon our residents.

"House Bill 3164, HD 2, will modify the surcharge credit schedule to enhance the overall equity of the credits by addressing the inherent regressivity of the surcharge. In addition, Mr. Speaker, this bill increases the medical services excise tax credit to 4.5 percent in the counties establishing the surcharge and in the end increases the total amount of the surcharge credit.

"I feel that it is important, Mr. Speaker, to put into perspective the intent and the parameters of this bill. By approving, or by disapproving this measure today, we will not be authorizing, nor will we be repealing the development of the fixed rail rapid transit system, nor will we be authorizing or repealing the City's authority to establish the county surcharge to finance this project. Those issues are not addressed in this bill and they are not before us today.

"What we are addressing today, Mr. Speaker, with this bill is that if the City does exercise their option to establish a county surcharge, then this Legislature, with this bill, will ensure that the county surcharge credits are equitable to families of all income levels and that the medical services excise tax credit is increased accordingly from 4 to 4.5 percent. We will, with these revisions, be increasing the total State outlay in surcharge credits to the promised \$50-million.

"This bill will greatly assist in further minimizing the impact of the county surcharge and, Mr. Speaker, I truly believe that this will be of significant benefit to the residents of our State.

"Thank you."

Representative Shon then rose to speak in favor of the bill "with one reservation," stating:

"I think that one of the bills that the Health Committee sent over to Finance for their consideration was the complete elimination of medical services excise tax. I am glad to see that a portion of it has been incorporated here, but I would prefer that instead of the existing tax credit offered in terms of transit, that this bill would have indeed eliminated the entire tax on medical services as a fair trade-off by the people of Hawaii.

"Thank you."

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

"I would like to echo Representative Shon's words about eliminating the tax on health care services, but I also would hope that as this bill goes across to the Senate, that the Senate will look at the schedule on page 5.

"I am another Republican standing to say I don't support the disproportionate burden upon the poor and a greater tax benefit for the wealthy.

"Thank you."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 3164, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Anderson, Marumoto, O'Kieffe, Tatibouet, Thielen and Ward voting no.

**Stand. Com. Rep. No. 680-92 on H.B. No. 2683, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 681-92 on H.B. No. 2783:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2783, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Ward rose to speak against the bill, stating:

"This bill relates to tourism training which is a very good bill for training our young people to get into tourism. However, Mr. Speaker, the faulty funding mechanism is that last year this body raised the tax of every employer in this State by .005 so we could fund for tourism training, so we could fund for the unemployed, so we could fund for untrained/unskilled people. Instead of using that money, we've gone over and taken another \$30,000 or \$50,000 out of the general fund instead of using the moneys that we've already designated.

"I think this is a bit of a redundancy, an overkill, and if we taxed our employers to do training for tourism, Mr. Speaker, there is no reason why this bill should not be funded by that tax.

"Thank you very much.

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2783, entitled: "A BILL FOR AN ACT RELATING TO TOURISM TRAINING," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ward voting no.

**Stand. Com. Rep. No. 682-92 on H.B. No. 3332:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3332, entitled: "A BILL FOR AN ACT RELATING TO THE DISPERSAL REVIEW COUNCIL," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 683-92 on H.B. No. 2980, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 684-92 on H.B. No. 2800:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2800, entitled: "A



BILL FOR AN ACT RELATING TO THE HAWAII REVISED STATUTES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 685-92 on H.B. No. 2843:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2843, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"In light of Representative Tom's previous remarks and very compassionate remarks about providing interpreter services, this bill provides for the early detection, identification, treatment and monitoring of hearing and vision deficiencies of school-aged children.

"I urge all your support for this bill.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2843, entitled: "A BILL FOR AN ACT RELATING TO HEARING AND VISION DEFICIENCIES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 686-92 on H.B. No. 3698:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3698, entitled: "A BILL FOR AN ACT RELATING TO JOB SHARING FOR PUBLIC EMPLOYEES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 687-92 on H.B. No. 3070:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 3070, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak against the bill, stating:

"I do support the State Foundation on Culture and the Arts but I just do not feel that in today's economy we have the right to establish an Assistant Director position when there are so many other critical human service needs that are going unmet and where those human service budgets are getting slashed. I think that this position must wait and the human service needs must come first.

"Thank you, Mr. Speaker."

Representative Tatibouet then rose and requested that Representative Thielen's remarks be entered into the Journal as her own with the addition that "I would like to first see books for all of our children in our schools."

The Chair "so ordered." (By reference only)

Representative M. Ige then rose to speak against the bill, stating:

"Mr. Speaker, I, too, believe that due to our fiscal uncertainties that we should not move ahead with this position.

"Thank you."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 3070, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Chun, M. Ige, Kanoho, O'Kieffe, Peters, Tatibouet and Thielen voting no.

The Chair directed the Clerk to note that H.B. Nos. 3164, 2783, 3332, 2800, 2843, 3698 and 3070 had passed Third Reading at 11:18 o'clock a.m.

**Stand. Com. Rep. No. 688-92 on H.B. No. 3603:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3603, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Alcon rose and requested a conflict ruling saying that he is a beneficiary 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 H.B. No. 3603, 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. 689-92 on H.B. No. 3246:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3246, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 690-92 on H.B. No. 3890, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3890, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative M. Ige rose and stated:

"Due to fiscal problems in the State, I have concerns on H.B. No. 3890 and will be voting no on this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3890, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives M. Ige, Kanoho and O'Kieffe voting no.

**Stand. Com. Rep. No. 691-92 on H.B. No. 3427:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3427, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative M. Ige rose and stated:

"Due to fiscal problems in the State, I have concerns on House Bill No. 3427 and will be voting no on this bill."



The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3427, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PACIFIC MAPPING PROGRAM," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and M. Ige voting no.

**Stand. Com. Rep. No. 692-92 on H.B. No. 3097, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3097, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME RENTAL HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 699-92 on H.B. No. 2818, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 2818, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LICENSING OF NURSES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 700-92 on H.B. No. 2720, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2720, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Cachola rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Cachola's remarks are as follows:

"I rise to speak in favor of House Bill 2720, House Draft 2.

"This bill would ease the situation for activity desks overburdened by the client trust account requirement in the current law, while still continuing to protect activity providers.

"This measure proposes options of a letter of credit or bonding for activity desks, rather than the earlier trust accounts. However, banks and insurers have very strict requirements and will only give a letter of credit or a performance bond to the most reliable activity desks. Desks that do not qualify will continue to use the client trust account.

"I urge my colleagues to vote in favor of this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2720, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACTIVITY PROVIDERS AND ACTIVITY DESKS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3603, 3246, 3890, 3427, 3097, 2818 and 2720 had passed Third Reading at 11:20 o'clock a.m.

**Stand. Com. Rep. No. 712-92 on H.B. No. 2479, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2479, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FEES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 713-92 on H.B. No. 3215, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 714-92 on H.B. No. 2352, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2352, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TERRORISTIC THREATENING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 715-92 on H.B. No. 2570, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2570, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 716-92 on H.B. No. 3941, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3941, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC NOTICE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 717-92 on H.B. No. 3944, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 718-92 on H.B. No. 3946, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3946, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 719-92 on H.B. No. 2309, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2309, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL VEHICLES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2479, 2352, 2570, 3941, 3946 and 2309 had passed Third Reading at 11:22 o'clock a.m.

**Stand. Com. Rep. No. 720-92 on H.B. No. 2784, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2784, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"Mr. Speaker, what this bill intends to do is to stop the siphoning of funds from the Department of Education from our repair and maintenance budget that we have designated for upgrading our schools.

"The Legislature, several years ago, allotted \$90-million a year for repair and maintenance but one of the things that we're seeing is that the counties and the granting of their permits are putting on additional requirements for off-site improvements and basically tapping into these funds and moving them away from the schools. So, in other words, they're looking at the repair and maintenance of the schools as a source of funding to develop their off-site infrastructure, and this is totally wrong.

"The Department of Education estimates that as high as twenty percent of the repair and maintenance funds are being redirected away from the schools. This measure is intended to prevent that from happening."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2784, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 721-92 on H.B. No. 3982, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3982, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 722-92 on H.B. No. 2374:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2374, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 723-92 on H.B. No. 2799, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2799, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

**Stand. Com. Rep. No. 724-92 on H.B. No. 3160:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3160, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR S CORPORATION SHAREHOLDERS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 725-92 on H.B. No. 3493, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3493, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REPAIR AND MAINTENANCE OF SCHOOLS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 726-92 on H.B. No. 2959, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2959, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MARINE ENVIRONMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 727-92 on H.B. No. 2580, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2580, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bellinger rose to speak against the bill, stating:

"When this measure first came before the Legislature several years ago, I stood and spoke against it and I am still speaking against it.

"The portions of the bill which I still find most objective is that which grants this Authority the broad sweeping powers that basically ignore all the county planning efforts that are currently in place. So, basically, if they decided they wanted to approve a facility with a five hundred feet height limit and the height limit, say in the Waikiki area were three hundred, they could totally ignore all that. It's totally inappropriate. I think that if the Convention Center wishes to simply go and do its reviews for trying to find an alternate site -- fine. But even in that light, I don't even think that we need a Convention Center Authority to do that. We spend four years, tremendous amounts of money and effort, and they still have not been able to come up with a site. I don't know that we need to continue a professional authority to continue this review on a statewide basis. I think we could do the same thing with an appointed, non-paid group to continue those reviews.

"Additionally, between \$400,000 to \$500,000 a year to continue operating the Convention Center Authority, given our current fiscal situation, I don't think that's one I'd like to do, so I stand continuously opposed to this measure.

"Thank you."

Representative Bainum then rose and stated:

"As this bill has moved through the legislative process, I have taken opportunities to speak against it and voice my concerns about this bill, and once again I do so today. I ask that my written remarks in opposition to this bill be entered into the Journal."

The Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"While this bill eliminates the word 'Waikiki' in renewing and broadening the charter of the old Waikiki Convention Center Authority, as one of the two representatives for this area, I somehow get the feeling that the word has just become silent, rather than omission. I would be remiss to my constituents who I have joined in opposing an oversized combined center and residential complex within Waikiki to now support this bill. It essentially is merely a taxpayer-supported continuation of government trying to once again attract a private developer to build a so-called free center. Yes, this new version does eliminate the word 'private' in front of the word developer, but government had the right all the time to build its own center if it were convinced of the wisdom of such an endeavor. It apparently was never convinced that such expenditure could be justified. If the business community now is convinced that building a center is a profitable operation, will they not approach us, at no cost to us, with their deal?"

"Again, I am against extending the life of the Waikiki Convention Center Authority.

"Now into their fourth year of trying to find a private developer for a convention center, the Authority has proven that this expensive effort is not the correct means of locating a private developer.

"Government funds are inadequate to take care of the glaringly obvious needs for housing, improving our education system, and preventative health programs, yet by passing this bill we would continue to spend hundreds of thousands of dollars of public funds to encourage a private developer to invest in a convention center.

"In the interests of government economy and efficiency, I suggest that the Authority be allowed to wrap up its work and expire this coming September.

"Please vote no on this measure.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2580, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CONVENTION CENTER," having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Alcon, Bainum, Bellinger, Hagino, Hirano and Shon voting no.

**Stand. Com. Rep. No. 728-92 on H.B. No. 2599, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2599, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2784, 3982, 2374, 2799, 3160, 3493, 2959, 2580 and 2599 had passed Third Reading at 11:27 o'clock a.m.

**Stand. Com. Rep. No. 729-92 on H.B. No. 3567, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3567, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bainum rose and requested that his remarks, in favor of the bill be inserted into the Journal

and the Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"All hearings have identified over and over that the real 'driving force' in initiating any housing development program is the availability of infrastructure to serve the various utility and sewage needs of the new community. The front pages of our newspapers for the last several months have reminded us of the huge costs of infrastructure and the complexity of local, State, and federal impacts into such vital facilities as wastewater treatment plants and power supply systems.

"This bill is an important link in the overall series of events that must be accomplished to ensure that affordable housing and rental developments begin to become available at a faster rate than we have seen to date. The transfer of under-utilized funds now available within HFDC and the creation of criteria and rules for carrying out infrastructure development will serve to break the circle of the construction cycle where developer or government were able to fund the required facilities. Passage of this bill will be recognized in the near future as one of the key steps taken to relieve the affordable housing problem."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3567, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN INFRASTRUCTURE DEVELOPMENT FUND," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 730-92 on H.B. No. 3053, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3053, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tatibouet rose to speak against the bill, stating:

"Because the Department of Labor and Industrial Relations' own testimony found no adequate justification or need for this increase in the temporary disability insurance and no responsible analysis of the financial impact of the proposal has been done, every year employers are burdened with additional costs for new and enhanced mandated employee benefits. Little or no consideration is given to the financial impact that these benefits will have on businesses, employment and our economy.

"Before being imposed, each new or enhanced benefit must be analyzed to determine its financial impact, both separately and cumulatively. An increased benefit made by itself seem insignificant but when combined with the innumerable benefits being mandated and increased over these past several years, the increase could be financially devastating, especially to the backbone of Hawaii's economy of small businesses.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3053, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Tatibouet voting no.

**Stand. Com. Rep. No. 731-92 on H.B. No. 3201, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3201, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 732-92 on H.B. No. 2917, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2917, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY CARE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 733-92 on H.B. No. 3703, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3703, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 734-92 on H.B. No. 3139, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3139, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 735-92 on H.B. No. 3707, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3707, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 736-92 on H.B. No. 2400, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2400, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE INSURANCE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 737-92 on H.B. No. 3096, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3096, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3567, 3053, 3201, 2917, 3703, 3139, 3707, 2400 and 3096 had passed Third Reading at 11:29 o'clock a.m.

At 11:30 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:35 o'clock a.m.

**Stand. Com. Rep. No. 738-92 on H.B. No. 3295, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3295, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX RELIEF FOR NATURAL DISASTER LOSSES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 739-92 on H.B. No. 3114, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, Stand. Com. Rep. No. 739-92 and H.B. No. 3114, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were recommitted to the Committee on Finance.

**Stand. Com. Rep. No. 740-92 on H.B. No. 3873, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3873, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak against the bill, stating:

"I am very concerned about the way in which this fund could be misused and I contacted the head of the program for corrections. My reading of the law would permit the money to go into a prisoner's account and then be able to be used for the benefit of that prisoner. The intention of it is to take contributions from inmates and then share partnership programs, and those contributions are supposed to go into a fund in order to help pay for the cost of the venture partnership program. But the way that the bill is written would actually permit inmate contributions to go into a fund to give special privileges for that particular inmate. There are methods by which ... I am thinking of the junk bond king who is incarcerated ... were he to be in Hawaii and some of the multi-million dollars that he has set aside would possibly be able to go into this kind of a fund through a joint venture of whatever manner that would be established and then the funds could be used to provide special incarceration privileges for him.

"The head of the program for corrections agreed that there is this loophole in the law and that this is a very distinct possibility that this could occur. I would hope that the language could be cleaned up in the Senate side. If it cannot, I don't think that we should establish this kind of a process whereby certain prisoners who maybe have more affluent connections on the outside could then be able to fund special privileges for themselves.

"Thank you, Mr. Speaker."

Representative M. Ige then rose to speak against the bill, stating:

"Mr. Speaker, I read the bill slightly differently and I feel that the problem with this measure is that it would allow a prisoner's incarceration fee to go into the industrial revolving fund in the prison system, and I don't feel that it is appropriate to have incarceration fees going into that purpose. I feel that those incarceration fees

should go back to the general fund and should there be a priority to develop industries in the prison, I believe it should be a legislative priority and, therefore, come before us to be budgeted or appropriated.

"Thank you."

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

"Mr. Speaker, the purpose of this bill, as I understand, is to allow for the deposit of inmate contributions into the Correctional Industries Revolving Fund.

"One of the main purposes of the fund is to really put forward our prison industries, and I want to tell you now that I had an opportunity to visit several of the states which had prison industries in the country on prisoners and they're the most dependable and on-time workers you could have. Prisoners, of course. They come on time and they work, and they're proud of it.

"I want to say that except for the industry in Maui where they do toys right now, there's really not much funding into the prison industries program, and I think what Representative Marshall Ige says about philosophy, about State funding, is very relevant and I am all for it. I think that the State has to make a commitment toward these prison industries, that all parties have to sit down at the table, unions and all, in order to find out how the prison industries program can exist.

"This bill merely gives the Department of Public Safety a little more flexibility in looking at its prisoners in terms of donating some of their moneys into these funds towards a program that is going to help them, that makes them more self-esteemed, self-sufficient, and when they come out of prison, being better and more efficient than law-abiding citizens.

"So I think that this is really a joint effort and it gets a real historical, momentous type of thing where we're trying to strengthen an industries program that I think Hawaii sorely needs for its prisoners, and that's why I'm speaking in support of the bill.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3873, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," having been read throughout, passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Anderson, M. Ige, O'Kieffe and Thielen voting no.

**Stand. Com. Rep. No. 741-92 on H.B. No. 2431, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2431, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Shon rose and spoke in favor of the bill in Korean, then stated:

"Fellow colleagues, it's been, as you know, over a hundred years since our Korean colleagues and neighbors came to Hawaii, and for one hundred years we have learned East Asian culture, philosophy, history, music and cuisine from our Korean Americans in Hawaii and because of groups like the Korean Americans who have come here, I think we have all learned a greater deal of respect for all of us.

"The reason why I think this is a very significant bill, apart from our close ties with Korea and our sister/state relationship with Cheju Island, is that sweeping across the mainland these days, it seems to me there's a significant and disturbing amount of prejudice against many immigrant groups, particularly Asian Americans. And I believe this is the kind of bill that most directly confronts that because it is a celebration of diversity. It is a recognition that the differences we have are differences that are being nurtured and celebrated and respected, and I think that this kind of activity that we do in Hawaii regularly is the greatest barrier, the greatest way to fight this kind of irrational prejudice that we see happening again and again as our country becomes more economically troubled.

"So with great pleasure, I rise to congratulate the Korean community here but also to congratulate Hawaii for taking very positive steps in saying that we celebrate our differences, that these are things not to be ashamed of, not to be attacked, but to be celebrated with joy and appreciation.

"Thank you."

Representative Young then rose and requested that Representative Shon's remarks be entered into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative Young continued:

"My grandparents were among the first to arrive in Hawaii 90 years ago and, unfortunately, they're not alive anymore but I understand that there are six people that are still alive who will be able to help us celebrate next year, and I am pleased to be part of the celebration.

"When I was a freshman in college, I was on the 50th anniversary committee so I stand here very proud to be part of this celebration next year that will occur, and I am sure Representative Santiago is my fellow Korean in the Legislature here.

"Thank you very much."

Representative Lee then rose and stated:

"Mr. Speaker, although I'm not of Korean decent, I would like to thank the gentleman from Makiki for his fine remarks," and responded in Korean.

Representative Alcon then rose and spoke in the Filipino language.

Representative Santiago then rose and stated:

"I'm not sure whose words I want to insert into the Journal as my own, but just to say that we've come a long way, Mr. Speaker.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2431, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 742-92 on H.B. No. 3072, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3072, HD 2, entitled: "A BILL FOR AN ACT RELATING TO



AGRICULTURE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 743-92 on H.B. No. 3702, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3702, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Alcon rose and requested a conflict ruling saying that he is a beneficiary 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 H.B. No. 3702, HD 1, 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. 744-92 on H.B. No. 3351, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3351, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bellinger rose to speak in favor of the bill, with reservations, stating:

"The original format of the bill is one that I found more preferable in that it contained an option that actually leased the State property. With the amended form, by making these affordable units available in fee, what happens is the State takes those properties out of its inventory and basically what we'll do is simply address a housing situation in a very temporary, near term situation so that the next time we are trying to address additional housing problems, we are going to find that our actual inventory of lands by which we can maintain affordable housing is getting smaller and smaller simply because we've gotten rid of what we had.

So, I'll support the bill to keep it alive for further discussion but would urge that as the bill moves along that the options for lease be put back into the bill.

"Thank you."

Representative M. Ige rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, this bill, after leaving the Housing Committee, we had established a State lease program, a program that we believe will provide affordable housing while, at the same time, keeping State lands in our inventory which basically promise lands for our future generations. That has been deleted due to some very serious concerns about some constitutional questions about whether or not we should be, on one hand promoting lease to fee conversions, and at the same time trying to get into a program like a lease program, and I hope that the Committee members can take a look at this once again and hope that we can look forward to a lease program that we can offer our young families.

"Thank you."

Representative Peters then rose to speak in favor of the bill, with reservations, stating:

"As you know, the Housing Committee has done a tremendous amount of work in dealing with this whole issue of affordable housing. I think it is very clear in this particular sense when we, as legislators or even the administration, must look at all of our State lands as though we were the trustees and ask ourselves the question about this whole issue of affordable housing, not only for today, but for the future. We cannot afford not to look at leaseholds as one of those viable options. I think the way the bill was originally written -- it talked about the lease term of about 99 years. Obviously, that may not be practical.

You have other entities out there who would like to see some income streams that would benefit them, and I am talking specifically about the Office of Hawaiian Affairs who might have some interest in this area. I know Finance has taken out the one dollar amount, and rightfully so. I'm not too sure exactly the amount you want to put into those leases, but I think it is something that we can come up with a formula for in striving to deal with this issue of affordability.

If the only option is to place those lands into fee simple and as a consequence have it become a part of the kind of speculation in real estate that we've seen in this State, then I think we're fooling ourselves. We are trustees of this land and as Representative Bellinger and Representative M. Ige have remarked, we need to keep it part of our inventory and become accountable, not only for today, but for future generations to come in dealing with this issue of affordability.

"So I ask that you vote for this measure and, hopefully, it'll come back in a form that's far more acceptable.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3351, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 745-92 on H.B. No. 3469, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 746-92 on H.B. No. 3838, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3838, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," 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 H.B. Nos. 3295, 3873, 2431, 3072, 3702, 3351 and 3838 had passed Third Reading at 11:52 o'clock a.m.

At 11:53 o'clock a.m., Representative Thielen asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:54 o'clock a.m.

**Stand. Com. Rep. No. 747-92 on H.B. No. 3084, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3084, HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 748-92 on H.B. No. 3901:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3901, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 749-92 on H.B. No. 2755:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2755, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 750-92 on H.B. No. 3396:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3396, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 751-92 on H.B. No. 3107:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3107, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTIONS FOR AFFORDABLE HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 752-92 on H.B. No. 2320:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2320, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COLLECTION AND DISPOSAL OF HOUSEHOLD HAZARDOUS WASTES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 753-92 on H.B. No. 2417, HD 1:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 2417, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tatibouet rose to speak against the bill, stating:

"This bill interferes with an employer's right to have an employee examined by a physician of the employer's own choosing, a right provided since the enactment of the original workers' compensation law in 1915. Most importantly, the proposed bill could result in serious harm to the injured employee, either by delaying treatment or by preventing them from getting the best treatment available. Currently, it is on his own initiative, but when requested by an employer dissatisfied with the progress of the case or contemplation of major elected surgery, the

director may order the employee to submit to an examination by its physician designated and paid for by the employer.

"To create a new hearing requirement would undermine the efficiency and effectiveness of this present procedure and dangerously delay the process, possibly extending the time period during which the employee receives inadequate or inappropriate treatment.

"Finally, this effectively creates a new definition for duly qualified physicians. This proposal restricts the independent medical examiner to physicians licensed to practice in Hawaii and actively engaged in treating patients or, where the employee resides in another state, the physician licensed to practice and actively engaged in treating patients in that state. Procedurally, it would create confusion because it creates this new definition of Section 386-79 only while numerous other statutory and regulatory physicians deal with duly qualified physicians.

"This amendment would prevent the use of some of the most foremost experts in the country such as those in academic institutions while those eminently qualified may not fit into the ambiguous terminology of 'actively engaged in treating patients.' This will destroy the right of the employer to choose the best physician at the most reasonable cost. Furthermore, many of the other existing statutory and regulatory physicians addressing the qualifications of physicians already provide the director with more than adequate safeguards to prevent the independent examinations by unqualified physicians.

"For the foregoing reasons, I strongly oppose this bill.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2417, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKER'S COMPENSATION," having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Bellinger, D. Ige, Kanoho, Marumoto, O'Kieffe, Peters and Tatibouet voting no.

**Stand. Com. Rep. No. 754-92 on H.B. No. 2828, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2828, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL EMPLOYEES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 755-92 on H.B. No. 3073, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3073, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION PROJECT ACREAGE ASSESSMENTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3084, 3901, 2755, 3396, 3107, 2320, 2417, 2828 and 3073 had passed Third Reading at 11:58 o'clock a.m.

**Stand. Com. Rep. No. 756-92 on H.B. No. 3108, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the

Committee was adopted and H.B. No. 3108, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INFORMATION NETWORK CORPORATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 757-92 on H.B. No. 3071, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3071, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 758-92 on H.B. No. 2513, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2513, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak against the bill, stating:

"This bill does exactly what we are trying to stop and that is, it will escalate the cost of political campaigns. It allows individual taxpayers to take an annual aggregate maximum tax deduction of \$50, but what it does not do is limit those deductions to only those candidates who agree to abide by the campaign spending limit.

"So, in other words, we are taking a step backwards with this legislation. Instead of trying to get a handle on the escalating cost of political campaigns and encourage people to abide by the campaign spending limit, we are saying -- now, we will reward the taxpayer who donates to a candidate who exceeds the limit.

"I think this is a step backwards, Mr. Speaker, and for those reasons, I strongly oppose this bill.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2513, HD 2, entitled: "A BILL FOR AN ACT RELATING TO POLITICAL CONTRIBUTIONS," having been read throughout, passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Anderson, O'Kieffe, Tatibouet and Thielen voting no.

**Stand. Com. Rep. No. 759-92 on H.B. No. 2994, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2994, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BURIALS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 760-92 on H.B. No. 2715, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2715, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 761-92 on H.B. No. 2618, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2618, HD 2, entitled: "A BILL FOR AN ACT DIRECTING THE ATTORNEY GENERAL TO INTERVENE OR ACT AS AN AMICUS CURIAE IN THE FEDERAL CONDEMNATION ACTION OF LAND FOR WAIKANE VALLEY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 762-92 on H.B. No. 2433, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2433, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 763-92 on H.B. No. 3090, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

The Chair directed the Clerk to note that H.B. Nos. 3108, 3071, 2513, 2994, 2715, 2618 and 2433 had passed Third Reading at 12:00 o'clock noon.

**Stand. Com. Rep. No. 764-92 on H.B. No. 3127, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3127, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED DEVELOPMENT," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

**Stand. Com. Rep. No. 765-92 on H.B. No. 2802, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2802, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER HOUSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 766-92 on H.B. No. 3154, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3154, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX APPEALS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 767-92 on H.B. No. 3801, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3801, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY HOSPITALS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 768-92 on H.B. No. 3958, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3958, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 769-92 on H.B. No. 2502, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2502, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"Mr. Speaker, this bill that I'm especially flagging out right now is House Bill No. 2502 which we call the 'Flagship' of the Housing Package. This bill was developed by your Committee on Housing and I am sure there are others who will be speaking after me.

"The purchase of a single family residence is just a dream for most of Hawaii's residents. For those on the fringes of qualifying for housing purchase, it has taken great sacrifices in energy, time away from the family and, in many cases, over 60 percent of their income to purchase that dream home.

"This Housing Package has major themes to help those who are most hurt by, and least able to deal with, the housing crisis; and to help create more housing in a way that maintains our environment and quality of life.

"High housing prices hurt us all: The business owner who cannot sell enough products because customers have to spend too much of their salaries; parents who cannot provide properly for their children's education because they spend too much on housing; families that are all split up because their children have to move to the mainland because they cannot afford to live here; parents who must work two jobs for their housing costs and cannot spend adequate time with their children.

"This Housing Package provides creative and innovative programs to help with the unfairness suffered by those of us who are least able to cope with the high costs. It makes the mechanism for building homes more responsive to the needs of the people of Hawaii. It provides incentives to non-profit and for-profit builders to want to construct apartments for the overwhelming immediate need for shelters. It provides new opportunities for owner-builders and small contractors.

"By lowering the cost of housing, we have more dollars to spend in our local stores, save for college education, or perhaps savings for that 'rainy day' cushion.

"Mr. Speaker, this Housing Package was developed by over 450 individuals and 85 organizations over a period of many months and dozens of meetings. After the 1991 session, the Housing Committee immediately began bringing together the entities interested in pulling this State out of its housing 'nose dive.' Through the special efforts of all the Housing Committee members, especially Vice Chair Representative Duke Bainum, Representative Suzanne Chun and Representative Annelle Amaral, subcommittees were formed.

"Mr. Speaker, the people of this State have developed this package and that is what is so unique and special about it.

"On the item regarding the leasehold which was removed from the bill, we feel that that is one of the ways to lower the cost of housing and, certainly at Kapolei, it would have reduced it dramatically which would have made those lots out there much more affordable to all of us.

"We would also like to bring to attention the conveyance tax which is inserted in this bill that I am speaking especially to -- House Bill 2502. We do not feel a conveyance tax is the answer of the panacea to develop the amounts of money we need to build housing. Five million dollars a year will only build about 45 units and we're talking about a need for 26,000 units now. We need money to at least start with 2,000 units per year, and we appreciate the fact that we have gotten the bill this far, and we also appreciate the fact that the Finance Committee has seen fit to really be in concert with us on getting this package this far. We would hope, though, that when the Conference Committees come together and the Senate looks at these bills, that somewhere we can make a greater commitment to the needs for housing.

"I especially want to express my gratitude to the members of this Legislature who have been so supportive of the Committee's work, and a special 'mahalo' to all the people of Hawaii who worked so hard to deliver this Housing Package to the people of Hawaii through this legislative package.

"Thank you, Mr. Speaker."

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

"This bill represents this Legislature's best chance to make a commitment in resolving our rental housing crisis. The rental housing trust fund is a unique way for non-profit and for-profit developers to finally make the numbers work in developing affordable rental projects. Over fifty different trust funds are working across the mainland and it's time for Hawaii to enter this innovative way of working with the community in creating affordable rental units.

"The bill before us today represents over nine months of intense dedicated and consensus work with community members representing realtors, developers, architects, non-profit organizations, churches, small landowners, financial institutions, and community activists. These concerned citizens set aside their differences and worked countless hours to produce this bill.

"I would be remiss if I did not take this opportunity to publicly thank all those who participated and continue to participate in the rental housing trust fund coordinating committee. These individuals have shown that housing is a top priority in this community. And I also would like to state that it's been a real honor to serve as Representative Isbell's Vice Chair. Her leadership, her energy, and her courage have been indispensable in the formation of this and the other housing bills, and I congratulate her, and I would urge my colleagues to show that affordable rental housing is a top priority by passing out House Bill 2502, HD 2.

"Thank you."

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

"There is perhaps no greater need in Hawaii today than affordable rental housing. Because of the changes made to the federal tax laws in the 1980s, it is virtually impossible for the private sector to produce rental housing and not lose money. It is, therefore, a very important

task of government to either develop or otherwise reciprocate the development of rental housing.

"This 'Flagship' bill coming forth from Chairman Isbell's excellent Housing Summit, following meetings these past months, represents one very promising mechanism for producing affordable rentals for those who most need them, mainly the very low-income persons. Non-profit housing providers will be playing a critical role.

"My one concern is that there's considerable bureaucracy created in this bill and that the organizational items need to be quickly implemented so that we can get on to the business of housing, of building units, and to deliver all of our citizens with affordable housing we badly need.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2502, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING TRUST FUNDS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 770-92 on H.B. No. 3851, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3851, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 771-92 on H.B. No. 3900, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3900, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 772-92 on H.B. No. 3163, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3163, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3127, 2802, 3154, 3801, 3958, 2502, 3851, 3900 and 3163 had passed Third Reading at 12:09 o'clock p.m.

**Stand. Com. Rep. No. 773-92 on H.B. No. 3857, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3857, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CENTERS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 774-92 on H.B. No. 3934, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3934, HD 2, having

been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Stegmaier rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Stegmaier's remarks are as follows:

"As many of you are aware, the purpose of this bill is to establish within the Department of Education a two-year pilot Hawaii Young Scholars Program in five selected elementary schools throughout the State.

"Though this program would not interfere with the University's Hawaii Opportunity Program in Education, otherwise known as HOPE, the objective is similar. That is, we must, as policymakers, find ways to stimulate and motivate our young people to continue their education beyond the secondary level.

"It has been said that programs which motivate students to continue their education beyond the secondary level are innovative. These programs compel people to re-examine the present attitude toward education as a process that ends at the secondary level, with higher education seen only as an option. As Hawaii moves into the information-based 21st century, higher education can no longer remain an option. Higher education must be seen as a necessity to the point that students recognize graduation from college as the completion of the formal educational process.

"There are many ways to motivate students to continue their education beyond the secondary level. One method used extensively is the removal of financial barriers through the awarding of scholarships. However, this is not enough.

"Effective motivation begins by providing early, continuous, and quality educational enrichment activities that include three of the most powerful societal influences on a student's educational experience -- parents, teachers, and student peers. HOPE also recognizes this. Unfortunately, HOPE is limited to those students attending 'special needs schools.' The Hawaii Young Scholars Program would reach students ineligible to participate in HOPE, but who are from ethnic groups underrepresented at the University who could benefit from a program that affords quality preparation for higher education.

"I believe this bill presents a new way of thinking about how the education of Hawaii's young people must take place. This bill elaborates on the partnership that must exist between the Department of Education and the University of Hawaii. Education does not end when a student graduates from high school, neither does education begin when a student goes to college.

"As policymakers, we must ensure that Hawaii's young people have an adequate foundation to meet the challenges of life.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3934, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 775-92 on H.B. No. 3062, HD 2:**



On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3062, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF NATURAL RESOURCES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 776-92 on H.B. No. 3130, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3130, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 777-92 on H.B. No. 2911, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2911, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"This is a bill whose idea has come. We've tried for 70 years to build houses on Hawaiian Home lands and this bill will actually allow loans up to \$35,000 if they can build for themselves. We have not succeeded -- this is a chance for them to succeed.

"I urge my colleagues unanimously to vote for this, and I urge the Senate if they will add back the money that has been taken out and top it off at \$2-million.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2911, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE LOW-INTEREST LOANS FOR SELF-HELP HOME CONSTRUCTION ON THE ISLAND OF HAWAII," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 778-92 on H.B. No. 3250, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3250, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DELINQUENT PENALTIES FOR MOTOR VEHICLES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 779-92 on H.B. No. 3430, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3430, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Lee rose to speak against the bill, stating:

"My objection to the bill is that the legislative body should not micro-manage the fees of an executive agency. That is really getting down to a real low level.

"Thank you, Mr. Speaker."

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

"Notwithstanding my respect for my colleague's position about micro-managing the economy, but to be consistent with what I spoke earlier, the reason why this State has so many special funds is because we're letting these departments become small businesses. And if you recall, just in a matter of months ago, the harbor fees were raised by 50 percent.

"We should not have people who are not elected by the public to set fees that the public is going to have to pay. That is a legislative oversight. According to the Constitution, we are the ones who have the purse strings. I remind all of us -- we have \$1.3-billion in special funds that is lying around.

"If this bill does not pass, who knows what will have come from harbors as we know in the airport. There are millions of dollars made there every year and our responsibility is to oversee and appropriate those funds.

"While I believe that this bill is in keeping with our constitutional mandate, with all respect I think my colleague's perspective has prevailed and special funds have prevailed.

"Thank you, Mr. Speaker."

Representative Bainum then rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"I support the intent of House Bill 3430, whose principal feature is to return to the Legislature some control over the Administration's presently independent fee-setting procedures for the overall boating community. I would hope that these modifications will improve the degree of control this body should rightfully have over revenue matters. While the bill would permit the use of a concurrent resolution to deny a request for a fee change by the Department of Transportation, this is a time-consuming process and one that will not necessarily receive the benefits of expert review and inputs from hearings where the parties being taxed will be able to offer their opinions. The boating community, both commercial and recreational, tend to agree with the concept that their activities should be charged at a rate that will ensure operations and maintenance carried out on their behalf are paid for by boaters. They have never complained about fair charges, but they believe that costs are not shared equitably by all harbor users and that some of the activities charged to the Boating Fund have absolutely nothing to do with boating itself.

"Passage of this bill is a start towards restoring our legislative rights, but I urge that we consider it only a beginning in establishing harbor and boating activities as an important economic element of our State. We are an island economy and we are a tourist economy. The taxing of boats must receive careful review in keeping those economies healthy."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3430, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HARBOR FEES," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives D. Ige and Lee voting no.

**Stand. Com. Rep. No. 780-92 on H.B. No. 2719, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2719, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Cachola rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Cachola's remarks are as follows:

"I rise to speak in favor of House Bill 2719, House Draft 2.

"This bill would make the 'Year of the Family' more meaningful by helping homeless families find shelter in private dwellings.

"In this purely voluntary program, private property owners' participation would be encouraged by a construction grant, a monthly rent supplement, and property tax reductions or waivers and building standards exemptions, if approved by the counties.

"The project would be limited to 5 sites per census tract to avoid saturation of communities. The State would implement the project on Oahu initially and expand it to the neighbor islands after the successful pilot period.

"This program may place as many as 980 homeless families with rental housing on Oahu, or 2,450 people at 2.5 members per family, and could potentially house most, if not all, of the working homeless on Oahu.

"The project includes a screening process that would separate homeless families from special needs homeless that require drug or psychological rehabilitation.

"The State homeless coordinator, established by this bill, would work with the counties to provide incentives, explore federal funding options, and secure funding in kind, and administrative assistance from law enforcement agencies, other government bodies, and the private sector.

"This would cost considerably less than building shelters or villages.

"I urge my colleagues to vote in favor of this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2719, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 781-92 on H.B. No. 3400, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3400, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tatibouet rose to speak against the bill, stating:

"I stand in opposition to this bill because providing this experimental and demonstration housing projects should be exempt from State wage and hour requirements is the one vehicle to create, I feel, one form of low-cost housing. We start many creative solutions to this problem and by not committing this sort of opportunity to become reality

-- it happened on the Big Island last year -- I think really does intrude on creative spirit of different parties to create low-cost housing.

"At this point in time, I think it is in an experimental process to see if we can indeed experiment and produce low-cost housing and, therefore, by definition it would seem that exempting ourselves from Chapter 104 would be an experiment and would create the low-cost housing our citizens need.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3400, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS," having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Anderson, Marumoto, O'Kieffe, Tatibouet, Thielen and Ward voting no.

The Chair directed the Clerk to note that H.B. Nos. 3857, 3934, 3062, 3130, 2911, 3250, 3430, 2719 and 3400 had passed Third Reading at 12:14 o'clock p.m.

At 12:15 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:16 o'clock p.m., the Vice Speaker assumed the rostrum.

**Stand. Com. Rep. No. 782-92 on H.B. No. 3244, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3244, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative M. Ige rose to speak in favor of the bill, stating:

"Mr. Speaker, in light of Hawaii's fiscal uncertainties, I believe that now, more than ever, is the time to invest in programs of our children. I have been a critic of Hawaii's public housing projects. It's getting better but ever so slowly. I don't have the answer, Mr. Speaker, but what I do know is that when we move one young adult to OCCC, or one child to HYCS, we all lose.

"Mr. Speaker, Mr. Steven Shinkey wrote a few words on the Boys' Club of America and their role in public housing projects. He said that 'social support services are critical for youth in public housing. Yet, comprehensive and sensitive services for young people in public housing are practically non-existent. Public housing communities urgently need the kind of attention communities, organizations and carefully designed intervention programs that boys and girls' clubs offer.' He went on to say that 'through this collaboration, thousands of young people in public housing who lead lives of hopelessness, punctuated by violence in the dead of night and the broad light of day, have been given a positive alternative.'

"Mr. Speaker, after two years of fighting for this program, it's finally here -- half way. We have an opportunity to make a positive impact, and I urge your support.

"Thank you."

Representative Alcon then rose to speak in support of the bill, stating:

"As you all know, Mr. Speaker, our KPC is located in the middle of my district and private agencies have done

jobs or programs with the youngsters and it is proving to be very, very beneficial.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3244, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 783-92 on H.B. No. 770, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 784-92 on H.B. No. 2456, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2456, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"Mr. Speaker and fellow colleagues, the purpose of this bill is to provide for and encourage more decision-making at the school level.

"This bill allows schools to keep and then use at this discretion the fees that are collected for rental of their facilities.

"This bill directly helps schools in ways that are not now possible.

"First, it provides schools with their own budgets for repairing and maintaining facilities that experience faster wear and tear due to constant use. Under this bill, schools such as McKinley High School, Washington Intermediate School, Baldwin High School, and Kauai High School, whose buildings are under continual use by the community, get to keep the rental fees. Instead of those fees reverting to the State General Fund, this bill corrects that condition by allowing schools to retain those fees for repairs and maintenance, but for other purposes as well, such as overtime pay for custodians, purchase of custodial supplies, and related matters.

"Second, this bill encourages greater public use of public facilities. The public owns those facilities, thus it is only right they should use without intruding on the daily education program of the affected schools. But more than using the facilities that they own, the public gets to see and better understand the need for quality facilities to support teaching and learning.

"A third benefit that this bill provides is the expanded opportunity for school/community-based management councils to plan for the best use of those rental fees. While the amounts will vary from school to school, the bill brings together different segments of the school and community to think about improving educational facilities and services. Deciding on how those funds are to be used is important as the funds that are collected.

"To sum up, this bill improves the quality of school buildings, it encourages greater public use of public facilities, and it is still another incentive for school/community-based management to thoughtfully plan improvements to buildings and the overall physical environment of the school.

"Thank you."

Representative Thielen then rose and requested that Representative Tam's remarks be inserted into the Journal as her own, and 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 H.B. No. 2456, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SCHOOL FACILITIES FOR RECREATIONAL AND COMMUNITY PURPOSES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 785-92 on H.B. No. 3119, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3119, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF PUBLIC SAFETY FUNCTIONS AND EMPLOYEES FROM VARIOUS DEPARTMENTS TO THE DEPARTMENT OF PUBLIC SAFETY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 786-92 on H.B. No. 3442, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3442, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 794-92 on H.B. No. 3063:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3063, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 795-92 on H.B. No. 3306, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3306, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EXECUTIVE DIRECTOR OF HAWAII PUBLIC BROADCASTING AUTHORITY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 796-92 on H.B. No. 2380, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2380, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"Adult residential care home industries are a vital part of our community's effort to promote quality long-term care for the frail, elderly, the disabled and mentally ill.

"Our State does not have resources to build nursing homes and facilities to accommodate the growing needs of our elderly. It is a well known fact that we have a

shortage of nursing home facilities. The adult residential care homes have saved us a lot of money and it is now time to recognize the great contributions.

"It has been noted that these licensed operators are not being adequately compensated for the wide range of care services that they provide to their patients, in particular, for the time that they spend providing direct daily resident care services.

"On January 19, 1989, the Legislative Auditor report states that 'the current level of care payment differentials do not accurately reflect expected differences in the amount of care time required by individuals at different overall levels of impairment.'

"My dear colleagues, I sincerely urge you to support this bill.

"Thank you."

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

"I would like to really, on behalf of leadership, congratulate Representative Duldulao for the work that was done during the interim in bringing the various parties together to work on the various issues that face our care home operators, and she did a remarkable job of bringing these diverse groups together.

"I think what we have here will address many of the issues that face them today. I think it's also testimony to the kind of work and the kind of services they provide to the State in a very cost-effective manner.

"Hopefully, everyone will recognize this and give their strong support to it.

"Thank you, Mr. Speaker."

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

"I want to also acknowledge the good work of Vice Chair Duldulao, and I also think that this demonstrates that subcommittees can be extremely useful in wrestling with difficult issues like this. I've often felt that as we await the significant development of long-term care plan in the Executive Office of Aging, sometimes we have forgotten that the care homes are always going to be a crucial and integral part of this system of care and that our State administrative departments often, it seems to me, are rather careless in their attitude towards the care homes and have not acknowledged that they can and do save us significant resources. And if they were a little more flexible and followed the recommendations of Vice Chair Duldulao's subcommittee, they could be saving significant Medicaid funds which we've had to pass on an emergency form this year to bail out the whole Medicaid program.

"With those remarks, I would like to once again say, 'thank you very much, Vice Chair Duldulao,' and 'thank you very much' to all the care home operators."

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

"Mr. Speaker, I'd like to have the remarks of the previous speakers inserted as my own, and in addition to that, Mr. Speaker, I'd like to commend Representative Duldulao for taking a lot of her time from her work to get all the parties together. There were a lot of problems that were brought before her subcommittee, Mr. Speaker. At least one came out positive.

"One of the biggest regrets is that this body did not look carefully into the operators' bill of rights. Everybody else, Mr. Speaker, has rights except the operators. Mr. Speaker, let me just tell you also that there was a threat among the care home operators to go on strike, and I begged them not to do it because it would create a chaos.

"So with that in mind, Mr. Speaker, I would urge everyone to please support this bill.

"Thank you."

Representative Cachola then rose and requested that all of the previous speakers' remarks be inserted into the Journal as his own, and "I will submit further remarks in favor of this bill."

The Chair "so ordered." (By reference only)

Representative Cachola's remarks are as follows:

"I rise to speak in favor of House Bill 2380, House Draft 1.

"I strongly support the payments to adult residential care home operators called for in this bill.

"This is long overdue. In 1989, the Legislative Auditor recommended large payment increases in order to fully compensate operators for their services but they had only received 50 percent of the recommended increases.

"I urge payment above and beyond the level appropriated in the bill in order to adjust for inflation.

"I urge my colleagues to vote in favor of this bill."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2380, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENTS FOR ADULT RESIDENTIAL CARE HOME OPERATORS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3244, 2456, 3119, 3442, 3063, 3306 and 2380 had passed Third Reading at 12:28 o'clock p.m.

**Stand. Com. Rep. No. 798-92 on H.B. No. 2814, HD 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 809-92 on H.B. No. 2808, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2808, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LICENSES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 811-92 on H.B. No. 3466, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 3466, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAIR EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kanoho voting no.

**Stand. Com. Rep. No. 812-92 on H.B. No. 3620, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the joint report of the Committees was adopted and H.B. No. 3620, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL WORKERS," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Peters voting no.

**Stand. Com. Rep. No. 818-92 on H.B. No. 3060, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3060, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose and requested a conflict ruling saying that her office (law) represents clients that have had a permit application before the Board of Land and Natural Resources since 1984 for a revetment on State land, and the Chair ruled "no conflict."

Representative Thielen then rose to speak in favor of the bill, with serious reservations, stating:

"I will vote in favor of the bill only because I believe that the unauthorized structures issue must be addressed, but this bill is not the right way to do it. A preliminary review of the bill discloses serious flaws. There are serious constitutional deficiencies which will come back and hit us as a state. There's not even a semblance of compliance with the due process and equal protection clauses of the State and federal Constitution.

"It is well settled and agreed that the State cannot take property from its citizens without due process, both procedural and substantive, and this applies when a wall must be removed that will result in the taking of the adjacent property of the landowner. Furthermore, the State must enforce the laws equally to all those similarly situated. As a crucial element of this constitutional scheme, the Hawaii Supreme Court and the United States Supreme Court have clearly recognized that in many situations, like the one created by this bill, property can only be taken after a hearing and an opportunity to be heard.

"The variance section of this bill does not cure its constitutional defects and it only further exacerbates the unfairness of this legislation. The variance process makes no accommodation, and this is the important matter to which I would like to draw your attention: The variance provision makes no accommodation for the safety or the personal property of the homeowner.

"The entire focus of the legislation is on the public's protection and the public access. The focus is too narrow, too ill-defined, and simply inadequate. Even under present law and practices of the Department of Land and Natural Resources, it has long been recognized that the landowner may take certain actions to protect her or his property, or person, from imminent danger or threat of safety.

"This leads to another major difficulty of the legislation. It flies in the face of current Hawaii law, Act 356 of the 1989 Session Laws. The Legislature specifically protected a large group of landowners by vesting in them the right to keep any structure which is necessary for safety reasons, or to protect the property from erosion or wave damage. This protection is also found in Rule 14.1 of the Shoreline Setback Rules and

Regulations of the City and County of Honolulu, and those were adopted pursuant to Chapter 205, Hawaii Revised Statutes.

"Lastly, what is a virtual certainty is that this legislation is so poorly thought out and directed and it's an administrative bill, I might add, that it will result in substantial administrative and judicial inefficiency. This conclusion is compelled because the present bill allows for a general right to a contested hearing if homeowners are dissatisfied with the situation or decision. And the House should remember the debacle which occurred, and still is occurring, in the residential property tax area regarding the tax assessment increases and the resulting flood of contested case hearings for review of the tax decisions.

"This is bad legislation, Mr. Speaker, and it would mean bad law, and it should be stopped from proceeding further in this legislative session.

"Thank you, Mr. Speaker."

Representative Stegmaier then rose and stated:

"Mr. Speaker, I rise to speak in favor of the bill whose purpose is to preserve and protect the beaches and coastal areas and the public's right to use them by the removal of unauthorized structures on State-owned lands at no cost to the State.

"As the previous speaker mentioned, it is an Administration bill and, therefore, has been looked over and deemed constitutional by the Attorney General's Office.

"The assertion that there is already in place a statute by which the Department of Land and Natural Resources and other agencies have the authority to require the removal of structures on beaches and elsewhere that has been referred to in Committee, and I believe by the previous speaker, is in part factual. As long as the owner of the illegal structure can be identified, the State can require its removal.

"The problem arises when there is no known owner or builder of the illegal structure. I, as an owner, may have bought the home five years ago. The structure was there and I thought it was mine but I didn't build it or place it there. Since I didn't build it or place it there and it is not on my land, as has now been determined by the Department of Land and Natural Resources, I shall not be forced to remove it. So I would hire a sharp attorney to argue that I am not the owner.

"This bill addresses that particular problem by identifying that the littoral owner has the obligation to remove the illegal structure, otherwise considered a public nuisance. Currently, the littoral owner has had the privilege and benefit of the structure and increase in land area, all at the State and public's expense.

"This problem should be corrected and it will be by the enactment of House Bill No. 3060.

"Thank you."

Representative Ward then rose and requested that Representative Stegmaier's remarks be inserted into the Journal as his own, and the Chair "so ordered." (By reference only)

Representative Thielen then rose and stated:

"If I may, I would like to point out that the Representative who just spoke did point out one of the serious problems with the bill. If a person bought a piece



of property and there happened to be a seawall or a revetment off of the persons's property and the person realizes that the wall was there, was not buying land under that wall, may have assumed the government put in the wall, had no knowledge of that and was no part of that whole process, this bill will allow the Department of Land and Natural Resources to order that littoral owner to remove that wall where that littoral owner had absolutely nothing to do with that wall itself and wasn't even benefitting from it

So I think it is a bad piece of legislation, and I believe that it will create a great deal of litigation that will be directed at the Department of Land and Natural Resources which all of us know takes up the State's resources, time and effort. I think that the bill should be held and the Department of Land and Natural Resources should move ahead with the authority it has and with the County's authority and deal with these issues without this piece of legislation.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3060, HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNAUTHORIZED STRUCTURES," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 819-92 on H.B. No. 3756, H.D. 2:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 820-92 on H.B. No. 3075, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3075, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2808, 3466, 3620, 3060 and 3075 had passed Third Reading at 12:40 o'clock p.m.

At 12:40 o'clock p.m., Representative Arakaki asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:41 o'clock a.m.

**Stand. Com. Rep. No. 821-92 on H.B. No. 3095, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3095, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kanoho voting no.

**Stand. Com. Rep. No. 822-92 on H.B. No. 3843, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3843, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF CHLOROFLUOROCARBONS,

HALONS, AND OTHER SYNTHETIC COMPOUNDS THAT DESTROY THE EARTH'S PROTECTIVE OZONE LAYER," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 823-92 on H.B. No. 2902, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2902, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS AND COMMUNICABLE DISEASES," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Stegmaier and Ward voting no.

**Stand. Com. Rep. No. 824-92 on H.B. No. 2486, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2486, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 835-92 on H.B. No. 2681, HD 2:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 2681, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Ward rose to speak against the bill, stating:

"I am not against motherhood and apple pie but this is a litigable, contestable, billion dollar health bill of rights. The kind of language that this bill uses is basically the language that we used at the strategic planning session. Remember Kuilima? And the way it is written now, I find it surprising to be in the form of a bill because it is really a preamble of a system or a state or a country because it basically promises the chicken in every basket, a doctor in every living room, a needle in every arm, if you will, and at the public's expense.

"The problem is, this is really twenty bills wrapped into one and if we really mean not just to be rhetorical and promissory, this bill should be broken down into real bills that this Legislature passes and implements because there is no way that this can be implemented, and if someone took us to court and it leaves it open, to say that we're going to give comprehensive health benefits to every man, woman and child, there's no recourse that the State has.

"I think we've gone overly broad. We've got nice goals, they're terrific with good intentions, but I don't think this is legislation. This is a preamble or a bill of rights.

"Thank you, Mr. Speaker."

At 12:44 o'clock p.m., Representative Thielen asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:46 o'clock p.m.

Representative Thielen then rose and stated:

"I would just like to note one reservation. I will be voting for the bill but I have a reservation.

"On page 1 of the bill, lines 15 through 19: 'Each resident of the State of Hawaii have access to the health care system and a basic benefit package as determined by the department of health, and that no exemptions shall be granted to public or private employers which might diminish citizen access to health and medical care;'

"My concern is that the strict reading of this word might mean that employers who have employees that work less than twenty hours a month might be mandated to provide health insurance for those part-time workers and if we are going to take that step, I think we should take it in a knowing manner rather than having it being interpreted to be the law by passing this bill.

"Thank you, Mr. Speaker."

Representative Tatibouet then rose and requested that Representative Thielen's remarks be entered into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative O'Kieffe then rose to speak in favor of the bill, with reservations, stating:

"I hope that when this bill goes through the process, it can be cleaned up and a lot of the problems with the bill can be rectified at that time.

"Thank you, Mr. Speaker."

"The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2681, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Cachola and Ward voting no.

**Stand. Com. Rep. No. 836-92 on H.B. No. 2505, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2505, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Amaral 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 Amaral's remarks are as follows:

"This bill requires that the counties take no longer than 18 months to completely approve or deny a permit request for a housing development. It also requires the State to approve or deny a permit request in six months. This would require that the complete permit process shall take no longer than two years. This bill encourages that both county and state permit processes run concurrently.

"Throughout the interim, members of the Housing Committee met with a cross section of parties concerned about the current housing crisis in Hawaii. Representatives of developers, small and large landowners, renters, financial institutions, realtors, nonprofit organizations, county and state government were questioned about effective ways to lower the cost of housing in Hawaii with an emphasis placed on affordable housing.

"All of the parties involved agreed that the time it took a developer to go through the required permit process was

unduly burdensome and duplicative on both the county and state levels.

"The current permit process places tremendous cost increases upon the developer which must be passed on to the consumer. The average permit process in the State of Hawaii now takes five to seven years. Cost to the consumer increases 20 percent to 40 percent from the initial projected prices due to the delay in proceeding with the actual construction of the development.

"The development of affordable housing continues to lose ground to the demand for affordable housing. Every day that gap widens. State and county governments have not and cannot meet our affordable housing demands.

"The development of affordable housing must be placed in the hands of the private sector. The private sector needs the means to produce affordable housing. The private sector cannot produce affordable housing by government tying their hands for five to seven years on every project that they propose.

"We have all heard the cry for affordable housing in Hawaii. We have seen the migration of our citizens to the mianland in search of an affordable home and place to live.

"House Bill 2505, HD 2, provides that crucial first step to allow the private developer the avenue to produce affordable housing. All citizens will benefit from a streamlined permit process. We have here a major part of the vehicle to the development of affordable housing in Hawaii."

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

"Hawaii has the longest land use approval from the entire United States. For large housing projects that need numerous state and county approval, this process can take up to seven years. It should not take anywhere near that long.

"This bill seeks to cut the total approval time down to no more than six months for the state and a year-and-a-half at the county level. It is critical and a modest first step towards improving our ability to deliver homes to all of the people lining up to buy them.

"This bill also allows the state and counties to determine themselves how to best meet these new requirements and avoids the Act 15 problem of the State simply dictating to the counties.

"Therefore, I vote strongly in favor of this bill.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2505, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

**Stand. Com. Rep. No. 837-92 on H.B. No. 3673:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3673, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"I believe this bill refers to cruise ships and I feel very strongly that other things should be banned on cruise ships. Since this commercial entity received a general excise tax exemption, I really think that this business should clean up its act.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3673, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Alcon, Anderson, Chang, Honda, Peters and Souki voting no.

**Stand. Com. Rep. No. 838-92 on H.B. No. 3794, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3794, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3095, 3843, 2902, 2486, 2681, 2505, 3673 and 3794 had passed Third Reading at 12:52 o'clock p.m.

**Stand. Com. Rep. No. 839-92 on H.B. No. 2321:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2321, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL QUALITY," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 840-92 on H.B. No. 3533, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3533, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 841-92 on H.B. No. 3055:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3055, entitled: "A BILL FOR AN ACT RELATING TO THE LAND FIRE PROTECTION LAW," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 842-92 on H.B. No. 2507:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2507, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT DECISIONS FOR PSYCHOTIC DISORDERS," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 843-92 on H.B. No. 2409:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2409, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 844-92 on H.B. No. 3051:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3051, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Stegmaier rose and requested that his remarks, in support of the bill with reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Stegmaier's remarks are as follows:

"While I will vote in favor of this bill, I do so with reservations. The Committee Report on this bill states that we are forced to adopt it because of a 1990 federal act which requires that state standards be 'at least as effective' as the federal Occupational Safety and Health Administration Program. It bothers me a great deal that we can be forced to adopt federal legislation even if, as in this case, the 1990 act increased the maximum civil penalty amounts seven times for non-compliance with federal OSHA standards.

"How unreasonable are we going to allow the federal government to be before we take some action at the state level to resist such unreasonable federal laws?

"Do laws such as the one we are now passing help to stimulate the health of our economy, or by their unreasonableness, do they take our competitive edge away and discourage people from pursuing small business activities?

"For these reasons, I vote for the measure with strong reservations."

Representative Thielen then rose and stated:

"I would like to have my support of the bill but with reservations noted, please."

Representative Ward then rose and stated:

"I would also like to have my support of the bill but with reservations noted."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3051, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH PENALTIES," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Peters and Tatibouet voting no.

**Stand. Com. Rep. No. 845-92 on H.B. No. 3074:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 3074, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF VEGETABLE AND AGRICULTURAL SEED," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 847-92 on H.B. No. 2861:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2861, entitled: "A BILL FOR AN ACT RELATING TO STUDENT LOAN FUNDS," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2321, 3533, 3055, 2507, 2409, 3051, 3074 and 2861 had passed Third Reading at 12:54 o'clock p.m.

**Stand. Com. Rep. No. 849-92 on H.B. No. 154, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 154, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 853-92 on H.B. No. 2922, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 2922, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INFRASTRUCTURE ON HAWAIIAN HOMES LAND," having been read throughout, passed Third Reading by a vote of 51 ayes.

**Stand. Com. Rep. No. 854-92 on H.B. No. 3435, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

**Stand. Com. Rep. No. 855-92 on H.B. No. 1715, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

The Chair directed the Clerk to note that H.B. Nos. 154 and 2922 had passed Third Reading at 12:55 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:

**H.B. No. 2591:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2591, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2591 had passed Third Reading at 12:56 o'clock p.m.

**H.B. No. 3538, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3538, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2428:**

By unanimous consent, action was deferred to the end of the calendar.

**H.B. No. 2468, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2468, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

PREPAID LEGAL SERVICES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2988:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2988, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE GUARANTY ASSOCIATIONS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3755:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3755, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3538, 2468, 2988 and 3755 had passed Third Reading at 12:57 o'clock p.m.

**H.B. No. 2680:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2680, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE REHABILITATION HOSPITAL OF THE PACIFIC," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3787, HD 1:**

Representative Arakaki moved that H.B. No. 3787, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak against the bill, stating:

"I believe this is a home rule issue and should remain with the county.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 3787, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPACT FEE AUTHORIZATION," having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Anderson, Tatibouet and Thielen voting no.

**H.B. No. 3132:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3132, entitled: "A BILL FOR AN ACT RELATING TO THE CHAIRPERSON OF THE ALOHA TOWER DEVELOPMENT CORPORATION," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3061, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KALAWAHINE LANDS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2680, 3787, 3132 and 3061 had passed Third Reading at 12:58 o'clock p.m.

**H.B. No. 3041, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3041, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2462:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2462, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND EXCHANGES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3030, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3030, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3180, HD 1:**

Representative Arakaki moved that H.B. No. 3180, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak against the bill, stating:

"Again, I want to draw attention to the importance of encouraging people to vote, and part of that is the experience of going to cast your vote at a polling place. I think we should not take a step backward and merely send out a notice saying that because there aren't enough people in your precinct, we're going to assume you're not going to want to drive a little bit further. You're going to have to vote by absentee ballot.

"I think that that is a step backward, Mr. Speaker, and I would encourage members to rethink this. We may have a second chance in the event that the bill is amended on the Senate side, and I would encourage members to rethink it and oppose this.

"Thank you, Mr. Speaker."

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

"This is a bill that reflects a bureaucratic simplicity which demands convenience for its own sake without regard to the rights of the voters or of the residents to a voice in their democracy.

"There is no reason why precincts could not be combined at some other place so that the voters will have an option, a choice, to either vote by absentee ballot should that precinct be far away, or to go personally to vote in person.

"This is a right that should not be lightly taken away just for bureaucratic convenience. Therefore, I urge my colleagues that we rethink this issue and vote for democracy.

"Thank you, Mr. Speaker."

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

"I speak in favor of this bill and in favor of common sense. All too often we, at the Legislature, are accused of not being sensitive to the needs of the voting public. We are accused repeatedly of trying to manipulate the

processes of government. Two years ago, Hawaii joined with other innovative states in using a simplified registration, and the Wikipiki form greatly facilitated, not manipulated, voter participation.

"Participation of the Hawaiian electorate was especially effected when over 17,000 new voters were registered for the OHA election, increased to a high of over 65,000. It remains as the highest registration in ten years of OHA elections. Small outlying areas were able to register by mail, and they did. Places like Milolii and Hookena on Hawaii, Wainiha on Kauai, Keanae and Kahakuloa on Maui responded as never before. The postal process is a familiar entity to the country folks, despite their isolation.

"Mr. Speaker, I submit that for voters in tiny, new precincts, voting by absentee ballot is a part of a continuum of encouraging voter participation in a most practical and common sense way. I have had the opportunity to work in the Computer Counting Center on election day and I have great confidence that the absentee ballots are honestly and scrupulously counted in the process.

"However, we have been, and continue to be, roundly criticized by the loyal opposition for extravagant spending habits. It seems reasonable, therefore, that when given viable alternatives to be prudent, it is incumbent upon us to use common sense. I, therefore, urge my colleagues to vote in favor of this measure."

Representative Baker then rose and stated:

"Mr. Speaker, I rise to speak in support of this measure and would like to associate myself with the eloquent remarks of the Vice Chair of the Judiciary Committee.

"I would note for the record one concern that I have, and I brought it up with the Chair last night and am satisfied that this particular problem can be accommodated.

"There is one polling place that exists in my district that is in a rather isolated area, has less than a hundred voters, but these voters probably need assistance and for them an absentee process may not be suitable. These are the residents of Kalaupapa, but I am convinced that this matter can be handled. And I think in many other areas, some of them very remote on Maui, that availability of voting by mail rather than having to drive to a polling place is appropriate.

"Thank you, Mr. Speaker."

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

"How many of you in this room would sell your integrity and honesty for \$50,000? How many of you would compromise your integrity for \$50,000? The issue is not efficiency -- the issue is integrity. Our system is, one person/one vote -- not one person/one absentee ballot.

"Everybody in this State should have an opportunity to go to a polling place and the simplest thing to do is -- we say, if you don't have a polling place, you are mandated to go next door -- not have some, as Representative Lee said, bureaucrat send you an absentee ballot. It's very simple, common sensical. It's one man/one vote -- one person/one vote. The integrity of that system must be maintained. There are only ten of these, as one example on Maui. There are ten of those that exist in this State and it'll take \$5,000 to set up a voting place for those people to maintain the integrity of our system.



"Mr. Speaker, I don't think that's asking too much for everybody equally and, at the same time, they can go out and do their thing on the voting day to maintain the integrity of the system.

"Thank you, Mr. Speaker."

Representative Thielen then rose and stated:

"I would just like to note that voters have always been able to get absentee ballots if they so desired, and I think that that action should rest with the voters rather than the bureaucracy telling the voters -- you don't have a chance to go to the polls anymore.

"Thank you, Mr. Speaker."

Representative Alcon then rose to speak in support of the bill, stating:

"Mr. Speaker, I detest people asking for my integrity for \$50,000. Therefore, Mr. Speaker, I ask all those people who have integrity to vote for this bill."

The motion was put by the Chair and carried, and H.B. No. 3180, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Anderson, Lee, O'Kieffe, Tatibouet, Thielen and Ward voting no.

#### **H.B. No. 3424:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3424, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3041, 2462, 3030, 3180 and 3424 had passed Third Reading at 1:06 o'clock p.m.

#### **H.B. No. 3323, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3323, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3018, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3018, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXAMINATION REQUIREMENTS FOR OPTOMETRY LICENSE," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3020:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3020, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION REQUIREMENTS FOR REAL ESTATE LICENSEES," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2341, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2341, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2976, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2976, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE PRESCRIPTIONS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3323, 3018, 3020, 2341 and 2976 had passed Third Reading at 1:07 o'clock p.m.

#### **H.B. No. 3721, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3721, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3284, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3284, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OSTEOPATHIC LICENSING," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3035:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3035, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII BUSINESS CORPORATION ACT," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2737, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2737, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LANDLORD-TENANT CODE," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3011, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3721, 3284, 3035, 2737 and 3011 had passed Third Reading at 1:08 o'clock p.m.

#### **H.B. No. 2896, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

#### **H.B. No. 253, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

#### **H.B. No. 2725, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2725, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYEE BACKGROUND CHECKS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 2725 had passed Third Reading at 1:09 o'clock p.m.

**H.B. No. 3358, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

At 1:09 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:13 o'clock p.m.

**H.B. No. 2496, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2496, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3029, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3029, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENDORSEMENT LICENSURE REQUIREMENTS FOR A NATUROPATHIC PHYSICIAN," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3039, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3039, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DESIGN PROFESSIONAL CONCILIATION PANEL," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3470:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3470, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2601:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2601, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was recommitted to the Committee on Housing.

The Chair directed the Clerk to note that H.B. Nos. 2496, 3029, 3039 and 3470 had passed Third Reading at 1:15 o'clock p.m.

**H.B. No. 2572, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

**H.B. No. 2835, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2835, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3617:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3617, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3032, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3032, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE WARRANTIES," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2835, 3617 and 3032 had passed Third Reading at 1:16 o'clock p.m.

**H.B. No. 2809, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2809, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AUCTIONEER LICENSES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2724, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2724, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3025, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3025, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF MEDICAL EXAMINERS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3772, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3772, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE MONUMENTS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2981, HD 1:**

Representative Arakaki moved that H.B. No. 2981, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Say rose and requested that his remarks, against the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Say's remarks are as follows:

"House Bill 2981, HD 1, proposes to limit the height of buildings within the Kakaako waterfront area to 30 feet.

"Since 1976, the Legislature has entrusted the Hawaii Community Development Authority with the planning and redevelopment of the Kakaako District. During a five-year period, the Hawaii Community Development Authority embarked on a comprehensive and methodical planning process involving extensive studies of elements essential to the development of a functional and attractive community. No other area of this size in the State has had the benefit of such a comprehensive planning effort.

"In preparing a development plan for Kakaako, the Hawaii Community Development Authority's concerns were not limited to mitigating the adverse visual impacts of development. In order to achieve the Legislature's objective of meeting some of the State's social and economic needs, critical areas of concerns such as housing, recreation and open space, infrastructure, and

economic and social diversification, were studied individually and collectively.

"This prudent approach to community planning has resulted in a plan for Kakaako which provides more economic utility of the land and enables the State to meet pressing social needs, and at the same time mitigates the undesirable environmental impacts on Kakaako and the surrounding areas. It has accomplished the difficult task of achieving a delicate balance of seemingly contrary objectives of economic, social and environmental concerns.

"This bill is flawed as it undermines the very basic principles of good and prudent planning by taking too simplistic an approach to preserving view planes and view corridors. Elements such as land use, density, open space and setback requirements, and other urban design requirements must also be considered and weighed against the public objectives desired. This bill offers a very myopic approach to the redevelopment of the waterfront and would effectively kill future plans to develop the waterfront, therefore, I strongly urge my colleagues to vote against House Bill 2981, House Draft 1."

Representative Peters then rose and requested that his remarks, against the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Peters' remarks are as follows:

"Mr. Speaker, I rise to voice my deep concerns about House Bill 2981, HD 1, relating to community development. This bill proposes to amend the development guidelines for the Kakaako Community Development District to restrict heights of all structures makai of Ala Moana Boulevard to thirty (30) feet.

"The measure is at best naive and at worst a devious scheme to undermine and subvert the development plan that this Legislature mandated for the Kakaako community.

"Comprehensive land use planning integrates a wide variety of factors. These include consideration of land uses, urban design, social consequences, economic assumptions, circulation systems, aesthetics and environmental impacts. The skill and discipline of the planner and the artistry of the planning product is in the resolution of all these issues and concerns on a collective basis. Not one, not some, but all of these matters have to be in place and working if the development contemplated by the plan is to become a reality.

"House Bill 2981, HD 1, would arbitrarily single out and change one of the plan's elements. Such an act will have an effect comparable to that of pulling a solitary strand of thread out of a larger cloth. The tragic consequence is an unravelling of the entire fabric.

"And that, I fear is what will happen, and what supporters of this bill are conspiring to make happen, with the passage of this legislation. Kakaako's plans and rules are the result of years of effort to accommodate and balance technical and public input and objectives. The HCDA has been getting the job done because they have done this so well and because they have provided for the development of Kakaako to be market-driven. Let us not make the monumental mistake of replacing their thoughtful and professional judgment with the ill-conceived whims of some of our disgruntled members.

"I urge you to vote no on House Bill 2981, HD 1.  
"Thank you."

The motion was put by the Chair and carried, and H.B. No. 2981, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," having been read throughout, passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Hashimoto, Horita, M. Ige, Lee, Peters, Say, Stegmaier, Thompson and Tom voting no.

The Chair directed the Clerk to note that H.B. Nos. 2809, 2724, 3025, 3772 and 2981 had passed Third Reading at 1:18 o'clock p.m.

#### H.B. No. 2489, HD 1:

Representative Arakaki moved that H.B. No. 2489, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Anderson rose to speak in favor of the bill, with reservations, stating:

"My reservations, Mr. Speaker, is that the bill itself says that 'the commission shall annually publish, in a newspaper of general circulation on the island where the tracts of land for leases are situated...'

"Mr. Speaker, this is going to be a conflict to the Hawaiian Homes Commission and I would hope that since they have offices on each island, that a list will be made available for those who are indeed looking at the tracts of land and are qualified because they are native Hawaiians and can get the leases. But to spend the money to put it in the newspapers for a minority of people who can qualify, I don't think it's what we really want to do. So, I would hope that they will look at this and if it can be amended, that they would make sure that the list is going to be acceptable at the Hawaiian Homes Commission on each island.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 2489, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION," having been read throughout, passed Third Reading by a vote of 51 ayes.

#### H.B. No. 2361, HD 1:

Representative Arakaki moved that H.B. No. 2361, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak in favor of the bill, with reservations, stating:

Landowners in a subdivision, if they all agree, can ask the Board of Land and Natural Resources to waive any restrictive covenants upon the land. The problem with this is there may be covenants relating to view planes or access which benefit the general public at large, and my concern is that it may not be in the best interest of the public for the Board to go ahead and waive the restrictive covenants just for the landowners in the subdivision.

"I hope that as this bill goes before the Senate that they will add the language after the section where the Board has the authority to waive them, the language 'where it is in the public interest.'

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2361, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESTRICTIVE COVENANTS," having

been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Peters voting no.

**H.B. No. 3102, HD 1:**

Representative Arakaki moved that H.B. No. 3102, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose and stated:

"I have one concern about this. I will be voting in favor of it but I would like to suggest to the members that the Office of State Planning is similar to a closely-held corporation, operated by the Governor as the Governor's think tank. And when we are asking people to go before the Office of State Planning to get funded, it may be more difficult for the little guys to be heard and be funded. I am concerned about that, Mr. Speaker."

Representative Yonamine then rose and requested that his remarks, in favor of the bill, be entered into the Journal and the Chair, noting that there were no objections. "so ordered."

Representative Yonamine's remarks are as follows:

"I rise to speak to H.B. 3102 relating to grants, subsidies, and purchases of services. Let me begin by saying that this is a good bill. This is a very good bill that could be even better.

"The purpose of this bill can be stated simply: to ensure that the health and human service needs of the State are addressed. This goal will only be achieved with the public and private sectors working together through a planning process that is based on long-term goals. The mechanisms created by this bill can foster a shared understanding of how to reach this goal based on reciprocal commitments between individuals and organizations, between the OSP, the departments, the Legislature, and the private agencies.

"Specifically, a shift in the timetable for budget deadlines can give private agencies more time to make their case, can give department people more time to assess proposals, can give more time for legal review by the Attorney General's Office, and ultimately, can get services in place more efficiently.

"It is private agencies that best know the needs of the various populations served. Objective criteria for POS need to be established. Applications and allocations need to be systematized. This bill accomplishes those ends.

"I support this measure, fully aware that the recipients of the health and human services under discussion could be any resident or citizen of Hawaii. That neighbors and strangers, newcomers and old-timers, our daughters and sons, our fathers and mothers, and we ourselves are all potential beneficiaries, so it behooves us to craft the most effective legislation possible.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 3102, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," having been read throughout, passed Third Reading by a vote of 51 ayes.

**H.B. No. 3228, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3228, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

HAZARDOUS WASTE," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2336, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2336, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative M. Ige voting no.

The Chair directed the Clerk to note that H.B. Nos. 2489, 2361, 3102, 3228 and 2336 had passed Third Reading at 1:23 o'clock p.m.

**H.B. No. 2391, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2391, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL IMPACT STATEMENT SYSTEM," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Peters voting no.

**H.B. No. 3085, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3085, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OIL," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3233, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLED GLASS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3660, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3660, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A BIOLOGICAL SURVEY," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3279:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3279, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 2A," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2391, 3085, 3233, 3660 and 3279 had passed Third Reading at 1:24 o'clock p.m.

**H.B. No. 2985, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2985, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CLUBS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3280, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3280, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2986, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2986, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2805, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2805, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERFECTION OF A PURCHASE MONEY SECURITY INTEREST," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3937, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3937, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 2985, 3280, 2986, 2805 and 3937 had passed Third Reading at 1:25 o'clock p.m.

#### **H.B. No. 3750:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3750, entitled: "A BILL FOR AN ACT RELATING TO SOUND RECORDINGS," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 211:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 211, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO CHANGE THE REQUIREMENT FOR THE OATH OF OFFICE," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2393, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2393, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE IV, SECTIONS 7 AND 8 OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE EXPIRATION OF THE TERMS OF OFFICE OF ALL SENATORS AT THE GENERAL ELECTION AT WHICH A NEW APPORTIONMENT PLAN BECOMES EFFECTIVE AND FOR THE RECOMPUTATION OF STAGGERED TERMS AT THAT ELECTION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Thompson voting no.

#### **H.B. No. 3666, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3666, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDGES," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3724, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3724, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FORFEITURE LAW," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3750, 211, 2393, 3666 and 3724 had passed Third Reading at 1:26 o'clock p.m.

#### **H.B. No. 521, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 521, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3098, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3098, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CASH MANAGEMENT OF STATE FUNDS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and Tatibouet voting no.

#### **H.B. No. 2885, HD 1:**

Representative Arakaki moved that H.B. No. 2885, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Ward rose and stated:

"I would be amiss if I didn't commend Representative Souki and his Committee for passing out this bill and the next bill in keeping with the comments I made previously on special funds.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 2885, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL AND REVOLVING FUNDS," having been read throughout, passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2886, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2886, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SPECIAL AND REVOLVING FUNDS," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3936, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3936, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALTPONDS AT HANAPEPE, KAUAI," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 521, 3098, 2885, 2886 and 3936 had passed Third Reading at 1:27 o'clock p.m.

At 1:28 o'clock p.m., Representative O'Kieffe asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:29 o'clock p.m.

#### **H.B. No. 3076, HD 1:**

Representative Arakaki moved that H.B. No. 3076, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.



Representative Bainum rose to speak against the bill, stating:

"I think the fact that we have multiple reports from the Auditor's Office that has been making suggestions for years on how to manage our hospitals better and we still are faced, year after year, with putting in this amount of money into the hospital system deserves a resounding no vote.

"Thank you, Mr. Speaker."

Representative O'Kieffe then rose and stated:

"Mr. Speaker, I rise to speak in opposition to House Bill 3076, an emergency appropriation for the community hospitals.

"Mr. Speaker, I wish to voice grave concerns over the real problem which makes it necessary. This bill acknowledges the tragic need to bail out -- once again -- this division of the Department of Health.

"You people on Oahu don't know how lucky you are to have such a wide variety of private health-care providers. But those of us who live on the Neighbor Islands rely on our community hospitals for our health care. Most Neighbor Islanders are forced to depend entirely on community hospitals for acute care. As legislators elected by our people, we simply cannot let the community hospitals be jeopardized by a lack of operating funds and moneys necessary to pay for drugs and equipment. We owe it to our citizenry, who depend on these facilities, to provide access to medical services.

"However, just as importantly, we also owe it to our citizenry, who depend on us to spend their money wisely, to quit pouring their taxpaying dollars into a system which has failed us, is failing us, and will continue to fail us.

"During 1988, the Legislative Auditor's report on the County/State hospital system was a scathing indictment on a hospital system in a shambles, and a textbook case of gross mismanagement.

"Year after year, the Legislature has continued to pour \$10-million a year down this rat hole. The Legislature, in its wisdom, recognized the reality of the Legislative Auditor's report and passed legislation in 1988 to cut the subsidy by \$1-million per year, with the expectation that in ten years the County/State system could stand on its own.

"What happened to the wean-off program? In 1991, we were forced to subsidize the community hospital system by \$15-million, and this year it's going to be another \$15-million.

"We must stop accepting the tired excuse, litanized year after year by the Division of Community Hospitals, that emergency funds are needed due to increasing health care costs. This is not the primary cause of all the red ink. Queens, Straub, and St. Francis face the exact same health care costs, yet they are not running the deficits seen in the community hospitals.

"Last year, the Department of Health raised rates by 40 percent and this year, they are talking about another 70 percent increase.

"No, Mr. Speaker, it is not inflationary health care costs which are at the root of the fiscal problems associated with the community hospital system. It is, in a word -- mismanagement. Mismanagement with a capital 'M'.

"During the Senate/House hearing on the 1992 Legislative Auditor's report, the Deputy Director admitted that at any given moment in time, accounts receivables were in excess of \$20-million. This is compared to over \$100-million in gross revenues. What business could stay in business long, having receivables like that? That same Deputy Director finally admitted that he had written and signed a very questionable contract for recapturing those receivables.

"We cannot, year after year, appropriate additional funding for a system that has proven itself to be fiscally irresponsible. Will the State throw more and more taxpayer dollars into the gaping jaws of this bottomless pit we call the community hospital system, or will we change the present system in order to enhance the health care of our citizens and be financially responsible? Why should all of our taxpayers -- sick and healthy -- stand this incredible jerk?

"The community hospitals should be run like a business, not a bureaucracy. Instead of focusing on compliance with incompatible State policies and regulations, the bottom line should be the bottom line, while maintaining the provision of quality health care for our people -- not forcing them to come to Honolulu, leaving their families behind to seek quality health care.

"As responsible legislators, let us pledge to make this the last year that we will cover for the fiscal mismanagement of our community hospitals. Let us change the system and stop this fiscal insanity now.

"Unfortunately, we must pass this bill, but in so doing we must also pass judgment on a system that simply does not work.

"Thank you, Mr. Speaker."

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

"I am casting my 'no' vote, not being against the badly needed funding for these community hospitals, but to send a signal to encourage changing our system. But to truly serve the people of our State, in these islands where they are away from the services provided here on Oahu, we need to deliver quality services, efficient health care, and the only way that, in my personal opinion, we can do this is to privatize those community hospitals.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 3076, HD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR OPERATING EXPENSES FOR COMMUNITY HOSPITALS," having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Bainum, O'Kieffe and Tatibouet voting no.

#### **H.B. No. 3457, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3457, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSAL OF STATE PERSONAL PROPERTY," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2355, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2355, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

ACCOUNTANTS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2678:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2678, entitled: "A BILL FOR AN ACT RELATING TO TRUSTEES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Anderson and Peters voting no.

**H.B. No. 2498, HD 1:**

By unanimous consent, action was deferred to the end of the calendar.

The Chair directed the Clerk to note that H.B. Nos. 3076, 3457, 2355 and 2678 had passed Third Reading at 1:37 o'clock p.m.

**H.B. No. 3961, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3961, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2984, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2984, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ACQUISITION OF FINANCIAL INSTITUTIONS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3722, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3722, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3013, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3013, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WHOLESALE PRESCRIPTION DRUG DISTRIBUTORS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2493, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2493, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNFAIR AND DECEPTIVE PRACTICES," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives M. Ige and Lee voting no.

The Chair directed the Clerk to note that H.B. Nos. 3961, 2984, 3722, 3013 and 2493 had passed Third Reading at 1:38 o'clock p.m.

At 1:38 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:39 o'clock p.m.

**H.B. No. 3282, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3960, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3960, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3441, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3441, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3974, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3974, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3568, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3568, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NEW PASSENGER VEHICLES," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3282, 3960, 3441, 3974 and 3568 had passed Third Reading at 1:39 o'clock p.m.

**H.B. No. 2520, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2520, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE THERAPY," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3315, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3315, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 3725:**

Representative Arakaki moved that H.B. No. 3725, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Hagino rose and stated:

"Mr. Speaker, I rise to speak in support of this bill only because this is probably a historical bill. The co-authors of the bill are Representative Peters and myself and we agreed on something, and we hope to make it a practice that if we return to this body, for one bill per session, we will agree on something, and I hope that all of you will agree with us also.

"Thank you."

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

"I do agree with both of them and I would like the bill to go further. I think that when government uses that fierce power of eminent domain or condemnation, that there should be a limit on that use. It should be either a use it or lose it within eight years.

"Thank you, Mr. Speaker."

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

"The problem with this bill, Mr. Speaker, is that even though it is going to cure a governmental abuse, it may go beyond and create another problem. The example of what was behind this, for those of you who were not in the Committee hearing, was when government condemned a piece of land, it turned around in eight months and sold it for a \$250,000 profit. Now, that's not fair and that's not right.

"The difficulty, Mr. Speaker, is that if we have a piece of airport property that we want to turn into low-cost housing, this bill says, hey, you gotta resell it to who it was condemned perhaps fifty or a hundred years ago. So the intent of government is disrupted by the intent of being fair when government is abusive of which my colleagues have been very much in favor of, which we are all in favor of.

"And here is where the real Achilles heel is, and this was directed in the Committee hearing to the executive in that, would this have any iota of applicability when the Land Reform Act condemns property as lease to fee -- would it be applicable? There was not a refusal; in fact, there was a possibility that it would apply to all lands that have been condemned under the Land Reform Act, and the lease to fee conversion has gone on in this State to enfranchise our population for housing. This bill could jeopardize that in that it could be used as an excuse. If someone changes the use of their land, from say residential to a condominium or highrise, that land would have to go back to the original owner.

"The point is, I think we've stopped one abuse but we've opened the door for a possible other.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 3725, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ward voting no.

#### **H.B. No. 3007:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3007, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 3950, HD 1:**

Representative Arakaki moved that H.B. No. 3950, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose and disclosed a possible conflict, saying that she is an attorney, and the Chair ruled "no conflict."

Representative Thielen then spoke in favor of the bill, with strong reservations, stating:

"The private bar already does perform its function at the private bar's expense. This bill sets up a government regulatory board at public expense. It's another example of not needing the public sector to intervene where the private sector is performing its function in a competent manner and at no expense to the taxpayer."

Representative Tatibouet then rose and stated that she will be voting in favor of the bill, with reservations, and requested that Representative Thielen's remarks be entered into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative Thielen then rose and remarked:

"I would just note that it's nice to have a non-attorney supporting an attorney once in a while in this day and age of attorney-bashing.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 3950, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Lee voting no.

The Chair directed the Clerk to note that H.B. Nos. 2520, 3315, 3725, 3007 and 3950 had passed Third Reading at 1:45 o'clock p.m.

#### **H.B. No. 3953:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3953, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2913, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2913, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES," passed Third Reading by a vote of 51 ayes.

#### **H.B. No. 2613, HD 1:**

Representative Arakaki moved that H.B. No. 2613, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Amaral 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 Amaral's remarks are as follows:

"I rise to speak in favor of this bill that in its broadest sense attempts to provide a safe passage through life for persons unable to protect themselves. Basically what this bill says is that the use of force, by a parent or guardian against a child, is justified only when life is in danger, and it is necessary to avert danger to life, health, or to save valuable property. This is the only circumstance that justifies the use of force against a child.

"House Bill 2613 attempts to break the most vicious of domestic violence cycles by establishing clear and specific guidelines regarding the use of force against a child. We know all the ugly statistics, Mr. Speaker, and we also

know that for every case of child abuse cruel enough to gain media attention, many more go unreported.

"Yet, every single case is important as the use of force against children underscores the collective illness of our society. Evidence has shown that adults who abuse children and spouses were very likely abused children themselves, and I would venture to guess their parents before them. This syndrome is generational. It becomes culturitized, difficult to identify and eventually accepted. Hence, it is even more dangerous as society becomes unable to recognize the masquerade of cruelty and abuse under the disguise of discipline.

"The burning question then is, where does it stop? Ladies and gentlemen, where does it stop? I submit to you that it stops here in the halls of this lawmaking body, with you and me and bills like House Bill 2613 that protect the unprotected.

"As elected officials, we represent a true cross section of Hawaii's society. If we are to be an enlightened and humane society, this Legislature must, in its collective wisdom, accept the responsibility and agree that the change will begin here.

"On behalf of generations yet unborn, the use of force against children is a behavior that can stop with this generation. I urge your vote on this measure."

Representative Anderson then rose and stated:

"Mr. Speaker, I'm afraid that I'm going to have to speak against the bill and I know that this is hard because I'm normally with the ladies. I wouldn't like to go and vote against this bill; however, we had it digested and I double-checked the bill and it looks like what we're trying to do is to stop using force against our children and not abuse them. However, it also spells out, as a parent what I can and cannot do to correct my child, but it amends that a teacher or other persons otherwise entrusted with their care and supervision can go ahead and for a special purpose of a minor, use of force by requiring that that force is used for the purpose of safeguarding and promoting the welfare of the minor, including prevention. It gives all the reasons why as a parent I would like to go ahead and use a disciplinary type action on my child. But that gives the school the right and not me as a parent. And I don't think that this is what we would like to do.

"Now, if I'm wrong, I would gladly change my vote, Mr. Speaker. But going over the bill, I don't believe it's going to do what we want it to do. I think that very recently in the papers, if you read, there was a judge who asked us to go ahead and try to come up with a bill that would go ahead and explain the difference between abuse and discipline. And I would hope that, you know, if we break the child's jaw, if we break his leg or her leg, that most certainly is abuse. But for a parent to strap their legs or spank them on their okole, that's not necessarily abuse -- that's discipline. And this takes away that right.

"For that reason, I will be voting no and I would hope that if I am wrong, they would correct me. I could easily go ahead and change my vote on this but if not, I would hope that they would amend it so that it would take and do the job that we would like it to do.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 2613, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF FORCE," having been read throughout, passed Third Reading by a vote of 50 ayes to 1 no, with Representative Anderson voting no.

#### H.B. No. 2852, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2852, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," passed Third Reading by a vote of 51 ayes.

#### H.B. No. 2692, HD 2:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2692, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3953, 2913, 2613, 2852 and 2692 had passed Third Reading at 1:48 o'clock p.m.

At 1:48 o'clock p.m., Representative Arakaki asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:51 o'clock p.m.

#### H.B. No. 3770, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3770, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVOLUNTARY HOSPITALIZATION," passed Third Reading by a vote of 51 ayes.

#### H.B. No. 3113, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3113, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading by a vote of 51 ayes.

#### H.B. No. 3904, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 3904, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed Third Reading by a vote of 51 ayes.

#### H.B. No. 1562, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 1562, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was recommitted to the Committee on Judiciary.

#### H.B. No. 2584, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2584, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIRTH CERTIFICATES," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 3770, 3113, 3904 and 2584 had passed Third Reading at 1:53 o'clock p.m.

#### H.B. No. 1525, HD 1:

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 1525, HD

1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL REMEDIES AND DEFENSES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2330, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2330, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION DISTRICTS," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Hashimoto, Horita, Peters and Say voting no.

**H.B. No. 2329:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2329, entitled: "A BILL FOR AN ACT RELATING TO LAND USE BOUNDARY CHANGES," passed Third Reading by a vote of 51 ayes.

**H.B. No. 2387, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2387, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CONTROL OF BROWN TREE SNAKES," passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. Nos. 1525, 2330, 2329 and 2387 had passed Third Reading at 1:54 o'clock p.m.

At 1:55 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 2:17 o'clock p.m.

**STANDING COMMITTEE REPORTS**

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 856-92) recommending that H.B. No. 2454, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Souki moved that the report of the Committee be adopted and H.B. No. 2454, HD 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Say.

At 2:18 o'clock p.m., Representative Thielen asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 2:23 o'clock p.m.

Representative Thielen then rose and stated:

"Mr. Speaker, I just want to note my reservations. I will be voting in favor on Second Reading but I have reservations because of certain items in the budget.

"Thank you."

Representative Ward then rose and stated:

"Mr. Speaker, never have so many people been so out of the know about so important an issue because the budget we are about to approve is so macro and so aggregated, we know by experience there's some things that we can't see that's in there; for example, the \$700 chairs, the granite floors, and those things that you and I

and everybody here have been accountable for. And this macro budget is a very dangerous budget and I, for one, have reservations because we are going to speak forth and be responsible for it, and those are my reservations because of that.

"Thank you."

Representative Tatibouet then rose and stated that she is in favor of the bill, with reservations, and requested that Representatives Thielen and Ward's comments be inserted into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative Metcalf then rose and stated:

"Representative Ward indicated that 'never were so many so out of the know about a bill.' I thought he was talking about my bill, but I think the budget reflects the work of the Committee and Chairs and should be supported as such.

"Thank you."

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

"Being a member of Finance, Mr. Speaker, it's always amazing to find out how we can find dollars to take care of most of the programs that people need within this State, and I think our Chairman and the Committee have looked at every avenue and tried to make sure that we could refine this bill so that the dollars spent are very efficiently spent. I do know that most of the chairmen that come in every now and then cry out that we don't have enough money for education, human services, transportation, whatever the case may be, but still the Chairman did a good job, the Committee worked hard, and since there were other needs to try to get back more money so that we could give them more, I would hope that everybody will look at this as a means of taking care of the needs of our State, and that they will vote for it. When it gets over to the Senate and it comes back in Conference Committee, I would hope those who cry that there isn't money, look at what's declining, as far as our economic outlook, be a little more realistic, and try to work with the Chairman and the Committee.

"Thank you very much."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2454, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 857-92) recommending that H.B. No. 3184, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 857-92 on H.B. No. 3184, HD 2, was deferred, and in accordance with Article III, Section 15, of the Constitution of the State of Hawaii, printed copies of H.B. No. 3184, HD 2, were made available to the members of the House at 1:55 o'clock p.m.

Representative Souki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 858-92) recommending that H.B. No. 2705, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 858-92 on H.B. No. 2705, HD 2, was deferred, and in accordance with Article III, Section 15, of the



Constitution of the State of Hawaii, printed copies of H.B. No. 2705, HD 2, were made available to the members of the House at 1:55 o'clock p.m.

#### MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

##### Stand. Com. Rep. No. 580-92 on H.B. No. 3148, HD 2:

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3148, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tam rose and stated:

"Mr. Speaker, I rise to speak against House Bill 3148, HD 2, which is entitled, 'A Bill for an Act Relating to Pacific Basin and Other International Activities.'

"This bill establishes within the Office of the Governor, the Office of International Relations by law. My objection is to the manner in the hiring of the Director and staff without regard to HRS Chapters 76 and 77, with respect to the Civil Service Law and the Compensation Law which we supposedly practice here in the State of Hawaii.

"The purpose of Chapter 76 is to establish in the State and in each of the counties a system of personnel administration based on merit principles and scientific methods governing the classification of positions and employment, conduct, movement and separation of public employee, and to build a career service in government which will attract, select and retain the best of our citizen on merit and free from political influence.

"Chapter 77 is to establish a sound statewide system under which it will be possible to attract and retain competent persons for the government service, to establish and maintain a high level of efficiency of employees, and to adequately and fairly compensate them for the work they do in comparison to similar job descriptions of other State employees.

"My concerns are:

(1) Is it right to establish by law a permanent Office of International Relations without regard to Chapters 76 and 77 of the State laws? and

(2) Do we as lawmakers want to be the cause of further low morale, productivity and efficiency due to unfairness caused by political favoritism?

"The passage of this bill, as it now stands, sends out a clear message to our present State employees and to the citizens of the State of Hawaii and that is: To get a job as a State employee, play politics and do not be concerned whether you qualify for the job.

"Thank you."

Representative Thielen then rose and stated:

"I rise to speak against House Bill 3148 from another perspective.

"Once again, the priorities of the powers that be in this State turn abroad and away from the people of Hawaii. Recent months have seen President Bush criticized heavily for focusing on international issues to the detriment of America's domestic agenda. I would be remiss if I didn't point out that the Majority Party has actually made much

of this argument. Now we see that our Governor would like to increase his focus on international issues, and I question -- what makes this situation any different? Why should it be reasonable and desirable for our Governor to do what we criticize our President of doing?

"The people of Hawaii deserve consistency from their leader. The pressing issues of our State are not found in the former Soviet Union, Japan, or Eastern Europe. They are found in Aala Park, in our schools, on our highways, and in our very homes. Our focus should be on providing affordable housing, fire alarms for our schools, alternative transportation, and shelters for our battered and sexually abused women. We must resolve our school governance dilemma and end the terminal erosion of our island's precious environment. Are we to turn abroad for the dubious benefit of the politically ambitious while we fail to aid our own? The trade is hardly even.

"My question is not a call for isolationism, but for a realistic response to our priorities. Establishing this office, which will mean ultimately funding it, is not necessary now and would only add to our substantial bureaucracy. Once established, the demands for additional funding for the Office of International Relations will grow. Agencies and organizations exist already to aid the Governor and his international responsibilities. Our people do not need more government with focus on abroad. They need help here at home.

"Thank you, Mr. Speaker."

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

"I believe it's very essential that we place everything we do and everything we discuss in a context. President Bush has been criticized for devoting too much attention and providing too much aid abroad, and he has good reason to be criticized, not only by the public at large, but by the Democratic Party and by even his own close supporters, including Mr. Buchanan.

"The point is that, not that he has done so well overseas, but he has done so poorly at home. And he has done poorly at home because, instead of taxing and spending, he and President Reagan have been borrowing, borrowing and spending. . .

At this point, Representative Anderson rose on a point of information and asked:

"Aren't we on 3148, Office of International Relations? And not President Bush and Washington, D.C.?"

The Chair responded:

"That is correct."

Representative Lee continued his remarks:

"The same query that the distinguished Minority Leader has made applies equally to his distinguished colleague, Representative Thielen, and I am taking the same path as she has.

"The point that I am about to bring about is that the situation in Hawaii is utterly, utterly different from that at the national level. The point is that we have consistently managed our economy to produce the necessary revenues to fund all the necessary expenditures we need to do, the investment we need to do in transportation, in harbors, in schools, in health, and we have turned out to be an innovator -- a model -- for all the other states because we have been able to invest, to put our money where our

mouth is. And that is what the Office of International Relations is all about.

"Our industry, our primary industry, is tourism. The Governor led a delegation immediately after the beginning of the Gulf War to talk to the Japanese, to present Hawaii as their most desirable attraction, not in terms of tourist attraction, but also the cultural and historic pride which binds Hawaii and Japan. And so it is with other countries throughout Asia -- Taiwan, Korea, Kwang Tung Province, the Philippines -- and let us not forget the Azores or Madeira from whom we had so many people whose descendants have distinguished themselves in all fields of endeavor in Hawaii.

"So, the Office of International Relations is an investment in economics, in culture, and in our historic exchanges between the different peoples which mark our origins in Hawaii and which set us so much far apart from everyone else, and which I may remind you, has brought about a consensual society that has emphasized saving and investment rather than consumption, rather than borrowing, borrowing, and spending and spending, which has been the hallmark of the last ten years. We do now have a debt that approaches four trillion dollars -- mind you, four trillion dollars! And that has brought us a lot of grief. It made the dollar so cheap that the Japanese were able to buy up a lot of property. We were at the mercy of those people in Washington.

"The Office of International Relations will help us prepare ourselves for the 21st century, and the man selected is one who commands great attention and not only that, may I remind you that Ms. Carolyn Sapp who described herself as a Republican has said as her career goal -- to be the director of this office. That, I assure you, is a testimony that I value a great deal. Here's a woman who best represents Hawaii, including our Republican friends as well as the diverse origins which she herself has described -- her Filipino grandparents in Kalihi, her mainland family, her immediate family in Kona -- and that, ladies and gentlemen, is what the Office of International Relations is all about. I urge all of you to vote for it, vote for the future, invest in the future.

"Thank you."

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

"I don't want to talk about Carolyn Sapp on this bill but I feel compelled to stand and say a few words on House Bill 3148, HD 2.

"You know, Mr. Speaker, several years ago I chaired the IIA Committee and one of my top priorities at that time was to see an office of this type established. You know what I can't understand is, anytime we do something good at home, the other side said, why don't we go abroad and do something good there. When we tried to do something abroad that's good, they say, hey, why don't you do things at home. You're damned if you do, you're damned if you don't.

"The way I feel about this, how could you, you know, what we have here is a perfect paradise to work with Asia and the Pacific. We're not living in a state of our own. Hawaii has to branch out and they know that. We live in the middle of the Pacific. We have multi-ethnic society here, a paradise where people from Asia and the Pacific can come here and feel at home. We have the opportunity -- Hawaii does -- to be the center of international affairs, discussions, and it was great when the Koreans came last year and they discussed problems of North and South Korea at the East West Center. We have so many, so many tremendous resources here in

Hawaii and the thing is, again, two years ago we put in the money for the Office of International Relations, but now with this bill, we can actually establish guidelines to govern protocol, to govern international relations, to govern all of the activities that Hawaii can take a leading role in in the Pacific and Asia. And I think we can meet both -- at home issues, and issues in Asia and the Pacific -- in Hawaii, and I really commend those persons who finally made a dream come true for me to see an office of this nature established.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, this is a good bill. Hawaii is the remotest urban civilization in the history of mankind. There has never been any civilization more remote and more developed than this place here. Because of that remoteness and that development, international relations are our only relations.

"This bill makes permanent the fact of the International Relations Office being in the Governor's Office, no matter who's going to be in the chair of the Governor.

"We need the goodwill of the world in order to survive. International relations are international relations, and that's the engine of our economy. Like it or not, that's the engine of our economy. International relations we need -- we need this office. I encourage my friends, particularly my close colleagues, who may have some economic myopia at the present.

"Thank you very much."

Representative Thielen then rose and stated:

"Mr. Speaker, I'm going to put on my glasses so I won't have economic myopia. I think it's refreshing to show that Republicans, like Democrats, can agree to disagree.

"I still say it's empire building when our focus should be at home. We have no business building an empire for whatever political purposes are behind those who are pushing this Administration bill, but our focus should be at home -- in Aala Park, in our schools, and dealing with our critical issues here first -- then we can look elsewhere.

"Thank you, Mr. Speaker."

Representative Tom then rose and remarked:

"I just wanted to comment that I don't need glasses. For myopia, I suggest that we use a little vision.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3148, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PACIFIC BASIN AND OTHER INTERNATIONAL ACTIVITIES," having been read throughout, passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Alcon, Hirono, Isbell, O'Kieffe, Shon, Tam, Tatibouet and Thielen voting no.

The Chair directed the Clerk to note that H.B. No. 3148 had passed Third Reading at 2:42 o'clock p.m.

**Stand. Com. Rep. No. 582-92 on H.B. No. 3353, HD 3:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 3353, HD 3, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Thielen rose to speak against the bill, stating:

"I am voting against this bill and I would like to draw attention to a fax that I just received that discloses only 30 percent of the household units in there will be low-income, Section 8, eligible. I think that we should rethink this, and as a State not go into this and leave it to the County which is already proceeding, and with the encouragement that the entire building be used for low/moderate-income eligible residents.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 3353, HD 3, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading by a vote of 30 ayes to 21 noes, with Representatives Alcon, Anderson, Bellinger, Bunda, Duldulao, Hashimoto, Horita, D. Ige, M. Ige, Ihara, Kanoho, Kawakami, Lee, Marumoto, Okamura, O'Kieffe, Peters, Stegmaier, Tatibouet, Thielen and Ward voting no.

The Chair directed the Clerk to note that H.B. No. 3353 had passed Third Reading at 2:44 o'clock p.m.

**Stand. Com. Rep. No. 669-92 on H.B. No. 2567, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2567, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Shon rose to speak against the bill, stating:

"Mr. Speaker, with all due respect to the work that has gone into this particular bill, I really think that it is incumbent upon us to focus on the fact that this is not purely a transportation bill but it does have very significant health impacts and that the bill, while it may make sense from the point of view of a compromise between bikers and non-bikers, in terms of health it is really only the shadow of what is needed.

"The Honolulu Police Department, Mr. Speaker, presented a report that in 1989-1991, they investigated 31 traffic fatalities in which riders on mopeds or bicycles suffered serious head injuries. Helmets were not used in 26 of these cases. Head injuries are the major cause of motorcycle deaths in Hawaii, Mr. Speaker, and 61 percent of motorcycle-related fatalities in 1966 to 1969 were caused by brain injuries.

"The Hawaii experience, after the mandatory helmet law became effective in 1968, motorcycle-related fatalities dropped 43 percent. After the law was amended in 1977 to require that only minors wear helmets, the average year's fatalities have increased 190 percent.

"The Rehab Hospital here in town reports that in the last five years, they've treated a reported 29 persons who sustained brain injuries from motorcycle accidents. Twenty-two out of the 29, incidentally, are Medicaid cases. We just recently passed an emergency Medicaid law, wondering out loud -- why has Medicaid risen so quickly? Perhaps, Mr. Speaker, it's because we are unable or unwilling to invest in those kinds of preventive

measures that will actually cut down on our Medicaid costs. In-patient cost averaged \$40,000 per serious brain injury and another \$25,000 to \$50,000 for out-patient therapy. Queen's Medical Center reports that three percent of trauma cases are Medicaid when admitted. Another 40 percent have no coverage of any kind. Many of these quickly become Medicaid eligible. Only 30 percent received no-fault benefits.

"Riders with brain injuries have only a 55 percent chance of returning to work and if they are young, this means public assistance for many, many years. Nationally, Mr. Speaker, the statistics are extremely grim. Average hospital charges for motorcyclists: 46 percent uninsured in Massachusetts; 25 percent motorcycle trauma patients, no insurance in state after state after state, and we face almost the same situation here in Hawaii. We have an escalating Medicaid problem. We have a tragedy on our hands, having foolishly removed the helmet law a few years ago.

"The only significant argument that I can see against mandatory helmet use law is that they restrict a portion of individual liberty. This argument was rebuked by the United States Supreme Court when it held the lower court opinion, and I quote: 'While we agree that the Act's only realistic purpose is the prevention of head injuries incurred in motorcycle mishaps, we cannot agree that the consequences of such injuries are limited to the individual who sustains the injury. The public has an interest in minimizing the resources directly involved. From the moment of the injury, society picks up the person off the highway, delivers him to a hospital, provides him with unemployment compensation if, after recovery, he cannot replace his lost job, and if the injury causes permanent disability, may assume the responsibility for his and his family's subsistence. The court concludes: 'We do not understand the state of mind that permits a plaintiff to think that only he himself is concerned.'

"Mr. Speaker, for years we have labored under the fiction that this is not a health bill. This is a health bill, and it is a personal bill for many, many families in the State of Hawaii. I ask you to consider the thousands of dollars that people are putting into their motorcycles. Do you think a couple of extra dollars -- \$20, \$30, \$40 -- is a reasonable deterrent for them? I do not think that this is reasonable at all. The disincentives, the so-called disincentives built into this bill, are the puniest -- the puniest -- of measures, Mr. Speaker.

"The public, I believe, does support a mandatory helmet law. I think this House should have taken the steps to recognize that this is indeed a health measure, that we are talking about human lives here and not just the whims of a particular group that would like all people in Hawaii to go unprotected because they feel that it is their right to do this. The fact of the matter is, we are all now paying a high cost for the removal of the helmet law a few years ago. And we and our families will continue to pay a high cost for this.

"I sincerely hope that this measure somehow transforms itself into the bill that will protect lives down the road, and I sincerely hope that in the future that this House will stand firm and recognize that this indeed is a health issue.

"For these reasons, I will vote respectfully against the bill.

"Thank you."

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

"Mr. Speaker, the issue regarding mandatory helmet use for motorcycle and motor scooter riders is one that has been before us for a number of years, dating back to a time shortly after the former mandatory helmet law was repealed by our Legislature back in 1977. This has become a very divisive and emotional issue with both the proponents and opponents of mandatory helmets firmly entrenched in their beliefs and in their respective positions. The ensuing result, Mr. Speaker, has been the return of this issue to our Legislature year after year, with very little movement or sign of resolution.

"Similar to how we have addressed other controversial and divisive issues that have come before us in prior years, the intent of this bill, Mr. Speaker, is to bring opposing parties together in efforts to strike a compromise. This bill proposes to attain this compromise by encouraging the voluntary use of helmets by operators and passengers of motorcycles and motor scooters by imposing higher motor vehicle registration fees, insurance underwriter fees, and insurance premiums for unhelmeted riders. All of the additional revenues generated from the higher fees paid by unhelmeted riders, Mr. Speaker, will be dedicated for the exclusive use of the motorcycle education program.

"This measure, Mr. Speaker, targets a voluntary helmet compliance rate of 75 percent of all motorcycle riders by 1994 and has incorporated provisions to increase the registration fee should compliance be less than the desired 75 percent threshold. This bill also mandates an annual baseline study whereby the effectiveness of this Act in reducing the number and severity of motorcycle accidents is assessed.

"I am very much aware, Mr. Speaker, that this measure has not, and it will not, be warmly embraced by either the proponents or opponents of a mandatory helmet law. The opponents have voiced their concern at the higher fees proposed in this bill to encourage helmet use. They strongly feel that cyclists should have the right to decide whether or not to use a helmet, and that the status quo should continue. On the other hand, Mr. Speaker, the proponents have emphatically stated that this bill doesn't go far enough, and that a mandatory helmet law is the only solution if we are serious about saving lives.

"This bill does not make any attempt whatsoever to support or to refute the positions of the opposing parties. This bill is not intended, Mr. Speaker, to satisfy the desires advocated by either side. Instead of merely continuing with the 'take it or leave it' approach on this issue, this bill, Mr. Speaker, seeks to give both sides a little of what they have been advocating for.

"For the proponents of helmets, this measure sets a goal of increasing by 15 percent from the 60 percent estimated helmet use at present to 75 percent helmet use. With the proponents stating that helmets save lives, a 15 percent increase in helmeted riders should result in more than 1,900 additional cyclists utilizing helmets. Additional lives, Mr. Speaker, will be saved.

"For the opponents of helmets, who have strongly advocated for enhanced motorcycle education programs in lieu of a mandatory helmet law, this bill will provide an additional \$93,000 annually which will be dedicated for the exclusive use of ongoing motorcycle education programs and training classes. With these additional dollars, Mr. Speaker, the motorcycle education program, which up until now has been limited due to financial constraints, to the island of Oahu, this program will be able to expand and to service riders with these dollars throughout our entire State.

"Mr. Speaker, giving a little to both sides, seeking to bring opposing parties to the table to discuss their differences, taking a first step towards resolving a very divisive and emotional issue, seeking compromise, finding common ground -- Mr. Speaker, that is what this bill is all about. Nothing more and nothing less.

"I ask for your consideration.

"Thank you."

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

"I would just like to add a couple of comments to those which have been made pro and con. I, like my colleague who is Chairman of the House Health Committee, feel that this is a health issue and should be considered very seriously from that point of view. I feel the license to drive a motor vehicle of any kind is a privilege and not a right, and I feel that since comparable seat belt laws are mandatory in the State of Hawaii for those driving enclosed motor vehicles, that it is not unrealistic to ask people driving mopeds and motorcycles to wear helmets.

"Thank you very much."

Representative Ward then rose to speak in favor of the bill, with reservations, stating:

"We all know that life, liberty, and the pursuit of happiness are the hallmarks of our society, but when you have life, wear your helmet versus liberty -- don't bother me with the details of protecting myself. We have a real clash, but I'd like to say that this is America at its best; this is democracy at its best.

"As the Chairman of the Transportation Committee so wisely has said -- everybody gets a piece of something. And I think when the data comes in, we'll all know that here's what's going to evolve out of this, but I think it's a good beginning.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2567, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Duldulao, Shon and Tatibouet voting no.

The Chair directed the Clerk to note that H.B. No. 2567 had passed Third Reading at 2:58 o'clock p.m.

**Stand. Com. Rep. No. 676-92 on H.B. No. 2319, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 2319, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Lee rose to speak against the bill, stating:

"I actually would have preferred to vote for House Bill 2319 as originally introduced. In two draft versions, the bill has metamorphosed into a very undesirable bill.

"Let me begin by reading from the original draft introduced, that is House Bill 2319. The original bill read as follows: 'The Legislature recognizes that the conservation of energy can be effectuated through the installation and use of solar water heating systems, heat pumps, and other energy saving devices. Recent studies

indicate that the use of a solar water heating system would save a family of four approximately 4,000 kilowatt hours of energy per year. Similar studies also indicate that the use of a heat pump would save about 3,000 kilowatt hours of energy per family of four per year.

"While heat pumps are not as efficient in converting alternate sources of energy into hot water, heat pumps are more cost-effective. Currently, a solar water heating system for residential use costs approximately \$4,000 to \$5,000, while a heat pump used for the same purposes costs about \$1,000. Because of this, the U.S. Army Support Command has installed heat pumps in its housing.

"The Legislature finds that the implementation of energy-saving water heating devices in State-owned residential housing development projects would reduce the State's consumption of fossil fuels as well as lower energy costs to residents.

"The purpose of the Act is to amend Chapter 201E, Hawaii Revised Statutes, to require all State-owned residential housing development projects to install energy-saving water heating devices to heat residential water."

"What is important in the original draft is a clear statement of the facts and a clear statement of choice. The energy user has a choice of what he wants to do. I think the matter of choice is very important, not only in this subject, but in other controversial subjects that we have been confronted with in the past. I am pro-choice in all matters and in this one especially because it is before us.

"In two draft versions, however, House Bill 2319 has metamorphosed into House Draft 2. If there is no draft, I will be happy to support it. It presents the facts objectively, it provides for choice, and I am pro-choice. House Draft 2 jettisons the findings and provides very broadly that the Housing Finance and Development Corporation shall require, as a condition of approval of any residential development project constructed with State funds, located on State lands, or otherwise supplied by the State, the installation of solar water heating equipment to heat residential water according to the following percentages of units approved between 1993 and 1995 -- 20 percent in 1993, 30 percent in 1994, and 40 percent in 1995 -- provided that this shall not apply to the projects developed by the Hawaii Housing Authority. That's the first major defect. If we are really serious about saving energy, we should not exempt the Hawaii Housing Authority because it rents units to low-income people.

"The burden is now placed on those who have to buy houses, and that means he is saddled or she is saddled with an additional \$5,000 in capital costs to his mortgage which, over a lifetime of a mortgage, would mean \$8,200 in interest at eight percent. In other words, to pursue a very worthy goal of saving energy, instead of making a very broad general policy statement under which people will have a choice, the House Draft 2 not only mandates it but it mandates only one type of heating device.

"I think that is very wrong, to make the individual buy or shoulder this additional cost. If it's a worthy objective to save energy, then society should help in a general way. Above all, there should be a choice. We always make a choice between what we do, what we can afford to do, and what we wish to accomplish by the choice we make, whether it is for philosophical reasons or for economic reasons.

"This bill has no choice. What it says is that the House is not interested in affordable housing, to make housing more affordable for you. The House is more

interested in selling solar heating devices, not just energy saving devices, but one particular one. For that reason, I feel very, very discombobulated over this very, very issue. You see, what will happen is that two thousand people will have to buy two thousand houses with no choice to the additional five thousand dollars mortgage. In effect, the House is making houses more expensive rather than less expensive, and you're doing this by mandating one particular unit. I just wish to say that, over the years that I have been here, this is the issue that's most exercised me. There have been others, but philosophically I can resolve them, but this is a very, very fundamental issue for Democrats especially. It touches small people -- very small people. If we are interested in saving energy, let us do it all together, and let us not place the piggy on one individual's back.

"Thank you, Mr. Speaker."

Representative Hiraki then rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Hiraki's remarks are as follows:

"The purpose of this measure is to reduce the State's consumption of fossil fuels, to lower energy costs to residents, and to lessen the negative environmental impacts associated with the use of non-renewable energy sources by temporarily requiring the installation of energy-efficient water heating systems and solar water heating equipment in Housing Finance and Development Corporation (HFDC) residential development projects. When the requirements of this measure are repealed on January 1, 1996, the Department of Business, Economic Development and Tourism shall submit a report to the Legislature evaluating the overall life-cycle cost as well as the energy efficiency of all types of energy-efficient water heating systems and solar water heating equipment approved by HFDC between 1993 and 1995.

"Today, Hawaii is more dependent than ever upon imported fossil fuels. One of the significant uses of the electricity produced with fossil fuels is to heat residential water. By requiring the use of energy-efficient water heating systems and the phased use of solar heating water equipment as a condition of approval for HFDC residential development projects, the State will be able to conduct a large-scale test regarding the appropriateness of such technologies for Hawaii. If successful, the lessons learned by HFDC could be utilized to improve the long term energy-efficiency of homes throughout the islands, reducing both energy costs and our collective dependence upon fossil fuels. Facing a future of dwindling fossil fuel supplies, this measure will assist us in making the difficult but necessary transition from non-renewable to renewable energy sources. And so I ask that we all support House Bill 2319, HD 2."

Representative O'Kieffe then rose and requested a conflict ruling saying that he is co-owner of a company that sells solar water heaters, and the Chair ruled "no conflict."

Representative M. Ige then rose to speak against the bill, stating:

"Mr. Speaker, on one hand we talk about providing affordable homes, and on the other we add additional costs for these same homes. You know, solar heating systems may not seem like much at first glance but, you know, to a family, to a couple trying to purchase or even qualify for that very first home, it may be all the difference in the world, and the concern we have is that



this difference to a couple may be wishing for a home versus actually living in it and owning it.

"I believe we should go back and concentrate on our primary goal of making affordable homes available to our young family, the small people, that Representative Lee talked about.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2319, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CONSERVATION OF ENERGY," having been read throughout, passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Cachola, Chang, Duldulao, Hashimoto, Horita, M. Ige, Ihara, Kanoho, Lee, Okamura, Peters and Tom voting no.

The Chair directed the Clerk to note that H.B. No. 2319 had passed Third Reading at 3:09 o'clock p.m.

**Stand. Com. Rep. No. 680-92 on H.B. No. 2683, HD 2:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 2683, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Hiraki rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Hiraki's remarks are as follows:

"This measure will create a Department of Environmental Protection, a department which is sorely needed if we are to preserve the unique beauty and natural resources of Hawaii for coming generations. We are all painfully aware of our environmental problems: An ever increasing population which strains our limited supplies of land and fresh water, failing sewage systems which negatively impact our marine waters, a statewide solid waste disposal crisis, and one of the most alarming rates of endangered species loss in the world are but a few of the most obvious problems now facing our State.

"Currently, the environmental management programs charged with protecting Hawaii's environment are unable to effectively combat this litany of problems because they are underfunded, understaffed and scattered throughout various departments and offices within the State. Too often, environmental statutory enforcement is a case of diffused responsibility leaving all parties blameless.

"In order to centralize program authority and accountability within one administrative unit, better enforce existing environmental statutes, secure adequate funding levels to carry out program missions, and bring environmental concerns to the political forefront where they can compete equally with other key issues, the formation of a Department of Environmental Protection this year is crucial.

"By passing this measure, we will be sending a clear message to the citizens of Hawaii, and visitors from around the world, that the protection of natural resources is too critical to the State's continued economic and cultural prosperity to neglect any longer. And so I ask that we all support House Bill 2683, HD 1."

Representative Bainum then rose and requested that his remarks, in favor of the bill, be inserted into the Journal

and the Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"I fully concur with the provisions of House Bill 2683 for the creation of a new department to centralize the environmental activities of the State. Protection of our unique environment is vital to the health of our people and to the continuing vitality of our role in the tourism market for the Pacific. It is time to stop studying whether some additional 'fine tuning' of any of several organizations that have been considered would perhaps add some small improvement in this function and get down to running a department that can readily carry out the day-to-day operations with the current specialists available within the Department of Health. Few argue these days with the concept that we are finding that environmental problems are highly complex and that the interactions within our ecosystem keep on showing that humans must begin to understand all of their surroundings if we are to survive in a healthy and beautiful world. It takes specialized government to accomplish this task and I can think of no more important activity than one charged with protecting the environment.

"No new or old organization is ever perfect; I will not claim that the proposed new environmental protection department will not be capable of improvements through the years. We need it, however, and I urge all of those concerned with the health and quality of life of our grandchildren to step forward and support this bill."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 2683, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION AND HEALTH," having been read throughout, passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Anderson, Cachola, Horita, M. Ige, Kanoho, Lee, Okamura and Peters voting no.

The Chair directed the Clerk to note that H.B. No. 2683 had passed Third Reading at 3:10 o'clock p.m.

**Stand. Com. Rep. No. 683-92 on H.B. No. 2980, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, Stand. Com. Rep. No. 683-92 and H.B. No. 2980, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were recommitted to the Committee on Finance.

**Stand. Com. Rep. No. 713-92 on H.B. No. 3215, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3215, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

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

"Insuring the safety of our schools must be paramount on our education agenda. I'd like us to reflect on the fact that a community group led by Lex Brodie brought the problems of the local schools to our attention. The Fire Marshall has been hampered at times to address the issues that were identified by that community group that went out and looked at the schools and identified the problems.

"This bill is an important start at avoiding tragedy, and I speak again, Mr. Speaker, in very strong support of this good piece of legislation."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3215, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BUILDINGS VIOLATING FIRE CODES," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 3215 had passed Third Reading at 3:15 o'clock p.m.

**Stand. Com. Rep. No. 717-92 on H.B. No. 3944, HD 1:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3944, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Metcalf rose to speak in support of the bill, stating:

"This is the fourth of a package of measures that were worked out between two well-known groups that hold, as mentioned earlier, rather diverse and differing viewpoints on the issue of initiative. Yet, nevertheless, we were able to look at the planning process, watch it chronologically, and reach consensus in several areas.

"The measure before us, House Bill 3944, HD 1, will help to preserve the remnants of what remains of Hawaii's beautiful, natural and pristine environment. Specifically, this bill will establish a 'wilderness' category to provide the greatest possible protection for untouched lands for the limited and passive enjoyment of all.

"Again, I would strongly urge the members of this body to support this measure.

"Thank you."

Representative Thielen then rose to speak in favor of the bill, with reservations, stating:

"I will vote in favor of the bill but my concern is that, by creating a more protective land use category than the conservation district, it takes away from the integrity of the conservation district.

"I believe the 'wilderness' should be a subzone within the conservation district and, therefore, conservation will mean what it's meant to be -- we conserve and protect those lands -- and with that reservation, Mr. Speaker, I will vote in support of it. I hope it doesn't turn around and bite us five years from now.

"Thank you."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3944, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," having been read throughout, passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Anderson, Bellinger, Hashimoto, Honda, Horita, M. Ige, Kanoho, Kawakami, Say and Souki voting no.

The Chair directed the Clerk to note that H.B. No. 3944 had passed Third Reading at 3:15 o'clock p.m.

**Stand. Com. Rep. No. 745-92 on H.B. No. 3469, HD 2:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 3469, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Marumoto rose to speak against the bill, stating:

"This bill would allow people to collect unemployment compensation after being fired for misconduct and voluntarily quitting their jobs. I think this bill will create havoc in our work places. The message it will convey is -- come to Hawaii, you can work just so many weeks, get fired or quit, then collect unemployment compensation for so many weeks.

"This bill would hurt the morale of the hard workers. Why work hard and be diligent if one could slack off and then voluntarily quit and collect unemployment? Why be honest and conscientious if one could misbehave, get fired, and still collect unemployment?

"This bill would destroy any authority a foreman, supervisor, boss, or owner has. This bill would wreck the experience rating of a company and drive the cost of unemployment insurance premiums up.

"This bill would deprive Hawaii's workers that stay on the job, the resources for higher salaries, and better fringe benefits.

"I believe this bill is a disaster for Hawaii. I ask you to please take a good look at it and consider voting no.

"Thank you."

Representative Tatibouet then rose and requested that the remarks of Representative Marumoto be inserted into the Journal as her own, and the Chair "so ordered." (By reference only)

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

"Last summer I had the pleasure of speaking to a Russian in Vienna, Austria, and he was telling me about the old system where if you did a good job, you got paid the same amount as if you did a bad job. He said, 'The structure of the incentives were that in Russia, you do good or bad and you still get the same.'

"In this bill, we've got it where if an employee decides not to work, we simply reinforce that behavior by giving unemployment. Why do we want to change the structure of the incentive? I think we're going to destroy some of the fabric in our work force by this particular bill. Even though I know it's good-hearted, it means well -- let's help people -- it's almost as if I've gone and seen the Alaskan and the Canadian Indian tribes where the structure of the incentives has taken the survival ethic away from these people.

"This bill sneaks up on that premise and says, look, if you don't work, we'll take care of you. And there is nothing wrong with government taking care of its people, but the goal of government is for everyone to be able to stand on their own two feet, look in the mirror, and feel the pride and the self-esteem of being able to take care of themselves.

"This bill sends the wrong message. It's something I think that this country doesn't need; this is something that this country doesn't have a vote on, and certainly Hawaii does not want to pride itself by being ahead of the nation by going backwards toward the other nations that's just coming from, particularly the Soviet Union.

"Thank you, Mr. Speaker."

Representative Morihara then rose and requested that his remarks, in favor of the bill with reservations, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Morihara's remarks are as follows:

"This bill is well intentioned and serves a need during times of economic downturn and people are unable to find work for long periods of time or they are forced to leave work under circumstances of incompatibility or adverse working circumstances.

"Unfortunately, the bill as written leaves room for abuse. The seven week period where a worker is unemployed, there is no requirement to seek work. For those individuals who do not need the income, such as those with great savings, household second incomes, have other sources of income, or do cash work, they could sit out the waiting period without seeking employment. Then after waiting the seven week period, receive unemployment benefits even though they left on their own accord or were released for non-performance. For those people, this is little penalty for not working and little incentive to begin work.

"We should continue to examine the requirements of this bill."

Representative Takamine then rose and requested that his remarks, in favor of the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Takamine's remarks are as follows:

"The current unemployment insurance law imposes a requalification requirement on those employees who are unemployed as a result of a voluntary quit or termination due to misconduct. That means that they would not be eligible for unemployment benefits unless they found another job and worked for at least five weeks.

"This measure, Mr. Speaker, would restore the law to what it was prior to 1976.

"It would continue to impose a penalty on those employees who voluntarily left their employment or who were terminated as a result of their misconduct. This penalty would be seven weeks during which they would be disqualified from receiving any benefits. Thereafter, they would be entitled to receive benefits so long as they met all of the other eligibility requirements imposed by law.

"In the instance where the employee was terminated and became unemployed as a result of 'gross misconduct' such as stealing from the employer, that employee would not be eligible for unemployment insurance benefits until he or she found another job and was employed for a five week period.

"Mr. Speaker, the Department of Labor testified in support of this bill, and characterized the change as 'particularly significant during recessionary periods when an individual's unemployment is prolonged due to prevailing economic conditions.' We do not want to 'reward' an employee for leaving work or engaging in misconduct. By the same token, when an employee's continued unemployment is a result of economic conditions as opposed to his or her personal conduct, then it would not be fair to continue to penalize that employee.

"The seven week disqualification period is based on data provided by the Bureau of Labor Statistics showing this to be the average time it takes an unemployed individual to secure employment.

"Mr. Speaker, it appears that though we have been fortunate so far, in avoiding the full brunt of the recession that other mainland states have faced, the impact of the recession is creeping into Hawaii. Though we have been experiencing practically the lowest unemployment rate in the country, in January, the rate jumped from 3.0% to 3.6%.

"The unemployment law and unemployment benefits are intended to maintain buying power for unemployed workers during a downturn in the economy. This is meant to help turn the economy around.

"House Bill 3469, HD 2, strikes a balance between imposing a penalty for those workers who leave work voluntarily and are discharged for misconduct, and allowing unemployed workers to maintain their buying power in those situations where the reason for their continued unemployment is the condition of the economy.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 3469, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading by a vote of 37 ayes to 14 noes, with Representatives Anderson, Bellinger, Hashimoto, D. Ige, Kanoho, Lee, Marumoto, Okamura, O'Kieffe, Peters, Stegmaier, Tatibouet, Thielen and Ward voting no.

The Chair directed the Clerk to note that H.B. No. 3469 had passed Third Reading at 3:21 o'clock p.m.

#### **Stand. Com. Rep. No. 763-92 on H.B. No. 3090, HD 2:**

Representative Arakaki moved that the report of the majority of the Committee be adopted and H.B. No. 3090, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bainum rose and requested that his remarks, against the bill, be entered into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"The Blue Ribbon Panel on Health is an excellent concept and I appreciate its good intentions and the efforts expended by its members, yet I vote against this measure for several reasons.

"The Panel, by its own testimony before the House Health Committee, exceeded its legislative mandate.

"The Panel's report to the Legislature was over a year late. Though I realize that it was formed months late -- such delays do little to further the informed debate on pressing health issues. As it looks now, by the time the final report is submitted, the Legislature could receive little benefit. The final report might not even be ready before the start of next session, and next session appears to be the year that Health Reform will dominate the health agenda.

"My main objection however, is that we are providing \$50,000 of additional funds when the Panel still has around \$125,000 left. While compared to many State

programs, the actual dollar amount might appear small, but I am concerned with the message we send, when we give additional dollars to a Panel that exceeds its mandate and fails to meet deadlines.

"It's time that we begin to face a growing reality. The reality is that most likely the economic times are changing for the worse. The reality is that we need to demand efficiency in our State government and from the programs and panels it funds. It's time that a 'no-frills' type government is implemented.

"Again, I commend the individual members of the Panel for their commitment to improving our health system, and I am glad that they have been educated as to the health issues. I do hope that the Panel's individuals and findings will be utilized in the future as we all work towards improving our health care system.

"As for this measure with its additional funding request, I shall vote no."

Representative M. Ige then rose to speak against the bill, stating:

"Mr. Speaker, this Blue Ribbon Committee is doing a job that I believe the State Health Planning and Development Agency is supposed to do, and I have a problem with that, especially during these times of fiscal constraint.

"Mr. Speaker, the SHPDA's statutes that we set up said basically in Section 323(d)-11 that 'the State agency shall administer the State health planning and cost containment activities as required by law.' On the next page in the first section, '...have as a principal function, the responsibility for controlling increases in health care costs. The State agency shall conduct such studies and investigations as may be necessary in the causes of health care cost inflation...' and so on.

"Mr. Speaker, I don't have a problem with giving them an extension of another year. The concern that I have is they're asking for additional money, and I don't feel it's appropriate at this time. They have \$135,000 in their budget and I think they should stay within that allocated amount.

"Thank you."

The motion was put by the Chair and carried, and the report of the majority of the Committee was adopted and H.B. No. 3090, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Bainum and M. Ige voting no.

The Chair directed the Clerk to note that H.B. No. 3090 had passed Third Reading at 3:23 o'clock p.m.

#### **Stand. Com. Rep. No. 783-92 on H.B. No. 770, HD 2:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 770, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SAME DAY VOTER REGISTRATION," having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives O'Kieffe, Peters and Tatibouet voting no.

The Chair directed the Clerk to note that H.B. No. 770 had passed Third Reading at 3:24 o'clock p.m.

#### **Stand. Com. Rep. No. 798-92 on H.B. No. 2814, HD 2:**

Representative Arakaki moved that the joint report of the majority of the Committees be adopted and H.B. No. 2814, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bainum rose to speak against the bill, stating:

"Some would say that this bill is a turf battle. I would say that this is a battle for the protection of the health and safety of Hawaii's citizens. We were led to believe that because forty states have passed similar legislation, that Hawaii should do so. What we should note is that, of those 40 states the majority have a mechanism which is not included in the Hawaii version. The other states have mechanisms where there is more supervisory and consultative roles between the physicians and the nurses. We are supposed to be consoled because no problems have been reported in the states that have passed nurse prescription privileges. I would say if there's no reports of problems with medication, then there is a problem because no one can prescribe these types of medication without some legitimate problems arising. We are supposed to be consoled because narcotics have been removed from this bill, but I would say that antibiotics, given at the wrong time to the wrong patient, can be much more dangerous than narcotics.

"There's also the liability problem. It has to be noted that physicians, when they admit patients to the hospital, they are ultimately, under our current system, the ones that are liable for those patients.

"And most of all, I have concerns that we're going too far, too fast. What we have under the current system is a mechanism where doctors can get to know advance nurse practitioners and physicians' assistants and, yes indeed, after a while, after months of working with someone, you build up a confidence level and maybe you don't confer as long on each patient as you do when you first start out, but at least the mechanism is there. What I mean is that what happens now is a nurse practitioner sees the patient, then they come back and have the doctor sign that prescription. And whatever you say at that moment in time is so important because that's when the nurse practitioner can mention any unusual findings, or some problem that is not typical of this patient. Ninety-five out of a hundred cases will probably be the same. There's that five patients -- that five percent -- that I think, as the years and the hours that the physicians put in to learning their trade and their art, that's the five percent who will need that physician and nurse practitioner's interaction.

"The bill as written, I am afraid, goes too far, too fast.

"I would say that the many doctors that have come in and supported this bill are probably the ones who have had a long-term relationship with nurse practitioners, and I think there is that time and a place for nurse practitioners to have some limited prescription privileges. But this bill goes too far, too fast.

"Thank you very much."

Representative Thielen then rose and requested that Representative Bainum's remarks be entered into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative Duldulao then rose to speak in favor of the bill, "with grave reservations," stating:

"The biggest concern that I have in harboring this bill is that the bill requires only thirty clock hours of pharmacology education. You know, compared to the testimony that we heard in our Committee, doctors are required to put up with thousands of pharmacology hours and in this bill, it requires only thirty clock hours of pharmacology training and education. To me, it presents a danger, and is this really a delivery of safe and quality health care? That's the big question.

"Another concern that I have, Mr. Speaker, is that, yes, it was mentioned that there are already forty states that have this type of prescriptive authority. I had a chance to review the forty states mentioned. They are very, very limited, and if I am not mistaken, they didn't go on collaborative efforts. Instead, they have gone to consultative efforts and, to me, the consultative is much better than the collaborative effort.

"Another problem that I have with this bill is, that's true, you know the liability hasn't been described but I have suspected that there will be liabilities that will be incurred. The question is -- should we wait until something happens? The Committee Report says that, yes, there was no testimony to the fact that there will be an increase in the malpractice insurance. Well, I hope that the malpractice insurance would not increase but, however, with this reservation I just hope that this step will bring education to the rest of us, maybe not now, but in studying the bill further.

"Thank you."

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

"I would like to note and acknowledge that I know that this has not been the easiest of issues for many of my colleagues. None of us like to be caught between professional and technical arguments, but I would note that the safeguards that we have built into this bill are truly significant. As a matter of fact, the majority of other circumstances with prescriptive authority, if granted, is not nearly limited to institutional settings. This bill specifically limits it to institutional settings, a definition provided to us by the Healthcare Association which is a hospital association, and this is why the hospitals support this bill.

"It is also interesting to note that actually, as we track through those who did testify for and against the bill, most of the doctors who testified on this bill testified in favor of this bill. I think that the proper framework to look at this is that we do have a very serious problem of medically underserved individuals in this State. Many may not be aware that for primary care centers, to gain special status for Medicaid reimbursement called the Federally Qualified Health Center Status, they must prove to the federal government, to the Medicaid office which is used to saying 'no', they must prove that these centers actually serve the medically underserved populations or areas and several of our centers have indeed proven that.

"In addition to this, Mr. Speaker, there have been a number of surveys in different areas to determine how many physicians are seeing Medicaid and are seeing the poor, and we have found repeatedly that there are areas where it has not been seen. Even for something as simple as prescribing medication for ikus, a very common medication, nurse practitioners who were very, very well versed in this cannot do it on their own.

"I would like to share with you a couple of the comments of those who did testify for this bill. A nurse practitioner, working in the Waianae Coast, indicated: 'It is difficult for me to pass on the logic in having one

health care provider do the total evaluation and another prescribe the treatment. It also seems very inefficient to take up two health supervisors' time to see one patient, yet this is what is required by Hawaii's current system.'

"I would reinforce the fact that we heard a lot of testimonies that indicated that many physicians who work in this area do have complete faith in the ability of advanced nurse practitioners to do an evaluation of patients, and that is why it is not uncommon for these nurse practitioners, having done that evaluation, to go to the doctor and say, 'I think this is the medication that is required,' and for the doctor to sign off. This indicates that there is a lot of collaboration. And in the case where there are maybe unusual circumstances. . . I know of no cases where anyone has asserted that a dialogue does not go on in these cases.

"Primary care centers and hospitals support this bill because they do not fear any liability issues. They are going to hire people and insist on collaborative relationships that really work. A nurse practitioner indicated, 'nearly all my clients are low income, indigent, or Medicaid insured, frequently homeless, and about 75 percent are part Hawaiians. Many have been refused services by private physicians.'

"Doctor Sharon Bitwood, Professor of Surgery in Pediatrics at the John A. Burns School of Medicine, had this thought on why it takes a while for a medical profession to get used to this idea. She says, 'I hear and see the opposition to this legislation in my own medical community, and I asked, why? My answer is that I think they lack the kind of favorable experience that I had, to know that these nurse professionals do not take away but add to our ability to deliver health care, not illness care, to a society sorely in need.'

"And Dr. Fred Dodge, another person who practices in the primary care, said: 'Within the framework of their training, nurse practitioners, in my opinion and experience, are consistently more appropriate and less variable than some physicians.'

"I think the point is, Mr. Speaker, that quality health care has been demonstrated again and again in context where nurse practitioners are allowed to practice and to prescribe drugs under narrow circumstances.

"This bill has a lot of safeguards in it. Only in institutions with limited prescriptive authority, a formulary board which includes the Dean of the Medical School and several other doctors, a formulary board sets out not only a narrow list which an individual may prescribe for, but also sets out additional educational requirements that may be required for certain drugs, and people cannot prescribe across the board in any specialty -- they must be certified by a national body in a specific specialty.

"Because of these safeguards, Mr. Speaker, I really endorse this bill, and I would not be endorsing any bill that did not sustain the quality of health care. But I think we had better recognize that in spite of 98 percent of our population being signed up for SHPDA and everything else, there are people who are definitely not getting the care they need. This bill helps deliver that care. I beg your indulgence, and I ask for your vote.

"Thank you."

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

"I have no doubt that the Health Chairman is very well intentioned and that he has the overall well being of the



public at heart. My concern, actually I have several of these. . . one is that this is the kind of an issue that we're dealing with that's not like taxes. It's not like looking at land use, it's not like looking at educational problems facing the schools. This is an issue that deals and impacts directly with human lives.

"Now, most of us, when it comes to that degree of sophisticated analysis, you know, we're not really that experienced and alvarious. Now, Dr. Bainum, as well as Representative Bainum, brings a rather unique approach in viewpoint to our chambers. And yet, both as a legislator and as a physician, he is very cautious and has expressed a lot of concern about this particular measure, a concern that I think we should heed. It's also interesting to note that the local affiliate of the American Medical Association, the Hawaii Medical Association, which is that professional body which represents medicine, has strongly come out in opposition of this bill. It's not that these men and women of the medical profession, I think, are interested in a turf battle, I think that they are expressing genuine concern that we, as laymen in this particular area, should pay particular attention to, and I am not ready at this point to go ahead against their judgment and their recommendations to this body. I would ask each and everyone of the members of the House to consider those type of factors prior to committing yourselves whether you're going up or down on this measure. Think well on this because the impact is going to be very significant.

"Thank you very much."

Representative Tom then rose and stated:

"Mr. Speaker, I would like to make a few comments on this bill. I wasn't intending to, but I feel compelled to speak on an issue which I have to admit I know very little about -- medicine. I'm not a doctor and, you know, sometimes we're asked to make real difficult decisions as legislators on issues which impact on human lives. But I do know this. As a lawyer, I had to go to school for a lot of more years in order to learn how to think, speak and eat law, and I guess I could say the same about doctors. And no matter how you cut it, like doctor and legislator Bainum said, I guess in most cases, it's going to turn out okay, but it's those few cases -- it could be your aunt, your brother, your wife, your husband, your child -- that's what I worry about. And no matter how you cut it, there is no way that you can measure experience of a nurse versus that of a doctor.

"Prescribing drugs is a very, very serious business and I don't care how much safeguards you have in the bill -- you can have thirty safeguards, forty safeguards. I can't be eloquent like Representative Shon in this bill because I frankly am not real familiar with the workings of the Board in this bill. But I do know the bill did gain a lot in terms of safeguards, but safeguards or what, it doesn't take the place of experience, and it doesn't take the place of education, and it doesn't take the place of liability. You want to have a situation where each one of you as legislators have someone else making decisions for you and you held liable for those decisions? Is that what each of you want? And that's what we're talking about here because I do know something about law, and I do know the concept of agency, and that's what you're voting on -- that the acts of one without the kind of experience and knowledge that you have to do things with or without your knowledge, or at least if they did it without your knowledge, you could be held responsible as a doctor. And that's what I am talking about -- agency relationship. And I am talking about human lives.

"Thank you, Mr. Speaker."

Representative Kawakami then rose and stated that she has reservations on this measure, and requested that her comments be entered into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Kawakami's remarks are as follows:

"Mr. Speaker, I rise to express some concerns regarding the passage of House Bill No. 2814, HD 2, relating to the regulation of nursing.

"While this measure was introduced with the intent to improve health care services and delivery in this State, I believe that the bill in its present form does not address a key point.

"It is my understanding that although forty states have passed legislation involving prescriptive authority rights for nurse practitioners, most of these states have also provided for a supervisory practitioner who oversees the administration of prescriptive services. There is nothing in this bill that provides for this type of supervision.

"As a district representative for a rural area, I envision nurse practitioners operating in teams in communities without physicians. Under this scenario, the quality and delivery of health care services must not be compromised. It is my firm belief that a physician must be consulted with before and/or during evaluation, and BEFORE prescriptive drugs are administered.

"In maintaining and ensuring the quality of health services in this State, I prefer to proceed conservatively.

"Mr. Speaker, I will be casting a NO vote on this measure.

"Thank you."

Representative Kanoho then rose and requested that Representatives Bellinger and Tom's remarks be inserted into the Journal as his own, and the Chair "so ordered." (By reference only)

Representative Cachola then rose and requested that his remarks, strongly against the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Cachola's remarks are as follows:

"I rise to speak in opposition to House Bill 2814, House Draft 2. This bill gives nurse practitioners authority to prescribe medicine.

"I strongly object to the nurse practitioners' 'collaborative' relationship with doctors, placing them on the same professional level, and giving them the authority to override a doctor's decision, without addressing the question of professional liability. In the event of a nurse making an incorrect prescription, the doctor will still be held liable, even if he was not consulted.

"Furthermore, most patients placed in health care institutions belong to doctors, not the hospital or nurse. Giving nurse practitioners prescriptive authority without the consent or supervision of physicians infringes on the doctor-patient relationship.

"The nurse practitioner profession began on the mainland in rural areas with shortages of doctors. Hawaii does not compare to those areas--we have no doctor shortage except in a very few rural areas.

"I recommend revisions to the bill to allow nurse practitioners to prescribe only under the supervision of

physicians. The bill would only allow a nurse to prescribe medicine in an institutional setting, where doctors are readily available.

"I urge my colleagues to vote in opposition to this bill."

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

"Nurse practitioners serve a vital function in communities with a shortage of health care professionals as our Health Chairman has indicated. That's why among those testifying for this measure were representatives from the Waianae Coast Comprehensive Health Center, the Kookia Kalihi Valley Health Center, the Kalihi-Palama Health Clinic, and in addition to those safeguards indicated by Representative Shon, I would like to remind the members of this body that this bill does not force institutions or doctors to enter into a collaborative relationship with nurse practitioners. In fact, the only way that this can even be utilized is if there is a written verification from at least one physician, licensed in the State of Hawaii, who says that he or she is entering into a collaborative relationship with a nurse. And not only that, that physician has to practice in the same institutional setting as the nurse practitioner. There is absolutely nothing in this bill that forces institutions or doctors to enter into this kind of a relationship. It is only those institutions and doctors who choose to enter into this kind of a relationship, and there are many doctors who want to have that choice.

"Thank you."

Representative Bainum then rose and stated:

"Mr. Speaker, I'd like to voice my knowledge that I'm a medical physician."

Representative Chun then rose in support of the bill and requested that Representative Hirono's remarks be inserted into the Journal as her own, and the Chair "so ordered." (By reference only)

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

"You know, after listening to all the debates that go on on this bill, you know, they talk about quality health care and yet all the examples that have been given are the Waianae Coast which I suppose also include the poor areas of Kalihi.

"If we really want quality health care, Mr. Speaker, we would like to have doctors take care of us too and not nurses. The way this bill goes, the doctors will be busy making money and all the nurses will be relegated the duties of taking care of the poor.

"Thank you, Mr. Speaker."

Representative Tom rose in rebuttal, stating:

"Based on what Representative Hirono said, even if there is an agreement that can be entered between the doctor and his free choice, that does not make this necessarily right, and I stay with my comments.

"The liability issue is still there, the human life issue is still there, the education issue is still there. If I happen to be taken care of by a doctor who entered into a collaborative agreement like that and something happened to me, does that make it any more right? Does that make this bill any better? I'll stay with my comments.

"Thank you, Mr. Speaker."

Representative Santiago then rose and stated:

"I did not intend to speak on this bill either, but I'm not a doctor -- I'm a medical social worker. I work with nurses every day and after all the discussions that I've heard, I am compelled to say we are talking about a very qualified individual. I am speaking in favor of the bill, Mr. Speaker. I wanted to just make sure that we were clear about what we were talking about here. We are putting some severe limits on what the nurses will and will not be doing.

"The testimony said that there is a need, and I just felt compelled to get up and say something that the nurses that I've worked with are the most competent, and I would have absolutely no problem being under their care, Mr. Speaker, in what we are talking about.

"Thank you."

Representative Arakaki then rose to speak in favor of the bill, with reservations, stating:

"I do support the bill and I think we should move it along. However, I believe the original intent of the bill was to provide more health care, more accessibility to medically underserved areas, and when I think of medically underserved areas, I think about geographic areas in our State which many physicians choose not to serve and also, underserve means certain specialties that also physicians may not want to serve, such as family planning.

"And one of the things that sort of bothers me and maybe puzzles me is that we've now limited this relationship to institutions, and from what I understand, you know, most physicians are institutionally based. And if we want to reach those underserved areas, those areas that are geographically isolated and those specialties that are not served by the physicians, then I think we are defeating the purpose by putting these limitations.

"I think we should be looking at perhaps the demonstration on how nurses with prescriptive privileges in a limited geographic area or in a specialty area can help to make health services more accessible and, hopefully, we can move towards that area.

"With those reservations, I am supporting the bill."

The motion was put by the Chair and carried, and the joint report of the majority of the Committees was adopted and H.B. No. 2814, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REGULATION OF NURSING," having been read throughout, passed Third Reading by a vote of 28 ayes to 23 noes, with Representatives Alcon, Bainum, Baker, Bellinger, Cachola, Chang, Hashimoto, Hiraki, Honda, Horita, M. Ige, Kanoho, Marumoto, Okamura, O'Kieffe, Peters, Say, Stegmaier, Thompson, Tatibouet, Thielen, Tom and Ward voting no.

The Chair directed the Clerk to note that H.B. No. 2814 had passed Third Reading at 3:50 o'clock p.m.

**Stand. Com. Rep. No. 819-92 on H.B. No. 3756, HD 2:**

Representative Arakaki moved that the report of the Committee be adopted and H.B. No. 3756, HD 2, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Bainum rose and requested that his remarks, in favor of the bill, be inserted into the Journal

and the Chair, noting that there were no objections, "so ordered."

Representative Bainum's remarks are as follows:

"House Bill 3756, HD 2, is an important step in the conservation of our marine environment. This bill significantly enlarges the Marine Life Conservation District (MLCD) off of Waikiki beach. In October of 1992, a task force of concerned citizens and marine scientists began meeting on a regular basis to discuss the idea of an MLCD and came up with some very viable reasons for one.

"We have received a great deal of support on this project, not just from Waikiki residents, but from people all over the island. Letters from school children have poured into our office, claiming they want more places to see marine life. The task force, and other supporters, have gathered 880 signatures in support of the Waikiki MLCD, and held a large public rally with over 200 participants.

"Why a Marine Life Conservation District in Waikiki?

"The task forces's main concern was with the environmental erosion of Hawaii's most beautiful resource -- its ocean. Studies have shown great benefits in designating areas as marine life conservation districts. This area would help to rejuvenate our rapidly depleting stock of marine life. Studies have shown that by increasing the quantity of marine life in one area, fishing is enhanced in adjacent areas.

"If this marine life conservation district is to be created, the Waikiki MLCD could be used as an alternative to Hanauma Bay, which would benefit both Hawaii residents and visitors alike.

"Along with conservation of the resource, it was brought to my attention by many of my constituents that areas of Waikiki beach were becoming increasingly dangerous to swim in. One constituent got caught in a fishing net, another stepped on a fishing hook. This proposed bill will ensure the safety of my constituents, along with providing another area, other than Hanauma Bay, to enjoy non-consumptive activities involving marine life.

"The Marine Life Conservation District would boost the reputation of the State of Hawaii as a wonderful destination for those interested in eco-tourism. As tourism is essential to our State's welfare, and eco-tourism is becoming extremely popular, this MLCD will be very beneficial to our visitor industry. In coming years, the task force would like to see the hotels along Waikiki taking more ownership in this project; have marine education booths set up in the hotels, interpretive trail markers, and most importantly, take a more active role in taking care of the environment.

"The task force also plans to utilize the MLCD in education programs and marine research. Teaching why our ocean resources are important and worth protecting will make the children of today marine conscious adults of tomorrow.

"What prompted this investigation into conservation efforts in Waikiki was the fact that many people had commented that in recent years they had noticed a dramatic decrease in the number of fish they saw. In addition, there are certain areas such as Turtle Alley whose inhabitants are the endangered sea turtles that are in dire need of protection.

"Our future generations, our children, also have a stake in this project. If we continue to deplete our resources, our children will miss out on much of the beauty in Hawaii. Many children responded to news articles about the proposed MLCD. They wanted more areas around the island where they could observe fish, learn more about the marine environment, etc.

"In conjunction with this bill, I have also introduced a bill to help the fishing community by funding artificial reef development outside the MLCD area. . .and I'm introducing a resolution for a marine education pilot program to utilize MLCD areas.

"I urge my colleagues to support this legislation for 'A LIVING SEA FOR WAIKIKI.'"

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

"This bill creates a much needed additional marine life conservation district on Oahu, in the center of a major population and tourist area of the island.

"I want to commend the efforts of Representative Metcalf for having encouraged the dialogue of fishermen, divers, fish collectors, environmentalists, marine biologists, and a plethora of others to resolve the differences of opinion regarding this bill. We, on the subject matter committee, identified the issues but were not able to resolve them all within the time which we had.

"The Chairman of the Judiciary Committee and its members were willing to go way beyond the call of duty in continuing to assist the Ocean and Marine Resources Committee with this task. The entire process that has taken place with this bill, in particular with the admirable efforts of Representative Bainum as well, to inform and involve all interested parties in the community that he could locate as worthy of recognition and gratitude.

"I believe we have a product that we should be proud of which reflects the best of our democratic legislative process, and I urge us to support this bill.

"Thank you."

Representative Ward then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, this bill begs the question -- what's the difference between land use planning and ocean use planning?

"In effect, what we're going to have is about two hundred Hanauma Bays out in Waikiki and for those who seek controlling the ocean as the same as controlling our land, then I think you will agree that this bill has not had full community input. From the Judiciary hearing point of view, there were a lot of disgruntled fishermen; there were a lot of people who, if you were going to evict them from a land-based situation, felt that they were being evicted from an ocean-based situation.

"I think it's a good bill. I think it's something whose time is evolving but like Representative Bainum said about the nurse practitioner, it's a bit too much, too quickly, and I think the land use planning process, as now we are doing ocean use planning, should be widened and broadened with the net of popular opinion which should be included a little bit more.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3756,

HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF THE MARINE ENVIRONMENT," having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair directed the Clerk to note that H.B. No. 3756 had passed Third Reading at 3:54 o'clock p.m.

At 3:55 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 3:56 o'clock p.m.

**Stand. Com. Rep. No. 854-92 on H.B. No. 3435, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, Stand. Com. Rep. No. 854-92 and H.B. No. 3435, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COUNTY OPTION STATE LOTTERY," were recommitted to the Committee on Finance.

**Stand. Com. Rep. No. 855-92 on H.B. No. 1715, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the report of the Committee was adopted and H.B. No. 1715, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE UNIVERSITY," having been read throughout, passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Tatibouet and Ward voting no.

The Chair directed the Clerk to note that H.B. No. 1715 had passed Third Reading at 3:57 o'clock p.m.

**H.B. No. 2428:**

Representative Arakaki moved that H.B. No. 2428, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Amaral rose to speak against the bill, stating:

"I speak in opposition to this bill as I believe it an affront for the members of this Honorable House to even seriously consider a bill that is clearly an attempt to accommodate 'the continental United States.' My fellow members of the House, I submit to you that Hawaii already looks and behaves enough like Los Angeles West. We have commercialized the intrinsic beauty of Hawaii to the limit. Must we underscore that image statutorily?

"I further submit, Mr. Speaker, that we are not a continent, that we are an island state, and may I further declare my belief that many of Hawaii's problems of diminishing natural resources come as a result of a continental mentality. . . a continental mentality imposed on the finite points of land in a huge ocean.

"I oppose this bill that once again asserts man's dominance over that which is basic to the fundamental rhythms of the earth. Sunrise and sunset do not -- absolutely do not -- occur according to Timex. They don't even occur according to Rolex. When does man stop believing that he has ultimate power and concede some points to the natural things of the world? When does man accommodate nature, rather than the other way around?

"I oppose this bill as being unnecessary and incompatible with what is best here in Hawaii.

"Thank you."

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

"Mr. Speaker, I am a big believer in daylight, and I would like to stand in support of this measure.

"First of all, I would like to point out, in case the members don't know, we already experience daylight savings time here. The 1947 Territorial Legislature already implemented daylight savings time on this State by bringing us a half hour closer in time, so since 1947 we've already seen at least a half hour of it, and I have failed to see where nature has been thwarted, or where man has somehow exercised its dominance.

"This measure is also in no way intended to try and conform with the continental United States. There's many aspects to it that came about as to why the measure occurred.

"One was from an energy conservation point of view. The initial discussions with the electric company suggested that during our summer months, when we use a higher amount of our electric power, primarily with air conditioning, that this would be a method that has brought out some of that peak load in our after-hour work. Now, to be sure it's hard to come up with an exact amount of energy-savings that that would accommodate but, nonetheless, the Hawaiian Electric Company acknowledged for example that there would be a savings.

"There's advantages from the business community's standpoint in that right now, for example, we enjoy five hours difference between here and the East Coast and two hours in the West Coast. That's fine, but when the mainland goes on daylight savings time, we lose an additional hour of business.

"Your Committee also took the time to look into whether or not there would be effects from visitors. The Hawaii Visitors Bureau said they liked the idea because it gives visitors a chance to enjoy more of our outdoor natural activities which we offer both our local community as well as our visitor community.

"If we're looking at us being a Year of the Family, this gives us an opportunity when we get home after work to spend an extra hour at the beach, on the tennis court, on the golf course, in your yard, or whatever.

"Now, there may be some representatives. . . I see one in particular getting ready to leap up when I'm finished. . . to express a concern in terms of whether or not this is going to mean our kids go to school in the dark and cause a particular safety problem. Well, we weren't insensitive to that either, so we looked at the time the sun rose every day of the year. In January, the latest the sun rises right now with no changes, stuff that we do and face every year, the latest the sun rises is 7:12 a.m. If daylight savings time is initiated, the worse-case scenario is that there's eight minutes difference -- eight minutes -- and that's for only one day. As you run into April, what you see is that in every day of April, sunrise is a minute earlier. So we're not going to see any great difference there, but where you're going to see a difference is on the back end of the day. This isn't an issue that designs to terrorize the public, that causes stress, to make Timex or Rolex or whoever else makes watches, you know, go paranoid. It's a simple, straightforward measure to allow us to use more of the daylight to enjoy the beauties that we enjoy here.

"Thank you very much."

Representative Anderson then rose and stated:

"I don't know who Representative Bellinger was talking about who's going to jump up, but I thought I'd do it anyway."

"I'm going to speak against the bill, Mr. Speaker, but I'm really upset because I had a speech all ready, and I think Representative Amaral came in the dark of morning and took my bill that I was going to speak on and my notes, so would you please have her remarks put into the Journal as though they were my own."

"Thank you."

The Chair "so ordered." (By reference only)

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

"To add a little more history to it, the Territorial Legislature of 1933 did pass a daylight savings time law that was so unpopular, it was repealed before the session was over."

"I took a little poll among tourists -- real live tourists -- in hotels last night and found that the tourists really preferred to have only a five hour difference rather than a six hour difference."

"I have here from the State Almanac of Information that the sun rises on March 21st at 6:35 a.m. and daylight savings time, you spring forward in April, so that would mean that the first Sunday in April which is shortly after the 21st of March, we will be going an hour forward so the sun would be rising an hour forward at that time. In June, the sun rises at 5:50 so it would be 6:50 on daylight savings time, and on September 23rd, it would be 7:21, so it would be quite late, and it would be late for much more of the school year than it is now and so, Mr. Speaker, I stand in opposition to this and hope that we can continue to have as much sunrise during the school year as possible."

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

"I think that one of the fundamental things that we should be learning as representatives is that, on bills of this nature we ought to make the effort to try and find out how the public may feel about it, and maybe the proper title of this is -- how to irritate the public without asking their opinion. I think that there might be a lot of people who have definite feelings about this. I certainly would like to see what the public feels about this before going forward with this since it's primarily an act of convenience that we will be adopting, and for this reason I would like to vote against it."

"Thank you."

The motion was put by the Chair, and H.B. No. 2428, entitled: "A BILL FOR AN ACT RELATING TO DAYLIGHT SAVINGS TIME," failed to pass Third Reading by a vote of 26 noes to 25 ayes, with Representatives Alcon, Amaral, Anderson, Baker, Cachola, Chun, Duldulao, Fukunaga, Hagino, Hiraki, Hirono, Ihara, Isbell, Lee, Metcalf, O'Kieffe, Santiago, Shon, Takamine, Thompson, Tatibouet, Thielen, Tom, Ward, Yonamine and Young voting no.

At 4:09 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 4:13 o'clock p.m.

#### H.B. No. 2896, HD 1:

Representative Arakaki moved that H.B. No. 2896, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative O'Kieffe rose to speak in favor of the bill, with serious reservations, stating:

"Mr. Speaker, what this bill proposes is an amendment to Article X, Sections 2 and 3, of the Constitution of the State of Hawaii relating to school governance."

"If this measure is put on the ballot and passed by the voters, such an amendment would allow for a continued statewide Board of Education in addition to the establishment of a county Board of Education in each of the four counties -- from small Kauai to huge Honolulu, with Maui and Hawaii in between."

"The State Board of Education would continue to provide statewide minimum education standards while each of the counties would have responsibility over formulation of policy and implementation of those standards."

"There can be no doubt that I favor this measure insofar as, with SCBM schools, it attempts to place control of education exactly where control belongs -- with the people, in their own communities."

"My major concern is that the measure is a superficial and nearsighted attempt which continues to facilitate top/down decision-making."

"Thanks to the Hawaii Business Roundtable's providing us an engine to drive this very important vehicle we call school reform, we have practically mandated school/community-based management in our public school system. Are we or are we not prepared to commit ourselves to that end? To paraphrase an old saying -- by one of the first Republicans, by the way -- a statewide and county School Board option does not make quality education 'of, by, and for the people' any more possible than does our current system."

"The crucial focus in our proposals for education reform must be responsibility, control, and accountability as close to the schools and students as is possible."

"Only when parents are willing to take responsibility for the education of their children will we ever have a real chance for success."

"I believe I speak for my fellow caucus members here when I express my concern that this measure fails to provide the kind and extent of reform needed in our public schools. Although emanating from the State Task Force on Educational Governance -- the activities of which I have actively followed. . . even writing and telephoning its members -- the county School Board proposal is not in keeping with the wishes of the people. In a recent survey of parents conducted by the Task Force itself, a sampling of returns clearly indicates an overwhelming number favor empowerment at the district level."

"Preliminary results of the survey of teachers reiterates the response from parents that policy-making take place much closer to the schools, and that translates into district school boards."



"Similar comments are being heard at the second round of public hearings -- going on right now -- in fact, one was held last night in Mililani. These are hearings which are supposed to represent open debate on the preliminary recommendations of the Task Force. Some concern, however, has been expressed about creating additional bureaucracy when we are supposed to be decentralizing it. To that, I would argue that district school boards amount to further empowerment at the grassroots level -- the level which we ourselves made key through our support for SCBM -- and which will rest right above the center of the system, our SCBM councils. It must be a cooperative venture in and around our schools.

"If education is truly the most important issue facing the Legislature this year, I strongly urge my colleagues to take a closer look at the county school board proposal and consider a further decentralization down to the district level. Perhaps the Senate will do this when we send this bill over to them, or then again, maybe we can do this when their bill comes over to us.

"House Republicans initiated such a district school board proposal, in addition to offering an accountability mechanism in the form of an annual, written public report on education -- a Hawaii public school report card, if you will.

"Our innovative proposal called for abolishing the State Board of Education, establishing nine district school boards to better represent the diversification of the State by adding a new West Hawaii district plus a new Molokai and Lanai district, creating an advisory board to set minimum standards, authorizing the Governor to appoint a Director of Education, who would have cabinet level rank and who would also be the one to submit the annual public report card on education. Needless to say, our proposal, which was indeed responsive to the needs of our communities, as well as other thoughtful efforts by members of this body, was held in Committee.

"Mr. Speaker, I contend that educational reform in Hawaii took three steps backward that day!

"The public has been done a grave disservice in that a county school board proposal cannot hope to adequately address the needs and concerns of all communities in their efforts to improve our public schools. After all, Hilo is no Kona, and Waianae is not Waialae, Hana is not Kaunakakai, and Hanalei is not Lihue. Different islands have different needs, different communities have different needs, and you certainly cannot compare those of Ka'u to those of Kapaa.

"It is time we at the Legislature turned our fervent remarks on education into action. We can do this only by taking education decision-making closer to the schools and the people. We must provide participation and responsibility in education and that means district school boards elected by and responsible to the people -- people who are willing to develop an eclectic and flexible system reaching out to the many diverse corners of their districts.

"Mr. Speaker, our children are our most precious asset and their futures are at stake. We talk about at-risk schools -- how about expanding that to include an at-risk educational system? And by that I mean a generation at risk of losing out on an education, the quality of which is supposed to be second to none.

"I stand before you today because I know Republicans and Democrats both will not let education be put on the back burner. We will continue to fight together for reform -- make no mistake about it. Republicans and Democrats want a win -- I repeat -- a win for our children who are our future and who deserve the

opportunity to achieve their own academic potential with which each one has been blessed. This can be accomplished by rewarding dedicated teachers who can maintain the sense of wonder and learning in their students -- whether it be on Oahu or on the Neighbor Islands.

"It can also be accomplished by improving and upgrading the learning environment -- a move which will undoubtedly be to the benefit of students, teachers, and everyone in the community.

"Mr. Speaker, it will take motivated parents, students and principals and dedicated teachers, along with SCBM councils and district school boards. All of these important plays must be able and willing to take calculated risks. Even more important, they must be left unfettered and free to try to test their wings. After all, you can reach for the stars -- you may not get one -- but you won't come up with a handful of mud either.

"Thank you, Mr. Speaker."

Representative Tam then rose and stated:

"Mr. Speaker and fellow colleagues, I rise to speak in favor of House Bill 2896, HD 1, regarding the school governance.

"Mr. Speaker and fellow colleagues, this bill was reported out of the Committees of Judiciary and Education for the purpose of being a vehicle for further discussion during the session. This bill would restructure the governance of public education in Hawaii by having the Governor appoint the State Superintendent of Education, subject to confirmation by the majority of elected county boards. It also retains the statewide Board of Education to set statewide minimum standards in education, and it creates county boards to implement those statewide standards.

"One reason for retaining the elected statewide board is to maintain a statewide focus and direction for Hawaii's educational system, especially since we have the eight goals for the State of Hawaii. Another reason is to provide opportunities for citizens at the county level to help shape education, including confirming the Governor's choice of State Superintendent.

"Yet, there are questions unanswered. This is not a perfect bill. Again, this is a vehicle. This bill does not clearly answer the question of who is ultimately accountable for Hawaii's public education system.

"Is it the Governor who appoints the Superintendent? Or, is it the county boards that confirm the Governor's appointment of Superintendent?

"In the final analysis, the accountability question may fall on the laps of the Legislature that funds public education and the Governor of our State of Hawaii, no matter who he is or she is, who not only releases the dollars that the Legislature appropriates, but restricts the funds. As the saying goes and we all know it -- deep down in our hearts, the control of the dollars is power.

"This bill again keeps alive the important issue of school governance.

"In the weeks ahead, we need to study this bill carefully, and consider other changes to it as necessary. Funding is sure to command a lot of attention.

"To keep this measure alive in this session of the Legislature, I urge you to support this bill before us. Remember, this bill is only a vehicle as essentially

proposed by the task force on educational governance who continues to conduct public hearings on its proposed recommendations, and I will greatly encourage everyone of us to attend those task force public hearings. It may give us insight.

"This is the only educational governance bill alive -- the others are dead. Lump-sum budgeting and public notification of the restriction of dollars for education by the Governor -- they are dead now, but perhaps those measures can be included in this vehicle.

"Thank you."

Representative Metcalf then rose and requested that the remarks of Representative O'Kieffe and Representative Tam be entered into the Journal as his own, and the Chair "so ordered." (By reference only)

Representative Bunda then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, I commend both Chairs of the Judiciary and Education Committees for bringing this issue out.

"Mr. Speaker, through several months now of marathon hearings of the task force on educational governance, I still have a tough time compromising myself with this proposal. The impetus for this proposal stems from the cry from the educational community and parents that more resources and authority go down into the school level.

"Mr. Speaker, my reservation is this. While I respect the decision-making being done at the local level, I think by having county boards, these boards would tend to micro-manage the schools even more than they do now. Conversely, can you see trying to get something out from this county boards? I think it would be very difficult to do.

"Mr. Speaker, presently the Board of Education's power, according to the State Constitution, states that the Board of Education shall have the power, as provided by law, to formulate policy and to exercise control over the public school system through its executive officer, the Superintendent of Education, who shall be appointed by the Board, except that the Board shall have jurisdiction over the interim organization and management of the public school system.

"Mr. Speaker, in my opinion, we need to change this, and I am referring to the Board of Education's right to internally manage the schools.

"Mr. Speaker, as the bill moves on, I feel that we need more discussions, at least for an appointed Board, or a Board with policymaking powers.

"Thank you, Mr. Speaker."

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

"Mr. Speaker, the reason I am speaking against the bill is we had one earlier that we had put in and it gave what everybody is saying. I did a survey, along with everybody else, and the community has spoken out on what they wanted and how education was to go out to the community. Everybody says, why don't you listen to surveys? Why don't you represent the people? And when you do, they turn around and do whatever they want anyway. So, for this reason, Mr. Speaker, I have no reservations. I sent out surveys, I listened to what the people had to say in many, many areas, and when you do

that, you come back here and you say -- well, what we have to do is a little more study.

"We are not doing what we are supposed to do. Maybe we should wait, so I don't have any doubts at all that the people who elected me have pretty good judgment, I think, otherwise they wouldn't have gotten me in here, would they? So I have a lot of faith in them and I hope you folks would too.

"For that reason, I am voting no.

"Thank you very much, Mr. Speaker."

Representative Shon then rose to speak in favor of the bill, with reservations, stating:

"I would just like to note that I think that the structure set up by the bill is not one which I could endorse per se and I am voting for the bill to keep it going. I wonder what kind of politics would go on if the Superintendent had to go to each county and what commitment they would have to make in order to get their person in to become a Superintendent.

"I think that the task force on governance is doing a marvelous job, but I do think that there are some things that they recommended that I really question, and I really wonder if they are a little naive. For example, they said that they did not want the Legislature to be imposing mandated programs on the schools and yet, they also recommended that we pass all education bills by two-thirds vote. That means one-third can extract all kinds of promises for add-on programs in order to get the necessary votes, and I wonder if whether or not they really understand how this process works.

"The kind of feedback that I have gotten, Mr. Speaker, mostly from parents and people at the school level, is they wonder why they can't get the door fixed, or why it takes four years to get air conditioning, and why the textbooks aren't there, many, many issues that deal with the power of the purse and the power of the school. I think that the issue of governance is one that should be approached -- how do we get out of the way of the schools in many ways, and yet still maintain an elective, democratic oversight over this process?

"The problems of our schools, Mr. Speaker, are not necessarily the problems of not having a separate Board of Education in each county, or having another layer in between basic policymakers and the schools. It's far more complicated than that, and I must say I'm drifting more and more towards the notion that we need to revive some other bills that may be still in the hopper someplace, to look at issues like having public hearings before the restrictions on funds and other items like that too.

"With those reservations, I hope that we can keep this bill alive and some other bills as well.

"Thank you.

Representative Kanoho then rose and stated:

"I wish to indicate my reservations on this bill but will be voting for it if only to allow discussions to continue.

"Thank you."

Representative Tatibouet then rose and stated that she will be voting for this bill with reservations, and requested that Representative O'Kieffe's remarks be inserted into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative Thielen then rose and requested that Representative O'Kieffe's remarks be inserted into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative Stegmaier then rose and requested that his remarks, against the bill, be inserted into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Stegmaier's remarks are as follows:

"I choose to vote against this bill because I do not believe that four elected county boards of education would improve the governance of Hawaii's education system. Most significantly, such an apparatus would disadvantage Oahu's residents in relation to the residents of the other counties whose numbers are considerably smaller. What we need is a change in governance which will allow the people to have a more proximate voice -- not one which would cause the people of Honolulu to feel as though their voice has actually gotten weaker.

"For this reason, I must vote against House Bill No. 2896, HD 1.

"Thank you, Mr. Speaker."

Representative Ward then rose and stated:

"I ditto Representative Kanoho.

"Thank you."

Representative Marumoto then rose to speak in favor of the bill, with reservations, stating:

"My concern is that I am wondering if this does remain an elected board, whether it will conform to the one person/one vote rule, and I am puzzled as to why the State Board is separated into two departments. I don't know whether it will be equitably distributed. As an Oahu representative, I am wondering whether our voice will be as strong as it should be.

"Regarding the four county boards, I note that three of the four counties can ratify the Superintendent, and I would think that it would be easier to get a neighbor island superintendent than an Oahu representative, or various policies can be reflected by this type of structure.

"I think there's going to be a lot of difficulty coming to an agreement. I give the Education Committee and the Judiciary Committee credit because it is very hard to hand out a bill, and I don't know whether we will ever come to some agreement on governance.

"Personally, I feel strongly that SCBM has a great deal of merit and Project Ke Au Hou and lump-sum budgeting, and all these three programs will filter greater power and decision-making to the individual school levels, and I am hoping that would improve the education as much as any settlement in the governance issue. Ultimately, though, we'll have to decide if the task force is going out statewide and having hearings, receiving input from more quarters -- from parents and teachers, from the educational community -- but ultimately, it will come down to the Legislature and we will have to decide.

"I will rely on the Chairman of the Judiciary Committee to make sure he does hand out a bill that does conform to the one person/one vote rule and, hopefully, we will make a wise decision for education.

"Thank you, Mr. Speaker."

Representative Young then rose and requested that Representative Tam's remarks be inserted into the Journal as her own, and the Chair "so ordered." (By reference only)

Representative Young continued:

"It is time we got this vehicle on the road to school reform.

"Thank you very much."

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

"The major reservation that I have is that the four elected boards, as I see it, provide an additional layer of policymaking which can provide for a nightmare in policymaking. They were going to be having high expectations with very little power. They still would have to deal with the State Board, will have to deal with the Governor, they will have to deal with the State Legislature. That makes it an almost impossible task for these board members. It will make it very difficult for the district superintendent where he is appointed by the Governor and he needs to be confirmed by these four county boards. There will be a lot of trade-offs in the process. So I believe that we have a lot of work to do on this.

"I would vote against this but only because this is a vehicle that they must go through and continue to negotiate, and that's the only reason I am not voting against this bill.

"I spoke to the Committee and I told them that I felt that an elected board presently is not capable of fulfilling its functions because it doesn't have any taxing powers. It doesn't have any financial powers. It can only recommend but it still must come back to the Legislature.

"I told the Blue Ribbon Committee and the Governor's appointed committee that it should be an appointed board. If you do not give the Board of Education any taxing powers, then you should make that board an appointed board. There can be no other way. Otherwise, they are just going to have a compounded problem than what you have now.

"And furthermore, Mr. Speaker and members, the Judiciary and Education Committees worked very hard but in the event this bill comes back, I believe because it has reorganization, the House Finance Committee will also want to look at this, if possible.

"Thank you very much, Mr. Speaker and members."

Representative Lee then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Bill 2896, and I do so as a parent whose children have gone to public schools, one whose child had the great honor of being honored in this body last year.

The **Advertiser** described the current system of governance as nonsensical. What we are trying to do is to reform a system, and the different reservations expressed by people in this chamber reflect the dialogue that is going on and the desirability of keeping the bill alive as a vehicle.

"The reasons are very clear -- education is a very complicated problem and in dealing with this forum, we have to look at constitutional questions, legislation, administrative restructuring, and society's own need for

changes, and those needs reflect the responsibility of parents, the motivation of students, and the dedication of teachers.

"The vehicle is intended to address constitutional changes. It is important that we seek to do so before the session ends so that the questions can be on the ballot in November. Otherwise, we may be faced with a Special Session during the summer, at a time of a Presidential campaign.

"I do not agree with all that is in this bill, but I think it is essential that we keep all our ideas alive and try to arrive at a consensus with the other body so that we can go home with some accomplishment in terms of framing the questions that should be presented to the voters in the Fall.

"Let me add that what is very interesting about the dialogue is the role played by a number of other people and other organizations, including the newspapers. The **Advertiser** editorials, I believe, have a major impact on our thinking, and I think that the **Star-Bulletin** joining the **Advertiser** in calling for an appointed State Board, would be a very crucial factor as the weeks go along as to what we will do in this area.

"The Business Roundtable, the contributions of the business people, have been very, very important and they should be congratulated for their participation, not only in this round, but also several years ago when David Heenan came to the House and testified in favor of the \$90-million school facilities fund, and this is what is meant by putting the money where the mouth is. And that is a very important contribution to the dialogue. The teachers and the administrators and I was, last night, at the Mililani hearing, the Lieutenant Governor and all the people on the task force. What we are doing is going to be very significant for the 21st century. It is our investment, our investment in time, effort, and in thought into what we want to see in the future for our children. And the first phase has just begun -- that is framing the constitutional questions that would have to be placed on the ballot for the voters to decide in the fall, and I think all of you would agree that we should vote for this bill so that we can continue the dialogue.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and H.B. No. 2896, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE X, SECTIONS 2 AND 3, RELATING TO SCHOOL GOVERNANCE," having been read throughout, passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Anderson, Honda and Stegmaier voting no.

The Chair directed the Clerk to note that H.B. No. 2896 had passed Third Reading at 4:43 o'clock p.m.

#### H.B. No. 253, HD 1:

Representative Arakaki moved that H.B. No. 253, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Tom rose to speak against the bill, stating:

"I guess my question is, why now? Why now? You know, this bill would remove cockfighting from the Hawaii Penal Code under the Cruelty to Animals and place it under another statute, under Animals, Brands, and Fences. I never really got to look at the chapter -- chapter 142 -- but it is not in the Penal Code. And what

we're sending a message in effect is, we're decriminalizing cockfighting. Why now? Why not last year? Why not tomorrow? What's the urgency?

"You know, I know that cockfighting has been a traditional ethnic pastime in Hawaii and many other places in the world for so many groups. But I can tell you right now that I respect tradition. I think tradition is something that's very local and very important in this great State of ours. So let me tell you -- not at the expense of physically placing gaff on the feet of cocks and having them go at it, poke each other, tear each other up, mutilate each other to the point where one dies. Is that what we want? Is that what we're condoning here today?

"You know, under the statutes, under the Penal Code now, bull, bears, dogs and other animals -- they're covered under the Penal Code. Now, we've got to take out cocks. What are they if they're not 'other animals'? A cock isn't a bull, a cock isn't a dog -- it may taste better than a dog -- but, you know, I mean it! Just because it makes good. . . you know, I still feel that it's cruelty. You know something -- you wouldn't want a cock putting gaff on our feet, would you?

"Let me tell you one more thing. You know, as a former Prosecuting Attorney, I used to prosecute cockfighters and these are good people -- all of them were nice. I have no problems with that. They want to enjoy their sport, but is that fair on the cocks? And you know what I found, too, in these chases? I found a lot of extra things that occur as a result of cockfighting, and that's the thing that worries me, the illegal activities -- the gambling, the money, the weapon, the drugs, the unattended kids that saw this kind of bloodshed occur. And let me remind you again, the Penal Code covers bull, bears, dogs and other animals, but hell with the cocks. Is that fair?

"I say in conclusion, philosophically I cannot condone any animal mutilating one another. Legally, I cannot condone decriminalizing cockfighting as not being cruelty to animals. They are animals and it's cruel, and that's the bottom line.

"Thank you."

Representative Kanoho then rose and requested that Representative Tom's remarks be inserted into the Journal as his own, and the Chair "so ordered." (By reference only)

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

"I don't know what else to say. Representative Tom did express a lot of my sentiments. I believe animals have no voice that we can understand. If we were to pass this bill, we would send a strong message to people that cruelty is okay.

"I urge my colleagues to not support this bill and to send a very strong message to the public that we will not tolerate this kind of activity in a kinder and gentler Hawaii."

At 4:48 o'clock p.m., Representative Isbell asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 4:50 o'clock p.m.

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

"I've been associated somewhat with chickens and roosters all my life, and I see chickens all around -- some with feathers and some without.

"Mr. Speaker, I am really shocked to see my good friend across me saying that he wishes to vote against this bill which merely changes from the Penal Code to another area, but it's still a criminal activity. The crime is the same -- it's just not in the Penal Code any more.

"I'm sorry to say that as a prosecutor that nailed my friends who fought chickens and went to see him and he fined them with such exorbitant fines, I'm sure that the poor things couldn't go back out there again.

"Anyway, I believe that we have considered the culture and the tradition of the people of Hawaii all these years and for generations that have been doing this. Any remedy that can be made, even a small remedy will be plenty, and because of that I support this bill.

"Thank you very much."

Representative Tom then rose in rebuttal, stating:

"I see chickens too, with and without feathers, but I can tell you one thing -- when you put gaffs on them, it hurts. All I'm saying is that I don't condone putting one type of animal, taking it out of the Penal Code and putting it in an agriculture code because what you're in effect doing is decriminalizing that. You're saying that people who fight cocks aren't committing a crime and aren't criminals under the statutes of our Penal Code. The people who fight dogs are criminals and I can't really see the difference. To me, whether you're fighting a dog with gaffs or cock, or a duck, or a fish, or a bird, it's cruelty to animals, and that's what the statutes was intended to do when it said bulls, bears, dogs, and all other animals. I don't know what a cock is but I thought it was an animal.

"I think that by taking it out of the Penal Code, you are in fact decriminalizing it. You're saying that it's not wrong, criminally, to fight cocks, and I can't accept that for now.

"Thank you."

Representative Metcalf then rose and stated:

"If I may, just so there's no confusion with respect to this bill, the language in House Bill 253 tracks the language that was in the Penal Code. It merely moved it to the animal code wherein other cruelty to animals statutes are also placed. Admittedly that the bears remain in the Penal Code, the chickens are now moved to the agricultural code, and the penalty is exactly the same as it was under the Penal Code -- it's a full misdemeanor. All this is is an attempt not to decriminalize but merely to somewhat destigmatize something that we all know is an integral part of the life of this community.

"Thank you."

Representative Ward then rose and stated:

"Mr. Speaker, I rise as a veteran who's been to the cockfights, who has a set of spurs, and who knows really the ethos of the cockfight is the gambling. This is not a cockfighting bill -- this is a gambling bill. So let's call a spade a spade and those of you who just put the lottery down, who put bingo down last time -- remember, this is not a cockfight bill. In fact, in the words of the Honolulu Police Department, they said this is the door that's going to open legalized gambling in cockfighting. That's what it is -- let's call a spade a spade.

"Thank you, Mr. Speaker."

Representative Metcalf, in rebuttal, stated:

"We have a gambling statute in the Penal Code and, therefore, enforceable for legitimate activities as well as illegitimate activities."

Representative Ward, in rebuttal, stated:

"The Honolulu Police Department, specifically in the Judiciary hearing, warned us that this was the avenue by which legalized gambling would pursue or be on the horizon if this progressed further.

"Thank you."

Representative Duldulao then rose and stated:

"Mr. Speaker, I notice that none of my Filipino colleagues stood up and supported this bill so I am compelled to stand up and support this bill, and I ask that Chairman Souki's remarks be inserted into the Journal as if they were mine.

"Thank you."

The Chair "so ordered." (By reference only)

At 4:55 o'clock p.m., Representative Arakaki asked for a recess and the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 4:56 o'clock p.m.

The motion was put by the Chair and carried, and H.B. No. 253, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Third Reading by a vote of 35 ayes to 16 noes, with Representatives Alcon, Anderson, Bainum, Chun, D. Ige, Ihara, Kanoho, Marumoto, Okamura, O'Kieffe, Santiago, Stegmaier, Tatibouet, Thielen, Tom and Ward voting no.

The Chair directed the Clerk to note that H.B. No. 253 had passed Third Reading at 4:57 o'clock p.m.

#### **H.B. No. 3358, HD 1:**

Representative Arakaki moved that H.B. No. 3358, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Cachola rose and requested that his remarks, in favor of the bill "with grave reservations," be entered into the Journal and the Chair, noting that there were no objections, "so ordered."

Representative Cachola's remarks are as follows:

"I rise to state my grave reservations about House Bill 3358, House Draft 1.

"This bill intends to restrict the following:

1. Unlicensed contractors performing construction work for another party; and
2. Home owners constructing or improving their dwellings for resale.

"I have no argument against the first purpose of the bill, but I do object to the second. By further restricting construction or improvements by home owners, this



penalizes many persons or families with construction expertise but limited capital.

"This contradicts the Legislature's intent in passing House Bill 2911, which seeks to encourage self-help home construction.

"Self-help construction projects already require a building permit, submittal of plans to authorities and close inspection to ensure quality of work. Plumbing and electrical work still require licensed contractors. We do not need the additional restrictions of this bill.

"In effect, this would increase the cost of home construction or improvement and is definitely a step in the wrong direction for a State in the middle of a housing shortage."

The motion was put by the Chair and carried, and H.B. No. 3358, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED ACTIVITY IN CONTRACTING," having been read throughout, passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Alcon, Bellinger, Chang, Kanoho, Isbell, Peters, Say, Tajiri and Tom voting no.

The Chair directed the Clerk to note that H.B. No. 3358 had passed Third Reading at 4:58 o'clock p.m.

#### **H.B. No. 2572, HD 1:**

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, H.B. No. 2572, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL DISTRICTS," having been read throughout, passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Cachola, Hashimoto, Horita, M. Ige, Kanoho, Peters and Souki voting no.

The Chair directed the Clerk to note that H.B. No. 2572 had passed Third Reading at 4:59 o'clock p.m.

#### **H.B. No. 2498, HD 1:**

Representative Arakaki moved that H.B. No. 2498, HD 1, having been read throughout, pass Third Reading, seconded by Representative O'Kieffe.

Representative Peters rose to speak against the bill, stating:

"I think it would be far more honest for this body to simply call for the demise or elimination of leaseholds as a possible use for residential purposes for the future as opposed to using this vehicle to accomplish that goal.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 2498, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," having been read throughout, passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Alcon, Anderson, Bellinger, Bunda, Chang, Honda, M. Ige, Kanoho, Lee, Peters, Say and Tom voting no.

The Chair directed the Clerk to note that H.B. No. 2498 had passed Third Reading at 5:01 o'clock p.m.

At 5:02 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 5:03 o'clock p.m., Representative Arakaki noted:

"Mr. Speaker, just to make a note that we did save some daylight out there."

#### **ADJOURNMENT**

At 5:04 o'clock p.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, March 4, 1992.

## TWENTY-SEVENTH DAY

## Wednesday, March 4, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:42 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend David Twigg of Kaumakapili Church, after which the Roll was called showing all members present with the exception of Representatives Baker, Bellinger, Hiraki, Horita, Peters and Tajiri, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Sixth Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Sixth Day was approved.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 25 to 355) were read by the Clerk and were placed on file:

Sen. Com. No. 25, transmitting S.B. No. 279, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 26, transmitting S.B. No. 281, entitled: "A BILL FOR AN ACT RELATING TO VETERINARIANS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 27, transmitting S.B. No. 576, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC ACCIDENTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 28, transmitting S.B. No. 769, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 29, transmitting S.B. No. 805, entitled: "A BILL FOR AN ACT RELATING TO THE SALARY OF THE EXECUTIVE DIRECTOR OF THE STATE ETHICS COMMISSION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 30, transmitting S.B. No. 991, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 31, transmitting S.B. No. 1028, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 32, transmitting S.B. No. 1145, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 33, transmitting S.B. No. 1164, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF A

JUVENILE JUSTICE INFORMATION SYSTEM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 34, transmitting S.B. No. 1274, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAIL AND ACCESS SYSTEM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 35, transmitting S.B. No. 1293, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 36, transmitting S.B. No. 1440, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO CHANGE THE REQUIREMENT FOR THE OATH OF OFFICE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 37, transmitting S.B. No. 1419, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AN EMERGENCY RESPONSE TRAUMA PROGRAM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 38, transmitting S.B. No. 1526, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 39, transmitting S.B. No. 1698, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 40, transmitting S.B. No. 1728, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE UNIVERSITY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 41, transmitting S.B. No. 1767, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A SCHOLARSHIP PROGRAM FOR PHYSICAL THERAPISTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 42, transmitting S.B. No. 1916, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 43, transmitting S.B. No. 2015, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 44, transmitting S.B. No. 2201, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 45, transmitting S.B. No. 2203, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INHERITANCE RIGHTS OF ADOPTEES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 46, transmitting S.B. No. 2205, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 47, transmitting S.B. No. 2209, SD 2, entitled: "A BILL FOR AN ACT RELATING TO

CRIMINAL HISTORY RECORD CHECKS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 48, transmitting S.B. No. 2211, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR WATER QUALITY MONITORING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 49, transmitting S.B. No. 2213, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A FAMILY COURT DIVORCE SEMINAR PROGRAM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 50, transmitting S.B. No. 2227, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 51, transmitting S.B. No. 2231, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 52, transmitting S.B. No. 2234, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE IV, SECTIONS 7 AND 8 OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE EXPIRATION OF THE TERMS OF OFFICE OF ALL SENATORS AT THE GENERAL ELECTION AT WHICH A NEW APPORTIONMENT PLAN BECOMES EFFECTIVE AND FOR THE RECOMPUTATION OF STAGGERED TERMS AT THAT ELECTION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 53, transmitting S.B. No. 2235, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VIII, SECTION 2 OF THE HAWAII CONSTITUTION TO ESTABLISH A LIMIT ON THE NUMBER OF YEARS A PERSON MAY SERVE IN OFFICE AS MAYOR," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 54, transmitting S.B. No. 2237, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BAIL BOND BUSINESSES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 55, transmitting S.B. No. 2245, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A 1992 PACIFIC BASIN TOURISM CONFERENCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 56, transmitting S.B. No. 2252, entitled: "A BILL FOR AN ACT RELATING TO CREDITORS' REMEDIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 57, transmitting S.B. No. 2253, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 58, transmitting S.B. No. 2257, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HATE CRIMES STATISTICS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 59, transmitting S.B. No. 2258, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 60, transmitting S.B. No. 2259, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PLANT AND NON-DOMESTIC ANIMAL QUARANTINE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 61, transmitting S.B. No. 2263, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL EDUCATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 62, transmitting S.B. No. 2283, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 63, transmitting S.B. No. 2288, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A STATEWIDE BLOOD AND SALIVA TESTING PROGRAM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 64, transmitting S.B. No. 2295, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONDOMINIUMS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 65, transmitting S.B. No. 2296, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE ADVERTISING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 66, transmitting S.B. No. 2302, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RELOCATION OF RESIDENCES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 67, transmitting S.B. No. 2304, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 68, transmitting S.B. No. 2306, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 69, transmitting S.B. No. 2311, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A LABORATORY FACILITY FOR MICROBIAL AND VIRAL DISEASES OF LOWER AQUATIC ANIMALS OF ECONOMIC IMPORTANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 70, transmitting S.B. No. 2313, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CLEAN FUELS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 71, transmitting S.B. No. 2317, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SITE SELECTION AND PRELIMINARY ENGINEERING DESIGN FOR A HYDROELECTRIC POWER PLANT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 72, transmitting S.B. No. 2318, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RESTORATION OF THE PALACE THEATRE, HILO, HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 73, transmitting S.B. No. 2324, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DESIGN AND

CONSTRUCTION OF ACCIDENT-REDUCING IMPROVEMENTS TO FARRINGTON HIGHWAY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 74, transmitting S.B. No. 2330, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 75, transmitting S.B. No. 2335, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS AND EXPENDITURES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 76, transmitting S.B. No. 2301, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF A HAWAIIAN DISPUTE RESOLUTION CENTER," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 77, transmitting S.B. No. 2342, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL JUSTICE DATA," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 78, transmitting S.B. No. 2346, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 79, transmitting S.B. No. 2349, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MANOA INNOVATION CENTER," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 80, transmitting S.B. No. 2361, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NO-FAULT INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 81, transmitting S.B. No. 2382, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS AND COMMUNICABLE DISEASES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 82, transmitting S.B. No. 2392, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN TRUSTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 83, transmitting S.B. No. 2394, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 84, transmitting S.B. No. 2403, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING LICENSE FEES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 85, transmitting S.B. No. 2407, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO MARK THE ONE HUNDREDTH ANNIVERSARY OF THE OVERTHROW OF QUEEN LILI'UOKALANI AND TO DISCUSS ISSUES OF HAWAIIAN SOVEREIGNTY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 86, transmitting S.B. No. 2415, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIKE-

KIND EXCHANGE INTERMEDIARIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 87, transmitting S.B. No. 2417, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN EXPLORATORY WELL ON STATE LAND NEAR PUU ANAHULU IN NORTH KONA, HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 88, transmitting S.B. No. 2419, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CIVIL RIGHTS COMMISSION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 89, transmitting S.B. No. 2420, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A VOLUNTARY, CONSULTATIVE, AND EDUCATIONAL FOOD SAFETY ACTIVITY FOR THE FOOD SERVICE PERSONNEL OF HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 90, transmitting S.B. No. 2421, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF TRANSIENT ACCOMMODATIONS TAX REVENUES TO THE COUNTIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 91, transmitting S.B. No. 2422, SD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR SUBSTANCE ABUSE TREATMENT AT MAUI MEMORIAL HOSPITAL," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 92, transmitting S.B. No. 2423, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF THE TRANSIENT ACCOMMODATIONS TAX REVENUES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 93, transmitting S.B. No. 2431, entitled: "A BILL FOR AN ACT RELATING TO THE SUNSET LAW," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 94, transmitting S.B. No. 2432, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PAWNBROKERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 95, transmitting S.B. No. 2434, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 96, transmitting S.B. No. 2438, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 97, transmitting S.B. No. 2440, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMMEMORATION OF THE NINETIETH ANNIVERSARY OF THE ARRIVAL OF THE FIRST KOREANS IN HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 98, transmitting S.B. No. 2444, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE VISITOR INDUSTRY EDUCATION COUNCIL," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 99, transmitting S.B. No. 2445, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE FESTIVAL OF THE PACIFIC," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 100, transmitting S.B. No. 2452, SD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING APPROPRIATIONS FOR PLACEMENT OF UTILITY WIRES, CABLES, AND RELATED EQUIPMENT UNDERGROUND IN THE AREA OF THE DIAMOND HEAD BIKEWAY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 101, transmitting S.B. No. 2453, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OUT-OF-STATE PRESCRIPTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 102, transmitting S.B. No. 2454, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 103, transmitting S.B. No. 2455, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS AND INFORMATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 104, transmitting S.B. No. 2462, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HUI 'IMI TASK FORCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 105, transmitting S.B. No. 2465, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A FOREIGN TRADE ZONE WAREHOUSE IN HILO, HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 106, transmitting S.B. No. 2466, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 107, transmitting S.B. No. 2468, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 108, transmitting S.B. No. 2473, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AN EARLY EDUCATION PILOT PROGRAM FOR DRUG EXPOSED CHILDREN," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 109, transmitting S.B. No. 2485, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 110, transmitting S.B. No. 2489, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE RELOCATION OF THE KAHULUI HARBOR CANOE FACILITY ON MAUI," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 111, transmitting S.B. No. 2534, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 112, transmitting S.B. No. 2541, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY DEVELOPMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 113, transmitting S.B. No. 2547, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 114, transmitting S.B. No. 2548, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR DEPENDENT CARE EXPENSES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 115, transmitting S.B. No. 2551, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 116, transmitting S.B. No. 2558, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROVIDE LOW-INTEREST LOANS FOR SELF-HELP HOME CONSTRUCTION ON THE ISLAND OF HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 117, transmitting S.B. No. 2566, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE PLANNING ACT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 118, transmitting S.B. No. 2588, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VOCATIONAL EDUCATION PROGRAMS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 119, transmitting S.B. No. 2592, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 120, transmitting S.B. No. 2596, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NONCOMPETITION AGREEMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 121, transmitting S.B. No. 2598, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 122, transmitting S.B. No. 2603, SD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE AGRICULTURAL ENTERPRISE INCENTIVES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 123, transmitting S.B. No. 2606, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LIVESTOCK FACILITIES ON OAHU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 124, transmitting S.B. No. 2625, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 125, transmitting S.B. No. 2626, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," which passed Third Reading in the Senate on March 3, 1992.



Sen. Com. No. 126, transmitting S.B. No. 2638, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 127, transmitting S.B. No. 2639, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A RECREATION/SPORTS COMPLEX FOR KAPOLEI, OAHU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 128, transmitting S.B. No. 2648, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CULTURE AND ARTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 129, transmitting S.B. No. 2649, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAWAII'S PLANTATION VILLAGE IN WAIPAHO, OAHU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 130, transmitting S.B. No. 2653, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 131, transmitting S.B. No. 2654, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT FEES AND COSTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 132, transmitting S.B. No. 2659, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR KAWAIIHAE HARBOR, COUNTY OF HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 133, transmitting S.B. No. 2607, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 134, transmitting S.B. No. 2637, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FORT BARRETTE, OAHU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 135, transmitting S.B. No. 2660, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 136, transmitting S.B. No. 2662, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 137, transmitting S.B. No. 2665, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF VEGETABLE AND AGRICULTURAL SEED," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 138, transmitting S.B. No. 2667, SD 2, 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 3, 1992.

Sen. Com. No. 139, transmitting S.B. No. 2670, entitled: "A BILL FOR AN ACT RELATING TO THE

PENAL CODE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 140, transmitting S.B. No. 2673, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 141, transmitting S.B. No. 2674, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT AGENCY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 142, transmitting S.B. No. 2675, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICARE SUPPLEMENT INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 143, transmitting S.B. No. 2678, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WHOLESALE PRESCRIPTION DRUG DISTRIBUTORS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 144, transmitting S.B. No. 2680, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF ACUPUNCTURE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 145, transmitting S.B. No. 2681, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EXAMINERS IN NATUROPATHY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 146, transmitting S.B. No. 2682, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARING PLANS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 147, transmitting S.B. No. 2684, entitled: "A BILL FOR AN ACT RELATING TO LICENSING OF DISPENSING OPTICIANS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 148, transmitting S.B. No. 2688, entitled: "A BILL FOR AN ACT RELATING TO LICENSING OF ENGINEERS, ARCHITECTS, SURVEYORS AND LANDSCAPE ARCHITECTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 149, transmitting S.B. No. 2689, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LICENSURE LAW FOR CHIROPRACTIC," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 150, transmitting S.B. No. 2698, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 151, transmitting S.B. No. 2700, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII BUSINESS CORPORATION ACT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 152, transmitting S.B. No. 2701, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 153, transmitting S.B. No. 2702, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 154, transmitting S.B. No. 2706, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL PERSONNEL," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 155, transmitting S.B. No. 2707, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOLS REPAIRS AND MAINTENANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 156, transmitting S.B. No. 2708, SD 1, 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 3, 1992.

Sen. Com. No. 157, transmitting S.B. No. 2709, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR OPERATING EXPENSES FOR COMMUNITY HOSPITALS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 158, transmitting S.B. No. 2712, entitled: "A BILL FOR AN ACT RELATING TO TUBERCULOSIS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 159, transmitting S.B. No. 2714, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HANSEN'S DISEASE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 160, transmitting S.B. No. 2718, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OIL," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 161, transmitting S.B. No. 2719, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CLEAN AIR," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 162, transmitting S.B. No. 2720, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT FOSTER HOMES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 163, transmitting S.B. No. 2722, entitled: "A BILL FOR AN ACT RELATING TO THE REGISTERED NURSE STUDENT LOAN FUND," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 164, transmitting S.B. No. 2723, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 165, transmitting S.B. No. 2725, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 166, transmitting S.B. No. 2727, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY HOSPITALS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 167, transmitting S.B. No. 2729, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RECORDATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 168, transmitting S.B. No. 2730, entitled: "A BILL FOR AN ACT RELATING TO THE

LAND FIRE PROTECTION LAW," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 169, transmitting S.B. No. 2731, SD 1, entitled: "A BILL FOR AN ACT RELATING TO BOILER AND ELEVATOR SAFETY INSPECTOR QUALIFICATIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 170, transmitting S.B. No. 2732, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 171, transmitting S.B. No. 2734, SD 1, entitled: "A BILL FOR AN ACT RELATING TO KAHANA VALLEY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 172, transmitting S.B. No. 2735, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSERVATION DISTRICT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 173, transmitting S.B. No. 2737, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNAUTHORIZED STRUCTURES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 174, transmitting S.B. No. 2738, entitled: "A BILL FOR AN ACT RELATING TO KALAWAHINE LANDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 175, transmitting S.B. No. 2739, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF NATURAL RESOURCES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 176, transmitting S.B. No. 2740, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 177, transmitting S.B. No. 2742, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 178, transmitting S.B. No. 2746, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 179, transmitting S.B. No. 2749, entitled: "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 180, transmitting S.B. No. 2750, entitled: "A BILL FOR AN ACT RELATING TO A TEACHER INCENTIVE PROGRAM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 181, transmitting S.B. No. 2752, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 182, transmitting S.B. No. 2753, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REVISED STATUTES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 183, transmitting S.B. No. 2757, SD 2, entitled: "A BILL FOR AN ACT MAKING AN

APPROPRIATION FOR TOURISM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 184, transmitting S.B. No. 2758, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DIVISION OF CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 185, transmitting S.B. No. 2763, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 186, transmitting S.B. No. 2767, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF CFCs, HALONS, AND OTHER MAN-MADE CHEMICALS THAT DESTROY EARTH'S PROTECTIVE OZONE LAYER," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 187, transmitting S.B. No. 2770, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 188, transmitting S.B. No. 2771, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 189, transmitting S.B. No. 2772, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 190, transmitting S.B. No. 2773, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NURSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 191, transmitting S.B. No. 2777, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 192, transmitting S.B. No. 2780, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 193, transmitting S.B. No. 2783, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HANAUMA BAY EDUCATIONAL PROGRAM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 194, transmitting S.B. No. 2784, entitled: "A BILL FOR AN ACT RELATING TO PERFECTION OF A PURCHASE MONEY SECURITY INTEREST," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 195, transmitting S.B. No. 2805, entitled: "A BILL FOR AN ACT RELATING TO DEPENDENT ADULT PROTECTIVE SERVICES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 196, transmitting S.B. No. 2809, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 197, transmitting S.B. No. 2823, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF VEHICLES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 198, transmitting S.B. No. 2824, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTION FOR NEW VEHICLES AND OFFICIAL VEHICLES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 199, transmitting S.B. No. 2826, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL ASSISTANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 200, transmitting S.B. No. 2838, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 201, transmitting S.B. No. 2848, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WAIPIO VALLEY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 202, transmitting S.B. No. 2851, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION AND ADVOCACY SYSTEM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 203, transmitting S.B. No. 2853, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 204, transmitting S.B. No. 2855, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 205, transmitting S.B. No. 2858, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 206, transmitting S.B. No. 2859, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME RENTAL HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 207, transmitting S.B. No. 2861, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 208, transmitting S.B. No. 2862, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING DEVELOPMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 209, transmitting S.B. No. 2863, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 210, transmitting S.B. No. 2867, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 211, transmitting S.B. No. 2868, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE FINANCING OF AFFORDABLE RENTAL HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 212, transmitting S.B. No. 2869, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX EXEMPTIONS FOR AFFORDABLE HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 213, transmitting S.B. No. 2871, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY RESPONSIBILITY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 214, transmitting S.B. No. 2872, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 215, transmitting S.B. No. 2873, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 216, transmitting S.B. No. 2877, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 217, transmitting S.B. No. 2878, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION PROJECT BOUNDARIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 218, transmitting S.B. No. 2879, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHAIRPERSON OF THE ALOHA TOWER DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 219, transmitting S.B. No. 2881, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY RESPONSE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 220, transmitting S.B. No. 2882, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WAIKIKI," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 221, transmitting S.B. No. 2883, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 222, transmitting S.B. No. 2885, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 223, transmitting S.B. No. 2887, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 224, transmitting S.B. No. 2888, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 225, transmitting S.B. No. 2889, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CENTERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 226, transmitting S.B. No. 2890, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RENT SUPPLEMENT PROGRAM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 227, transmitting S.B. No. 2891, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GIFTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 228, transmitting S.B. No. 2892, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDITIONAL RELEASE CENTERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 229, transmitting S.B. No. 2893, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 230, transmitting S.B. No. 2894, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 231, transmitting S.B. No. 2896, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE TESTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 232, transmitting S.B. No. 2897, entitled: "A BILL FOR AN ACT RELATING TO PRECURSOR CHEMICALS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 233, transmitting S.B. No. 2898, entitled: "A BILL FOR AN ACT RELATING TO ANABOLIC STEROIDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 234, transmitting S.B. No. 2899, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF PUBLIC SAFETY FUNCTIONS AND EMPLOYEES FROM VARIOUS DEPARTMENTS TO THE DEPARTMENT OF PUBLIC SAFETY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 235, transmitting S.B. No. 2900, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORITY TO TRANSFER HAWAII STATE INMATES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 236, transmitting S.B. No. 2901, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL INJURIES COMPENSATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 237, transmitting S.B. No. 2905, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 238, transmitting S.B. No. 2906, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 239, transmitting S.B. No. 2909, entitled: "A BILL FOR AN ACT RELATING TO TAX PAYMENTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 240, transmitting S.B. No. 2910, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX

APPEALS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 241, transmitting S.B. No. 2911, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INCOME TAXATION OF FOREIGN MANUFACTURERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 242, transmitting S.B. No. 2913, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL HOUSING ACCOUNT DEDUCTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 243, transmitting S.B. No. 2916, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS FOR S CORPORATION SHAREHOLDERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 244, transmitting S.B. No. 2917, entitled: "A BILL FOR AN ACT RELATING TO THE RENTER'S INCOME TAX CREDIT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 245, transmitting S.B. No. 2918, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL VEHICLE SURCHARGE TAX," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 246, transmitting S.B. No. 2934, SD 1, entitled: "A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 247, transmitting S.B. No. 2943, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 248, transmitting S.B. No. 2947, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DEVELOPMENTAL DISABILITIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 249, transmitting S.B. No. 2950, SD 2, entitled: "A BILL FOR AN ACT RELATING TO KANEOHE BAY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 250, transmitting S.B. No. 2951, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A KANEOHE BAY REGIONAL COUNCIL," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 251, transmitting S.B. No. 2964, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A RESOURCE AND TECHNICAL ASSISTANCE PROJECT ON AUTISM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 252, transmitting S.B. No. 2965, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHER CLASSIFICATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 253, transmitting S.B. No. 2980, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ARCHAEOLOGICAL RESEARCH AND ARTIFACT MONITORING AT KUALOA REGIONAL PARK," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 254, transmitting S.B. No. 2997, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR IMPLEMENTATION OF THE KAHUKU FLOOD RELIEF MASTER PLAN," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 255, transmitting S.B. No. 2676, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 256, transmitting S.B. No. 2919, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 257, transmitting S.B. No. 2922, SD 2, entitled: "A BILL FOR AN ACT RELATING TO UNIFORMITY OF PROFESSIONAL AND VOCATIONAL LICENSING LAWS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 258, transmitting S.B. No. 3100, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RECODIFICATION OF THE FINANCIAL INSTITUTIONS LAWS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 259, transmitting S.B. No. 3208, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 260, transmitting S.B. No. 3109, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 261, transmitting S.B. No. 3116, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 262, transmitting S.B. No. 3117, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE PREVENTION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 263, transmitting S.B. No. 3118, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A WAREHOUSING SERVICES INDUSTRIAL PARK," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 264, transmitting S.B. No. 3120, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 265, transmitting S.B. No. 3128, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO CONTINUE THE OPERATION OF THE ONIZUKA SPACE CENTER AT KEAHOE, HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 266, transmitting S.B. No. 3131, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF AN EMERGENCY COMMUNICATIONS SYSTEM ON MAUI," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 267, transmitting S.B. No. 3142, entitled: "A BILL FOR AN ACT RELATING TO



THRILL CRAFT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 268, transmitting S.B. No. 3145, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 269, transmitting S.B. No. 3146, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TORT LIABILITY OF HOTELKEEPERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 270, transmitting S.B. No. 3157, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 271, transmitting S.B. No. 3171, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PILOT WASTEWATER TREATMENT DEMONSTRATION FACILITY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 272, transmitting S.B. No. 3177, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A NURSE PRACTITIONERS TRAINING PROGRAM FOR NATIVE HAWAIIANS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 273, transmitting S.B. No. 3179, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 274, transmitting S.B. No. 3186, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 275, transmitting S.B. No. 3189, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF FORCE IN THE DISCIPLINE OF CHILDREN," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 276, transmitting S.B. No. 3004, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR REMOVAL OF HAZARDOUS MATERIALS FROM PUBLIC SCHOOLS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 277, transmitting S.B. No. 3021, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO INCREASE THE SALARIES OF COACHES AND ATHLETIC DIRECTORS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 278, transmitting S.B. No. 3024, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CLASS SIZE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 279, transmitting S.B. No. 3040, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 280, transmitting S.B. No. 3044, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR DISABLED PERSONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 281, transmitting S.B. No. 3057, entitled: "A BILL FOR AN ACT MAKING AN

APPROPRIATION FOR PARK AND RIDE FACILITIES IN KAILUA, OAHU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 282, transmitting S.B. No. 3058, SD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR DESIGN AND CONSTRUCTION OF SAND ISLAND ACCESS ROAD DRAINAGE RUNOFFS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 283, transmitting S.B. No. 3062, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 284, transmitting S.B. No. 3064, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 285, transmitting S.B. No. 3071, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE CITY AND COUNTY OF HONOLULU FOR THE ACQUISITION OF THE QUEEN EMMA GARDENS APARTMENTS COMPLEX," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 286, transmitting S.B. No. 3075, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL AND REVOLVING FUNDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 287, transmitting S.B. No. 3076, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SPECIAL AND REVOLVING FUNDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 288, transmitting S.B. No. 3077, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER CONSULTANT SERVICES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 289, transmitting S.B. No. 3080, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 290, transmitting S.B. No. 3084, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HISTORY CENTER," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 291, transmitting S.B. No. 3085, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 292, transmitting S.B. No. 3087, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESOURCES AND EARLY ACCESS TO LEARNING PROJECT (FAMILIES FOR R.E.A.L.)," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 293, transmitting S.B. No. 3098, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 294, transmitting S.B. No. 3209, SD 1, entitled: "A BILL FOR AN ACT MAKING AN

APPROPRIATION FOR HEALTH CARE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 295, transmitting S.B. No. 3214, entitled: "A BILL FOR AN ACT RELATING TO THE EXECUTIVE DIRECTOR OF HAWAII PUBLIC BROADCASTING AUTHORITY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 296, transmitting S.B. No. 3216, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ACQUIRING THE LANDS AROUND THE KAMEHAMEHA BIRTH SITE AND MO'OKINI HEIAU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 297, transmitting S.B. No. 3217, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE OF HAWAII ENDOWMENT FUND," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 298, transmitting S.B. No. 3237, SD 2, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 299, transmitting S.B. No. 3247, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING FINANCE AND DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 300, transmitting S.B. No. 3271, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED ACITIVITY IN CONTRACTING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 301, transmitting S.B. No. 3272, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY ACQUISITION OF FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 302, transmitting S.B. No. 3275, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE TAXATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 303, transmitting S.B. No. 3278, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REVIEW THE LAWS RELATING TO FINANCIAL INSTITUTIONS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 304, transmitting S.B. No. 3282, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 305, transmitting S.B. No. 3286, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 306, transmitting S.B. No. 3288, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 307, transmitting S.B. No. 3292, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY EDUCATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 308, transmitting S.B. No. 3294, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A DENTAL CLINIC ON MAUI," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 309, transmitting S.B. No. 3295, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 310, transmitting S.B. No. 3297, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 311, transmitting S.B. No. 3298, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISABLED," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 312, transmitting S.B. No. 3305, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 313, transmitting S.B. No. 3306, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS AND COMMUNICABLE DISEASES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 314, transmitting S.B. No. 3307, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STAFF AND EQUIPMENT FOR THE CHILD SUPPORT ENFORCEMENT AGENCY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 315, transmitting S.B. No. 3308, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT AND IMPLEMENTATION OF A STATEWIDE COMPREHENSIVE AUTOMATED SYSTEM FOR HAWAII'S CHILD SUPPORT ENFORCEMENT PROGRAM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 316, transmitting S.B. No. 3309, SD 2, entitled: "A BILL FOR AN ACT RELATING TO JOB OPPORTUNITIES AND BASIC SKILLS TRAINING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 317, transmitting S.B. No. 3316, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF THE MARINE ENVIRONMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 318, transmitting S.B. No. 3317, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 319, transmitting S.B. No. 3322, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SPECIAL NEEDS OF STUDENTS IN THE FARRINGTON COMPLEX," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 320, transmitting S.B. No. 3329, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR KAMEHAMEHA

HIGHWAY, OAHU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 321, transmitting S.B. No. 3331, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A BIOLOGICAL SURVEY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 322, transmitting S.B. No. 3336, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TUITION WAIVERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 323, transmitting S.B. No. 3340, entitled: "A BILL FOR AN ACT RELATING TO TAKING OF MULLET AND LOBSTERS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 324, transmitting S.B. No. 3345, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 325, transmitting S.B. No. 3354, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 326, transmitting S.B. No. 3360, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 327, transmitting S.B. No. 3362, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A LIFEGUARD TRAINING CENTER," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 328, transmitting S.B. No. 3367, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HUMAN SERVICES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 329, transmitting S.B. No. 3371, entitled: "A BILL FOR AN ACT RELATING TO SEX OFFENDER TREATMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 330, transmitting S.B. No. 3372, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 331, transmitting S.B. No. 3377, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM TRAINING," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 332, transmitting S.B. No. 3379, entitled: "A BILL FOR AN ACT RELATING TO USE OF FEDERAL FUNDS FOR REPAIR AND MAINTENANCE OF CORRECTIONAL FACILITIES," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 333, transmitting S.B. No. 3385, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO COMPLETE THE IMPROVEMENTS TO MOANALUA ROAD, OAHU," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 334, transmitting S.B. No. 3386, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STATE RECREATION AREAS

IN LOWER PUNA DISTRICT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 335, transmitting S.B. No. 3394, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A DEMONSTRATION OTEC PLANT AT KEAHOLE POINT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 336, transmitting S.B. No. 3398, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ACTIVITIES TO INCREASE THE TRANSFER OF INTERNATIONAL TECHNOLOGIES AND BUSINESSES TO HAWAII," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 337, transmitting S.B. No. 3400, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOVING IMAGE PRESERVATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 338, transmitting S.B. No. 3407, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TELEWORK," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 339, transmitting S.B. No. 3414, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY TO DETERMINE THE FEASIBILITY OF PRODUCING REFUSE DERIVED FUEL AS AN ALTERNATIVE ENERGY SOURCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 340, transmitting S.B. No. 3424, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER RECRUITMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 341, transmitting S.B. No. 3427, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY CHILDHOOD EDUCATION PROFESSIONAL DEVELOPMENT," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 342, transmitting S.B. No. 3432, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 343, transmitting S.B. No. 3436, SD 1, entitled: "A BILL FOR AN ACT RELATING TO OSTEOPATHY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 344, transmitting S.B. No. 3438, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 345, transmitting S.B. No. 3440, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WATER SAFETY AND LEARN-TO-SWIM INSTRUCTION FOR ELEMENTARY STUDENTS," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 346, transmitting S.B. No. 3458, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 347, transmitting S.B. No. 3459, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 348, transmitting S.B. No. 3464, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WHOLESALING AND THE GENERAL EXCISE TAX," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 349, transmitting S.B. No. 3470, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 350, transmitting S.B. No. 3482, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 351, transmitting S.B. No. 3486, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN SOVEREIGNTY," which passed Third Reading in the Senate on March 3, 1992.

Sen. Com. No. 352, transmitting S.B. No. 3383, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A TEMPORARY SEX OFFENDER TREATMENT COORDINATOR," which passed Third Reading in the Senate on March 3, 1992.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, S.B. Nos. 279, SD 2; 281, SD 2; 276, SD 2; 769; 805; 991, SD 1; 1028, SD 1; 1145, SD 2; 1164, SD 2; 1274, SD 1; 1293, SD 2; 1440, SD 1; 1419, SD 1; 1526, SD 2; 1698, SD 1; 1728, SD 1; 1767, SD 1; 1916, SD 1; 2015, SD 1; 2201, SD 1; 2203, SD 1; 2205, SD 1; 2209, SD 2; 2211, SD 1; 2213, SD 1; 2227, SD 1; 2231, SD 1; 2234, SD 1; 2235, SD 1; 2237, SD 1; 2245; 2252; 2253, SD 2; 2257, SD 2; 2258, SD 1; 2259, SD 2; 2263, SD 1; 2283, SD 1; 2288, SD 1; 2295, SD 1; 2296, SD 1; 2302, SD 2; 2304, SD 1; 2306, SD 1; 2311, SD 1; 2313, SD 2; 2317, SD 1; 2318, SD 2; 2324, SD 1; 2330, SD 1; 2335, SD 1; 2301; 2342, SD 1; 2346; 2349, SD 1; 2361, SD 2; 2382, SD 1; 2392; 2394, SD 2; 2403, SD 1; 2407, SD 2; 2415, SD 2; 2417, SD 2; 2419, SD 1; 2420, SD 1; 2421; 2422, SD 1; 2423, SD 1; 2431; 2432, SD 1; 2434; 2438, SD 1; 2440, SD 2; 2444; 2445; 2452, SD 1; 2453, SD 1; 2454, SD 1; 2455, SD 2; 2462, SD 2; 2465, SD 1; 2466, SD 1; 2468, SD 1; 2473, SD 1; 2485, SD 2; 2489; 2534, SD 1; 2541, SD 1; 2547, SD 2; 2548, SD 1; 2551, SD 2; 2558, SD 2; 2566, SD 1; 2588; 2592, SD 1; 2596, SD 2; 2598, SD 1; 2603, SD 2; 2606, SD 1; 2625, SD 1; 2626, SD 1; 2638, SD 1; 2639; 2648, SD 1; 2649; 2653, SD 1; 2654, SD 1; 2659, SD 1; 2607; 2637, SD 1; 2660, SD 2; 2662, SD 2; 2665; 2667, SD 2; 2670; 2673, SD 1; 2674, SD 1; 2675, SD 1; 2678, SD 1; 2680; 2681; 2682; 2684; 2688; 2689, SD 1; 2698; 2700; 2701, SD 1; 2702; 2706; 2707, SD 1; 2708, SD 1; 2709, SD 1; 2712; 2714, SD 2; 2718, SD 1; 2719, SD 2; 2720, SD 1; 2722; 2723, SD 2; 2725, SD 1; 2727, SD 2; 2729, SD 1; 2730; 2731, SD 1; 2732, SD 1; 2734, SD 1; 2735, SD 1; 2737, SD 1; 2738; 2739, SD 1; 2740, SD 1; 2742, SD 1; 2746; 2749; 2750; 2752, SD 1; 2753; 2757, SD 2; 2758, SD 2; 2763; 2767, SD 2; 2770, SD 1; 2771, SD 1; 2772, SD 1; 2773, SD 1; 2777, SD 1; 2780, SD 1; 2783, SD 2; 2784; 2805; 2809, SD 1; 2823, SD 1; 2824, SD 2; 2826, SD 1; 2838; 2848, SD 1; 2851, SD 2; 2853, SD 1; 2855, SD 2; 2858, SD 1; 2859, SD 2; 2861, SD 1; 2862, SD 1; 2863, SD 1; 2867; 2868, SD 2; 2869, SD 2; 2871, SD 1; 2872; 2873; 2877; 2878; 2879, SD 1; 2881, SD 2; 2882, SD 2; 2883; 2885; 2887, SD 1; 2888, SD 1; 2889, SD 2; 2890, SD 2; 2891, SD 2; 2892, SD 1; 2893; 2894, SD 1; 2896; 2897; 2898; 2899, SD 1; 2900, SD 1; 2901, SD 2; 2905, SD 1; 2906; 2909; 2910, SD 1; 2911, SD 1;

2913, SD 2; 2916; 2917; 2918, SD 1; 2934, SD 1; 2943, SD 1; 2947, SD 2; 2950, SD 2; 2951, SD 2; 2964, SD 1; 2965, SD 1; 2980, SD 2; 2997, SD 1; 2676, SD 1; 2919, SD 2; 2922, SD 2; 3100, SD 2; 3208, SD 1; 3109, SD 1; 3116, SD 1; 3117, SD 2; 3118, SD 2; 3120, SD 1; 3128, SD 1; 3131, SD 2; 3142; 3145, SD 1; 3146, SD 2; 3157, SD 1; 3171, SD 1; 3177, SD 1; 3179, SD 1; 3186, SD 2; 3189, SD 1; 3004, SD 1; 3021, SD 2; 3024, SD 2; 3040, SD 1; 3044, SD 1; 3057; 3058, SD 1; 3062, SD 1; 3064, SD 1; 3071; 3075, SD 1; 3076, SD 1; 3077; 3080, SD 1; 3084, SD 2; 3085, SD 1; 3087, SD 1; 3098, SD 1; 3209, SD 1; 3214; 3216, SD 2; 3217, SD 2; 3237, SD 2; 3247, SD 2; 3271, SD 1; 3272, SD 1; 3275, SD 1; 3278, SD 2; 3282, SD 1; 3286; 3288, SD 2; 3292, SD 2; 3294, SD 1; 3295, SD 2; 3297, SD 1; 3298, SD 2; 3305, SD 1; 3306, SD 2; 3307, SD 2; 3308, SD 2; 3309, SD 2; 3316, SD 1; 3317; 3322, SD 1; 3329; 3331, SD 2; 3336, SD 2; 3340; 3345, SD 1; 3354, SD 1; 3360; 3362; 3367, SD 1; 3371; 3372, SD 2; 3377; 3379; 3385, SD 1; 3386; 3394; 3398, SD 1; 3400; 3407, SD 2; 3414, SD 1; 3424, SD 2; 3427, SD 1; 3432, SD 1; 3436, SD 1; 3438, SD 2; 3440; 3458, SD 1; 3459, SD 1; 3464, SD 1; 3470, SD 1; 3482, SD 1; 3486, SD 2; and 3383, SD 1, passed First Reading by title and further action was deferred until later in the calendar.

Sen. Com. No. 353, transmitting Senate Concurrent Resolution No. 20, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON METHODS OF IMPROVING TRAFFIC FLOW IN THE CENTRAL AND LEEWARD OAHU REGIONS," which was adopted by the Senate on March 3, 1992.

Sen. Com. No. 354, returning House Bill No. 1815 (SD 1), entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AN ENVIRONMENTAL ASSESSMENT DATABASE," which passed Third Reading in the Senate on March 3, 1992, in an amended form.

Sen. Com. No. 355, returning House Bill No. 3103, HD 1 (SD 1), entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTARY APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 1992," which passed Third Reading in the Senate on March 3, 1992, in an amended form.

By unanimous consent, H.B. Nos. 1815 and 3103, HD 1, as amended by the Senate, 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. 1815, SD 1, and 3103, HD 1, SD 1, were made available to the members of the House at 11:30 o'clock a.m.

At this time, Representative Santiago, on behalf of Representative Bellinger, introduced three legislative "shadows" from Kahuku High School.

## ORDER OF THE DAY

### COMMITTEE REFERRALS

The following Senate bills were disposed of as follows:

<u>S.B. Nos.</u>	<u>Referred to:</u>
279	Committee on Judiciary, then to the Committee on Finance
281	Committee on Consumer Protection and Commerce

576	Committee on Transportation, then to the Committee on Judiciary	2237	Committee on Judiciary
769	Committee on Housing, then to the Committee on Judiciary	2241	Committee on Judiciary
805	Committee on Judiciary, then to the Committee on Finance	2245	Committee on Tourism, then to the Committee on Finance
991	Jointly to the Committees on Ocean and Marine Resources and Intergovernmental Relations and International Affairs, then to the Committee on Judiciary	2252	Committee on Judiciary
1028	Committee on Finance	2253	Committee on Education, then to the Committee on Finance
1145	Committee on Labor and Public Employment, then to the Committee on Finance	2257	Committee on Judiciary, then to the Committee on Finance
1164	Committee on Judiciary, then to the Committee on Finance	2258	Committee on Consumer Protection and Commerce
1274	Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary	2259	Committee on Agriculture, then to the Committee on Judiciary
1293	Committee on Judiciary, then to the Committee on Finance	2263	Committee on Higher Education and the Arts
1419	Jointly to the Committees on Judiciary and Health, then to the Committee on Finance	2283	Jointly to the Committees on Housing and Intergovernmental Relations and International Affairs, then to the Committee on Judiciary
1440	Committee on Judiciary	2288	Committee on Judiciary, then to the Committee on Finance
1526	Committee on Tourism, then to the Committee on Consumer Protection and Commerce	2295	Committee on Housing, then to the Committee on Consumer Protection and Commerce
1698	Committee on Health, then to the Committee on Finance	2296	Committee on Consumer Protection and Commerce
1728	Jointly to the Committees on Higher Education and the Arts and Legislative Management, then to the Committee on Finance	2301	Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
1767	Jointly to the Committees on Higher Education and the Arts and Health, then to the Committee on Finance	2302	Jointly to the Committees on Energy and Environmental Protection and Judiciary, then to the Committee on Finance
1916	Committee on Labor and Public Employment	2304	Committee on Consumer Protection and Commerce
2015	Committee on Energy and Environmental Protection, then to the Committee on Judiciary	2306	Committee on Consumer Protection and Commerce
2201	Committee on Judiciary	2311	Committee on Higher Education and the Arts, then to the Committee on Finance
2203	Committee on Judiciary	2313	Committee on Energy and Environmental Protection, then to the Committee on Finance
2205	Committee on Judiciary	2317	Committee on Energy and Environmental Protection, then to the Committee on Finance
2209	Committee on Judiciary, then to the Committee on Finance	2318	Committee on Higher Education and the Arts, then to the Committee on Finance
2211	Jointly to the Committees on Ocean and Marine Resources and Health, then to the Committee on Finance	2324	Committee on Transportation, then to the Committee on Finance
2213	Committee on Judiciary, then to the Committee on Finance	2330	Committee on Judiciary
2227	Committee on Judiciary	2335	Committee on Judiciary
2231	Committee on Judiciary	2342	Committee on Judiciary
2234	Committee on Judiciary	2346	Committee on Consumer Protection and Commerce, then to the Committee on Finance
2235	Committee on Judiciary	2349	Committee on Planning and Economic Development, then to the Committee on Finance



- 2361 Committee on Consumer Protection and Commerce
- 2382 Committee on Health, then to the Committee on Judiciary
- 2392 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary
- 2394 Committee on Human Services, then to the Committee on Finance
- 2403 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
- 2407 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
- 2415 Committee on Finance
- 2417 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
- 2419 Committee on Judiciary, then to the Committee on Finance
- 2420 Committee on Health
- 2421 Jointly to the Committees on Tourism and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2422 Jointly to the Committees on Energy and Environmental Protection and Health, then to the Committee on Finance
- 2423 Jointly to the Committees on Tourism and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2431 Committee on Consumer Protection and Commerce
- 2432 Committee on Consumer Protection and Commerce
- 2434 Jointly to the Committees on Human Services and Legislative Management, then to the Committee on Finance
- 2440 Committee on Higher Education and the Arts, then to the Committee on Finance
- 2444 Committee on Tourism, then to the Committee on Finance
- 2445 Committee on Tourism, then to the Committee on Finance
- 2452 Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2453 Committee on Health, then jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 2454 Committee on Health, then jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 2455 Committee on Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2462 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
- 2465 Jointly to the Committees on Planning and Economic Development and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2466 Committee on Consumer Protection and Commerce
- 2468 Jointly to the Committees on Ocean and Marine Resources and Intergovernmental Relations and International Affairs
- 2473 Committee on Education, then to the Committee on Finance
- 2485 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
- 2489 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
- 2534 Committee on Human Services, then to the Committee on Finance
- 2541 Committee on Planning and Economic Development, then to the Committee on Finance
- 2547 Committee on Finance
- 2548 Committee on Human Services, then to the Committee on Finance
- 2551 Committee on Judiciary
- 2558 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Housing, then to the Committee on Finance
- 2566 Jointly to the Committees on Planning and Economic Development and Housing
- 2588 Committee on Education, then to the Committee on Finance
- 2592 Committee on Judiciary
- 2596 Committee on Labor and Public Employment, then to the Committee on Judiciary
- 2598 Committee on Water, Land Use, and Hawaiian Affairs
- 2603 Committee on Agriculture, then to the Committee on Finance
- 2606 Committee on Agriculture, then to the Committee on Finance
- 2607 Committee on Energy and Environmental Protection
- 2625 Committee on Finance
- 2626 Committee on Finance
- 2637 Committee on Human Services, then to the Committee on Finance
- 2638 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance

2639	Jointly to the Committees on Tourism and Intergovernmental Relations and International Affairs, then to the Committee on Finance	2706	Committee on Education, then to the Committee on Judiciary
2648	Committee on Higher Education and the Arts, then to the Committee on Finance	2707	Committee on Education, then to the Committee on Finance
2649	Committee on Higher Education and the Arts, then to the Committee on Finance	2708	Committee on Water, Land Use, and Hawaiian Affairs
2653	Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs, then to the Committee on Judiciary	2709	Committee on Health, then to the Committee on Finance
2654	Committee on Judiciary	2712	Committee on Health, then to the Committee on Finance
2659	Committee on Transportation, then to the Committee on Finance	2714	Jointly to the Committees on Health and Judiciary, then to the Committee on Finance
2660	Committee on Planning and Economic Development, then to the Committee on Finance	2718	Committee on Energy and Environmental Protection
2662	Committee on Higher Education and the Arts, then to the Committee on Finance	2719	Committee on Energy and Environmental Protection, then to the Committee on Judiciary
2665	Committee on Agriculture, then to the Committee on Judiciary	2720	Committee on Human Services
2667	Committee on Judiciary, then to the Committee on Finance	2722	Committee on Health, then to the Committee on Finance
2670	Committee on Judiciary	2723	Committee on Health, then to the Committee on Finance
2673	Committee on Judiciary	2725	Committee on Health, then to the Committee on Finance
2674	Committee on Judiciary	2727	Committee on Health, then to the Committee on Finance
2675	Committee on Human Services, then to the Committee on Consumer Protection and Commerce	2729	Committee on Judiciary
2676	Committee on Consumer Protection and Commerce	2730	Committee on Water, Land Use, and Hawaiian Affairs
2678	Committee on Consumer Protection and Commerce	2731	Committee on Labor and Public Employment
2680	Committee on Consumer Protection and Commerce	2732	Committee on Labor and Public Employment, then to the Committee on Finance
2681	Committee on Consumer Protection and Commerce	2734	Committee on Water, Land Use, and Hawaiian Affairs
2682	Committee on Consumer Protection and Commerce	2735	Committee on Water, Land Use, and Hawaiian Affairs
2684	Committee on Consumer Protection and Commerce	2737	Committee on Ocean and Marine Resources, then to the Committee on Judiciary
2688	Committee on Consumer Protection and Commerce	2738	Committee on Water, Land Use, and Hawaiian Affairs
2689	Committee on Consumer Protection and Commerce	2739	Committee on Energy and Environmental Protection
2698	Committee on Consumer Protection and Commerce	2740	Committee on Labor and Public Employment, then to the Committee on Finance
2700	Committee on Consumer Protection and Commerce	2742	Committee on Labor and Public Employment, then to the Committee on Finance
2701	Committee on Consumer Protection and Commerce	2746	Committee on Transportation, then to the Committee on Judiciary
2702	Committee on Consumer Protection and Commerce	2749	Committee on Transportation, then to the Committee on Judiciary

2750	Committee on Education, then to the Committee on Finance	2853	Committee on Labor and Public Employment, then to the Committee on Finance
2752	Committee on Higher Education and the Arts, then to the Committee on Finance	2855	Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance
2753	Committee on Judiciary, then to the Committee on Finance	2858	Committee on Housing, then to the Committee on Finance
2757	Committee on Tourism, then to the Committee on Finance	2859	Committee on Housing, then to the Committee on Finance
2758	Committee on Consumer Protection and Commerce, then to the Committee on Finance	2861	Committee on Housing, then to the Committee on Consumer Protection and Commerce
2763	Committee on Health, then to the Committee on Judiciary	2862	Jointly to the Committees on Housing and Intergovernmental Relations and International Affairs
2767	Jointly to the Committees on Energy and Environmental Protection and Judiciary, then to the Committee on Finance	2863	Committee on Housing
2770	Committee on Energy and Environmental Protection, then to the Committee on Consumer Protection and Commerce	2867	Committee on Housing
2771	Committee on Consumer Protection and Commerce	2868	Committee on Housing, then to the Committee on Finance
2772	Committee on Consumer Protection and Commerce	2869	Committee on Housing, then to the Committee on Finance
2773	Committee on Consumer Protection and Commerce	2871	Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs, then to the Committee on Judiciary
2777	Committee on Consumer Protection and Commerce	2872	Committee on Finance
2780	Committee on Consumer Protection and Commerce	2873	Committee on Planning and Economic Development, then to the Committee on Judiciary
2783	Jointly to the Committees on Ocean and Marine Resources; Intergovernmental Relations and International Affairs; and Tourism, then to the Committee on Finance	2877	Committee on Planning and Economic Development
2784	Committee on Consumer Protection and Commerce	2878	Committee on Water, Land Use, and Hawaiian Affairs
2805	Committee on Judiciary	2879	Committee on Water, Land Use, and Hawaiian Affairs
2809	Committee on Judiciary, then to the Committee on Finance	2881	Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs, then to the Committee on Finance
2823	Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs, then to the Committee on Judiciary	2882	Committee on Tourism, then to the Committee on Finance
2824	Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs, then to the Committee on Finance	2883	Committee on Judiciary
2826	Jointly to the Committees on Housing and Intergovernmental Relations and International Affairs, then to the Committee on Finance	2885	Jointly to the Committees on Housing and Intergovernmental Relations and International Affairs, then to the Committee on Judiciary
2838	Committee on Judiciary	2887	Committee on Human Services, then to the Committee on Finance
2848	Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance	2888	Committee on Human Services, then to the Committee on Finance
2851	Committee on Health, then to the Committee on Finance	2889	Committee on Human Services, then to the Committee on Finance
		2890	Committee on Housing, then to the Committee on Finance
		2891	Committee on Judiciary, then to the Committee on Finance
		2892	Committee on Judiciary

- 2893 Committee on Judiciary
- 2894 Committee on Labor and Public Employment, then to the Committee on Finance
- 2896 Committee on Judiciary
- 2897 Committee on Judiciary
- 2898 Committee on Judiciary
- 2899 Committee on Judiciary, then to the Committee on Finance
- 2900 Committee on Judiciary
- 2901 Committee on Judiciary, then to the Committee on Finance
- 2905 Committee on Labor and Public Employment, then to the Committee on Judiciary
- 2906 Committee on Finance
- 2909 Committee on Finance
- 2910 Committee on Judiciary, then to the Committee on Finance
- 2911 Jointly to the Committees on Planning and Economic Development and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2913 Committee on Housing, then to the Committee on Finance
- 2916 Committee on Finance
- 2917 Committee on Housing, then to the Committee on Finance
- 2918 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 2919 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 2922 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 2934 Committee on Health, then to the Committee on Finance
- 2943 Jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 2947 Committee on Health, then to the Committee on Finance
- 2950 Jointly to the Committees on Higher Education and the Arts and Ocean and Marine Resources, then to the Committee on Finance
- 2951 Committee on Ocean and Marine Resources, then to the Committee on Finance
- 2964 Committee on Health, then to the Committee on Finance
- 2965 Jointly to the Committees on Labor and Public Employment and Education, then to the Committee on Finance
- 2980 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2997 Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 3004 Jointly to the Committees on Energy and Environmental Protection and Education, then to the Committee on Finance
- 3021 Committee on Education, then to the Committee on Finance
- 3040 Jointly to the Committees on Labor and Public Employment; Housing; and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 3044 Jointly to the Committees on Transportation and Health, then to the Committee on Judiciary
- 3057 Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 3058 Committee on Transportation, then to the Committee on Finance
- 3062 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary
- 3064 Committee on Ocean and Marine Resources
- 3071 Jointly to the Committees on Housing and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 3075 Committee on Finance
- 3076 Committee on Finance
- 3080 Committee on Labor and Public Employment, then to the Committee on Finance
- 3084 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3085 Committee on Finance
- 3087 Committee on Education, then to the Committee on Finance
- 3098 Jointly to the Committees on Energy and Environmental Protection and Housing, then to the Committee on Consumer Protection and Commerce
- 3100 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 3109 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 3116 Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 3117 Jointly to the Committees on Human Services and Health, then to the Committee on Finance
- 3118 Committee on Planning and Economic Development, then to the Committee on Finance

- 3120 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3128 Committee on Judiciary, then to the Committee on Finance
- 3131 Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 3142 Committee on Ocean and Marine Resources, then to the Committee on Judiciary
- 3145 Committee on Judiciary
- 3146 Committee on Judiciary
- 3157 Committee on Transportation, then to the Committee on Judiciary
- 3171 Committee on Energy and Environmental Protection, then to the Committee on Finance
- 3177 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3179 Committee on Agriculture, then to the Committee on Judiciary
- 3186 Committee on Agriculture, then to the Committee on Finance
- 3189 Committee on Judiciary
- 3208 Committee on Labor and Public Employment, then to the Committee on Finance
- 3209 Committee on Health, then to the Committee on Finance
- 3214 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3216 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3217 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3237 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3247 Committee on Housing, then to the Committee on Finance
- 3271 Committee on Consumer Protection and Commerce
- 3272 Committee on Consumer Protection and Commerce
- 3275 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 3278 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 3282 Committee on Consumer Protection and Commerce
- 3286 Committee on Consumer Protection and Commerce
- 3288 Committee on Consumer Protection and Commerce, then to the Committee on Finance
- 3292 Committee on Human Services, then to the Committee on Finance
- 3294 Committee on Health, then to the Committee on Finance
- 3295 Committee on Finance
- 3297 Committee on Health, then to the Committee on Judiciary
- 3298 Committee on Health, then to the Committee on Finance
- 3305 Committee on Health
- 3306 Committee on Judiciary
- 3307 Committee on Judiciary, then to the Committee on Finance
- 3308 Committee on Judiciary, then to the Committee on Finance
- 3309 Committee on Human Services, then to the Committee on Finance
- 3316 Committee on Ocean and Marine Resources, then to the Committee on Judiciary
- 3317 Committee on Energy and Environmental Protection, then to the Committee on Finance
- 3322 Committee on Education, then to the Committee on Finance
- 3329 Committee on Transportation, then to the Committee on Finance
- 3331 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3336 Committee on Higher Education and the Arts, then to the Committee on Finance
- 3340 Committee on Ocean and Marine Resources, then to the Committee on Judiciary
- 3345 Committee on Transportation
- 3354 Committee on Judiciary
- 3360 Committee on Consumer Protection and Commerce
- 3362 Committee on Ocean and Marine Resources, then to the Committee on Finance
- 3367 Committee on Human Services, then to the Committee on Judiciary
- 3371 Committee on Judiciary, then to the Committee on Finance
- 3372 Committee on Labor and Public Employment, then to the Committee on Finance
- 3377 Committee on Tourism, then to the Committee on Finance
- 3379 Committee on Judiciary, then to the Committee on Finance



3385 Committee on Transportation, then to the Committee on Finance

3386 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance

3394 Committee on Energy and Environmental Protection, then to the Committee on Finance

3398 Committee on Planning and Economic Development, then to the Committee on Finance

3400 Committee on Higher Education and the Arts, then to the Committee on Finance

3407 Committee on Planning and Economic Development, then to the Committee on Finance

3414 Committee on Energy and Environmental Protection, then to the Committee on Finance

3424 Committee on Education, then to the Committee on Finance

3427 Committee on Education, then to the Committee on Finance

3432 Committee on Education, then to the Committee on Judiciary

3436 Committee on Consumer Protection and Commerce

3438 Committee on Water, Land Use, and Hawaiian Affairs

3440 Committee on Education, then to the Committee on Finance

3458 Committee on Consumer Protection and Commerce

3459 Committee on Consumer Protection and Commerce

3464 Committee on Finance

3470 Committee on Labor and Public Employment, then to the Committee on Finance

3482 Committee on Human Services, then to the Committee on Judiciary

3486 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance

#### INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolutions (H.R. Nos. 175 and 176) were read by the Clerk and were disposed of as follows:

H.R. No. 175, entitled: "HOUSE RESOLUTION HONORING PHIL 'SKI' KWIATKOWSKI," was jointly offered by Representatives Marumoto, O'Kieffe, Alcon, Amaral, Apo, Arakaki, Bainum, Baker, Bellinger, Bunda, Chang, Hashimoto, Hiraki, Hirono, Honda, D. Ige, Isbell, Kanoho, Kawakami, Morihara, Oshiro, Peters, Santiago, Say, Shon, Souki, Stegmaier, Tam, Thielen, Thompson and Ward.

On motion by Representative Marumoto, seconded by Representative O'Kieffe and carried, H.R. No. 175 was adopted.

Representative Marumoto rose and proceeded to introduce the honoree, stating:

"Mr. Speaker, I feel very privileged to have been able to view petroglyphs with Ski and Rebecca Kwiatkowski. It was a very thrilling and deeply moving experience. Their love and appreciation of the Hawaiian people, the culture and even the ethnobotany of Hawaii and, of course, petroglyphs are evident and they want to share this knowledge with the young students today and with the world.

"Rebecca has been in PR for several years, originally hailing from Texas, and she worked in many hotels and companies in Hawaii. She was working for Aston Hotels when she met and fell in love with Ski, and they have been married all of two years.

"Ski's father, of course, was the former Fire Chief in Honolulu. Ski himself was a police officer here after his stint in the Army. Ski served in Vietnam and was the recipient of the Army Commendation Medal, two Purple Hearts with oak leaf clusters, and many other service medals. Ski also served as Director of Security for the Ritz-Carlton Mauna Lani and the Royal Waikaloa Hotel, but he resigned from these jobs to devote full time to the study and dissemination of petroglyph lore.

"We really want to congratulate them on the publication of his book, and he will be honored this evening at the Bishop Museum for this."

Representative Marumoto then asked Rebecca and Ski Kwiatkowski to stand to be recognized.

Floral leis were presented to Phil 'Ski' Kwiatkowski by Representative Tatibouet, to Mrs. Rebecca Kwiatkowski by Representative O'Kieffe, and Representative Marumoto presented the honoree with a Certificate of Recognition.

At 11:52 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:02 o'clock p.m.

H.R. No. 176, entitled: "HOUSE RESOLUTION RECOGNIZING THE ACCOMPLISHMENTS AND ACHIEVEMENTS OF THE OFFICE OF REDRESS ADMINISTRATION," was jointly offered by Representatives Fukunaga, Yonamine, Alcon, Amaral, Baker, Bellinger, Bunda, Chang, Chun, Hagino, Hashimoto, Hiraki, Hirono, Honda, Horita, D. Ige, M. Ige, Ihara, Kanoho, Kawakami, Lee, Marumoto, Okamura, Santiago, Say, Shon, Souki, Stegmaier, Tajiri, Takamine, Tam, Thielen, Thompson, Tom, Ward and Young.

On motion by Representative Fukunaga, seconded by Representative Yonamine and carried, H.R. No. 176 was adopted.

Representative Fukunaga rose to introduce the honorees, stating:

"Just a few weeks ago, we reflected upon the internment of Japanese-American citizens fifty years ago during the height of the World War II hysteria, and we rededicated ourselves to never again repeat such an experience.

"Today, we have an opportunity to acknowledge and to thank the Office of Redress Administration for its turning what we've learned from that World War II history into something that is an outstanding expression of sensitivity in identifying and contacting nearly 50,000 former

internees, processing and distributing redress payments of about \$990-million with speed and dispatch which is probably unmatched in the rest of federal government today, and to really look upon the Office of Redress Administration as an outstanding example of what government justice can be like when we really put our minds to it.

"I would just like to give you a little bit of background on the Office of Redress Administration, the only department in federal government which was given the responsibility of actually identifying potential recipients as well as contacting them and disbursing payments in a relatively short period of time.

"How that has all been possible has been the results of Mr. Robert Bratt, the Administrator of the Office of Redress, and his field staff and support network, some of whom are here today with him."

Representative Fukunaga then asked Mr. Robert Bratt to stand to be recognized.

Representative Fukunaga continued:

"I would like to introduce to all of us here today some of Mr. Bratt's accomplishments. He has made his entire career in the federal service, and he started initially in a cooperative education program at the then Department of Health, Education, and Welfare. Following his college graduation, he accepted a permanent position with that agency, and then about a year later moved to the Department of Justice as a budget analyst.

"For all of us, in reflecting upon what we passed the other day in our own State budget, knowing how to mold and work with numbers is a monumental task and part of what Mr. Bratt has done in progressively higher and more responsible positions in budgeting and financial management, he has risen to the assistant directorship of the Department of Justice's budget staff. Thereafter, he assumed his current position as executive officer in 1986 and the administrator for the Redress Administration Office in 1988.

"Just recently, he was selected as a recipient of the President's Council on Management Improvement Awards, for his role in directing the Japanese-American redress program. This award is based on a government-wide competition in federal government which recognizes excellence in managerial achievement so, with this, I'd like to present Mr. Bratt, Administrator of the Office of Redress Administration."

"With him this morning is Ms. Tink Deborah Cooper who is the legal counsel for the Office of Redress Administration. Ms. Cooper conducts some of the special verification and legal review of some of the unique cases which we have here in Hawaii."

Ms. Tink Deobrah Cooper then rose to be recognized.

Representative Fukunaga continued her introduction:

"Sitting next to her, and if I might ask all of them to rise, is Pam Funai, the researcher who uncovered some of the critical documentation which has led to citizens who were evacuated at Lualualei being recognized and being identified as recipients for their redress payments."

Ms. Pam Funai then rose to be recognized.

"Ms. Jennifer Kim, researcher with the Office of Redress Administration, who continues to handle some of the document searches for those Japanese-Americans who were evacuated from their homes during World War II.

"These are some of the field staff and people from his office who have helped to make this monumental task possible within such a short period of time."

Ms. Jennifer Kim then rose to be recognized.

"And finally we have Bill Kaneko, the past president of the Hawaii Chapter of the Japanese-American Citizens' League. Bill, although young in years, has been very, very active in Japanese-American Citizens' League activities, and he and his family have both been quite instrumental in his efforts over the last ten years so, Bill, thank you."

Mr. Bill Kaneko then rose to be recognized.

Representative Yonamine presented the Certificate of Recognition to Mr. Robert Bratt while Representatives Fukunaga, Ihara, D. Ige, Stegmaier and Chun presented floral leis to the honorees.

At 12:10 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:23 o'clock p.m.

### INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 169 to 174, 177 and 178) and concurrent resolutions (H.C.R. Nos. 158 to 166) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 169, entitled: "HOUSE RESOLUTION REQUESTING THE ENVIRONMENTAL PROTECTION AND HEALTH SERVICES DIVISION OF THE DEPARTMENT OF HEALTH TO CONDUCT AN ENVIRONMENTAL INFORMATION AUDIT," was jointly offered by Representatives Thielen and Hiraki.

H.R. No. 170, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION PROHIBITING STATES FROM IMPOSING INCOME TAX ON PENSION INCOME OF NONRESIDENTS," was offered by Representative O'Kieffe.

H.R. No. 171, entitled: "HOUSE RESOLUTION CONGRATULATING THE SEVENTEEN PARTIES ON THE ADOPTION OF THE CODESA FOUNDING CHARTER, URGING THEM TO CONTINUE WORKING FOR A MULTIRACIAL AND DEMOCRATIC POLITICAL SYSTEM FOR SOUTH AFRICA, AND PLEDGING THE SUPPORT OF HAWAII," was jointly offered by Representatives Lee and Ihara.

H.R. No. 172, entitled: "HOUSE RESOLUTION URGING THE BOARD OF EDUCATION TO ALLOW USE OF PUBLIC LIBRARIES FOR COMMUNITY MEETINGS," was offered by Representative Bainum.

H.R. No. 173, entitled: "HOUSE RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO STUDY THE FEASIBILITY OF ESTABLISHING A HOUSING PHYSICAL RESOURCES DEVELOPMENT GROUP AND FUND," was offered by Representative Bainum.

H.R. No. 174, entitled: "HOUSE RESOLUTION REQUESTING THE MEMBERS OF HAWAII'S DELEGATION TO THE UNITED STATES CONGRESS TO CALL UPON THE FEDERAL GOVERNMENT TO

TAKE THE RESPONSIBILITY FOR PROVIDING FUNDS FOR THE CONSTRUCTION AND MAINTENANCE OF LOW TO MODERATE INCOME HOUSING IN THE STATE," was offered by Representative Bainum.

H.R. No. 177, entitled: "HOUSE RESOLUTION REQUESTING THAT HAWAII BE CONSIDERED IN BILATERAL NEGOTIATIONS OF AIR LINE ROUTES WITH EUROPEAN COUNTRIES," was jointly offered by Representatives Cachola, Anderson, Bellinger, Chang, Fukunaga, Honda, Kanoho, Lee, Marumoto, Okamura, Say and Tajiri.

H.R. No. 178, entitled: "HOUSE RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY OF A STATEWIDE LIFEGUARD TRAINING CENTER," was jointly offered by Representatives Cachola, Anderson, Apo, Bellinger, Chang, Fukunaga, Honda, Kanoho, Lee, Marumoto, Okamura, Say and Tajiri.

H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ENVIRONMENTAL PROTECTION AND HEALTH SERVICES DIVISION OF THE DEPARTMENT OF HEALTH TO CONDUCT AN ENVIRONMENTAL INFORMATION AUDIT," was jointly offered by Representatives Thielen and Hiraki.

H.C.R. No. 159, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE BIENNIAL REVIEW OF THE COMPENSATION PLANS AND THE COSTS THEREOF," was offered by Representative Kihano.

H.C.R. No. 160, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION PROHIBITING STATES FROM IMPOSING TAX ON PENSION INCOME OF NONRESIDENTS," was offered by Representative O'Kieffe.

H.C.R. No. 161, entitled: "HOUSE CONCURRENT RESOLUTION CONGRATULATING THE SEVENTEEN PARTIES ON THE ADOPTION OF THE CODESA FOUNDING CHARTER, URGING THEM TO CONTINUE WORKING FOR A MULTIRACIAL AND DEMOCRATIC POLITICAL SYSTEM FOR SOUTH AFRICA, AND PLEDGING THE SUPPORT OF HAWAII," was jointly offered by Representatives Lee and Ihara.

H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO ALLOW USE OF PUBLIC LIBRARIES FOR COMMUNITY MEETINGS," was offered by Representative Bainum.

H.C.R. No. 163, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HOUSING FINANCE AND DEVELOPMENT CORPORATION TO STUDY THE FEASIBILITY OF ESTABLISHING A HOUSING PHYSICAL RESOURCES DEVELOPMENT GROUP AND FUND," was offered by Representative Bainum.

H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MEMBERS OF HAWAII'S DELEGATION TO THE UNITED STATES CONGRESS TO CALL UPON THE FEDERAL GOVERNMENT TO TAKE THE RESPONSIBILITY FOR PROVIDING FUNDS FOR THE CONSTRUCTION AND MAINTENANCE OF LOW TO MODERATE INCOME HOUSING IN THE STATE," was offered by Representative Bainum.

H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT HAWAII BE CONSIDERED IN BILATERAL NEGOTIATIONS OF AIR LINE ROUTES WITH EUROPEAN COUNTRIES," was jointly offered by Representatives Cachola, Anderson, Bellinger, Chang, Fukunaga, Honda, Kanoho, Lee, Marumoto, Okamura, Say and Tajiri.

H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE FEASIBILITY OF A STATEWIDE LIFEGUARD TRAINING CENTER," was jointly offered by Representatives Cachola, Anderson, Apo, Bellinger, Chang, Fukunaga, Honda, Kanoho, Lee, Marumoto, Okamura, Say and Tajiri.

#### ANNOUNCEMENT

Representative Taniguchi: "There will be a Majority caucus at 9:00 o'clock a.m. tomorrow in the Majority Caucus Room."

#### ADJOURNMENT

At 12:24 o'clock p.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 10:00 o'clock a.m. tomorrow, Thursday, March 5, 1992.

## TWENTY-EIGHTH DAY

Thursday, March 5, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 10:22 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Reverend Glenn Nagashima of Maluhia Lutheran Church of Waianae, after which the Roll was called showing all members present with the exception of Representative Peters, who was excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Seventh Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Seventh Day was approved.

## ORDER OF THE DAY

## COMMITTEE REFERRAL

The following Senate bill (S.B. No. 3024) was disposed of as follows:

S.B. No.      Referred to:

3024      Committee on Education, then to the Committee on Finance

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 169 to 174, 177 and 178) and concurrent resolutions (H.C.R. Nos. 158 to 166) were disposed of as follows:

169      Jointly to the Committees on Energy and Environmental Protection and Health

170      Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs

171      Committee on Intergovernmental Relations and International Affairs

172      Committee on Education

173      Committee on Housing

174      Jointly to the Committees on Housing and Intergovernmental Relations and International Affairs

177      Jointly to the Committees on Tourism and Intergovernmental Relations and International Affairs

178      Jointly to the Committees on Tourism and Intergovernmental Relations and International Affairs

H.C.R. Nos.

158      Jointly to the Committees on Energy and Environmental Protection and Health

159      Committee on Labor and Public Employment

160      Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs

161      Committee on Intergovernmental Relations and International Affairs

162      Committee on Education

163      Committee on Housing

164      Jointly to the Committees on Housing and Intergovernmental Relations and International Affairs

165      Jointly to the Committees on Tourism and Intergovernmental Relations and International Affairs

166      Jointly to the Committees on Tourism and Intergovernmental Relations and International Affairs

## COMMITTEE REASSIGNMENTS

The following Senate bills were re-referred as follows:

S.B. Nos.      Re-referred to:

991      Jointly to the Committees on Planning and Economic Development; Ocean and Marine Resources; and Intergovernmental Relations and International Affairs, then to the Committee on Judiciary

1419      Jointly to the Committees on Health and Finance

1916      Committee on Labor and Public Employment, then to the Committee on Judiciary

2263      Jointly to the Committees on Higher Education and the Arts and Health

2301      Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Judiciary, then to the Committee on Finance

2361      Jointly to the Committees on Consumer Protection and Commerce and Judiciary

2473      Jointly to the Committees on Education and Health, then to the Committee on Finance

2598      Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary

2675      Jointly to the Committees on Human Services and Health, then to the Committee on Consumer Protection and Commerce

2678      Jointly to the Committees on Consumer Protection and Commerce and Judiciary

2730      Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary

2735      Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary

2770      Committee on Energy and Environmental Protection, then jointly to the Committees on Consumer Protection and Commerce and Judiciary

2824      Jointly to the Committees on Judiciary; Intergovernmental Relations and International Affairs; and Transportation, then to the Committee on Finance

2851 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

2853 Jointly to the Committees on Labor and Public Employment; Health; Human Services; and Judiciary, then to the Committee on Finance

2878 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Transportation

2879 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Transportation

2918 Jointly to the Committees on Transportation and Consumer Protection and Commerce, then to the Committee on Finance

2894 Jointly to the Committees on Labor and Public Employment and Judiciary, then to the Committee on Finance

3004 Committee on Education, then to the Committee on Finance

3024 Committee on Education, then to the Committee on Finance

3177 Jointly to the Committees on Higher Education and the Arts and Health, then to the Committee on Finance

3208 Committee on Finance

3216 Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Finance

3288 Jointly to the Committees on Consumer Protection and Commerce and Judiciary, then to the Committee on Finance

3295 Committee on Energy and Environmental Protection, then to the Committee on Finance

3306 Committee on Health, then to the Committee on Judiciary

3331 Jointly to the Committees on Energy and Environmental Protection and Higher Education and the Arts, then to the Committee on Finance

3362 Jointly to the Committees on Tourism; Ocean and Marine Resources; and Intergovernmental Relations and International Affairs, then to the Committee on Finance

3400 Committee on Education, then to the Committee on Finance

3427 Committee on Higher Education and the Arts, then to the Committee on Finance

3470 Jointly to the Committees on Labor and Public Employment and Judiciary, then to the Committee on Finance

3486 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Judiciary, then to the Committee on Finance

HAWAII TRACY RAE OI HUNG CHANG," was offered by Representative Tam and was read by the Clerk.

On motion by Representative Tam, seconded by Representative Apo and carried, H.R. No. 179 was adopted.

Representative Tam proceeded to introduce the honorees, stating:

"Today, we will add color to our legislative session before we take up our business, meaning the budget, which may be looked upon as promising and yet sad in some respects, but we are going to add color today.

"I wish to emphasize three things in terms of Miss Chinatown. It is a great honor to have her here, and I was telling her and the rest of our guests that it is more of an honor for us rather than an honor for her to be here. Otherwise, we would get tired of looking at each other.

"I wish to emphasize that she is the Chinese community's 'Goodwill Ambassador' here in the State of Hawaii; and secondly, she is recognized for her talent and beauty within this multi-cultural community; and thirdly, this State has the honor of having Miss Chang, although I used to know her by title as Miss Chinatown 1992, as being a contestant in our national contest of Miss Chinatown recently held in San Francisco.

"At this time, without further ado, may I introduce my guests?"

Representative Tam then asked the following honorees to stand to be recognized: Ms. Tracy Chang, Miss Chinatown 1992; her mother, Mrs. Raymond Chang; Ms. Beth Hirano, President of the Honolulu Chinese Jaycees; Ms. Jodie Lum, Vice President of Community Development, Honolulu Chinese Jaycees; and Mr. Larry Ing, Vice President of the Chinatown Merchants' Association, and "a very good friend for a long, long time, and a great writer."

Representative M. Ige then rose and stated:

"Representative Tam mentioned the qualities of our Miss Chinatown. I just wanted to also mention to the members that our Queen is also from Kaneohe, and for the last fourteen years, being here, I remember having the honor of having one of our own from our district on this floor, and I just want to say, on behalf of Representative Tom and myself, that on behalf of the people of Kaneohe, we are very proud of you and we wish you much success.

"Thank you."

Representative Lee then rose and stated:

"I would like to echo the sentiments of Representative Tam and Representative M. Ige about our honorees today. I was very fortunate I met our Queen a few weeks ago at the airport on her way to San Francisco and she could be no finer a representative of Kaneohe as well as of Hawaii.

"I would like to say a special word for my friend and distant calabash cousin, Mr. Ing. I would have sought to say something in Chinese but my wife says, 'if there were ever a native speaker in the House chambers, you wouldn't dare say anything in Chinese,' and for that reason, I'll stick to English.

"Mr. Ing is really a very valuable resource, not only for the Chinese community, but also for the State of Hawaii. He has chronicled the comings and goings in history of Chinatown and all the people who made Chinatown so

#### INTRODUCTION OF RESOLUTION (FLOOR PRESENTATION)

H.R. No. 179, entitled: "HOUSE RESOLUTION CONGRATULATING THE 1992 MISS CHINATOWN



famous in this State as well as outside of this State, and I think he deserves a very well round of applause for joining us and in helping us do what is best for, not only the Chinese community, but also for all of Hawaii.

"Thank you, Mr. Speaker."

Representative Tom then rose and stated:

"I wish I was a judge at that contest. But I would like to also echo the words of Representative Marshall Ige because I, too, live in Kaneohe and according to what Marshall tells me, what others tell me, the prettiest, the smartest, the just greatest women, girls, live in Kaneohe, and that's because of the country air, the soil, the water, the Bay -- something about Kaneohe which makes our women extra special.

"So, I want to also extend my vision of beauty for our Miss Chinatown today, and wish you the best of luck in all of your endeavors.

"Thank you very much, Mr. Speaker."

The Chair then remarked:

"You know, I was sort of afraid when Representative Lee stood up. I thought he was going to claim Miss Chinatown, Tracy Chang, as being an adopted daughter of Mililani."

At this time, the honorees all stood to be recognized, and a Certificate of Recognition was presented to Miss Chinatown 1992 by Representative Tam, and floral leis were presented to the honorees by Representatives Tom, Apo, Hirono, Isbell and Shon.

At 10:37 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:46 o'clock a.m.

### SUSPENSION OF RULES

On motion by Representative Arakaki, seconded by Representative O'Kieffe 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. 857-92 on H.B. No. 3184, HD 2:**

Representative Souki moved that the report of the Committee be adopted and H.B. No. 3184, HD 2, having been read throughout, pass Third Reading, seconded by Representative Say.

Representative Shon rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, one of the terrific items in the OHA budget is a funding for the Hawaiian Diet Program, and I think it is very admirable that we are line-iteming this particular program because it is one of the most effective tested programs for dealing with lifestyles and health in the Hawaiian community. In previous years, we were tempted to do this to the regular budget and have been unsuccessful. But my one reservation is that it has taken so long, I think, to orient OHA to the needs of Hawaiian health and to actually put some money on the table for some very significant programs.

"I'm very glad that the subject matter committees and Finance have recommended this program, but I think that we need to have even more intense dialogue with OHA regarding the real crucial needs for the Hawaiian community as it relates to health and what that particular organization can do to provide more leadership.

"Thank you, Mr. Speaker."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3184, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Peters being excused.

The Chair directed the Clerk to note that H.B. No. 3184 had passed Third Reading at 10:49 o'clock a.m.

**Stand. Com. Rep. No. 858-92 on H.B. No. 2705, HD 2:**

On motion by Representative Souki, seconded by Representative Say and carried, the report of the Committee was adopted and H.B. No. 2705, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Peters being excused.

The Chair directed the Clerk to note that H.B. No. 2705 had passed Third Reading at 10:50 o'clock a.m.

### STANDING COMMITTEE REPORTS

Representative Oshiro, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 859-92) recommending that H.R. No. 14, as amended in HD 1, be adopted.

On motion by Representative Oshiro, seconded by Representative Baker and carried, the report of the Committee was adopted and H.R. No. 14, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF HIGH OCCUPANCY VEHICLE THROUGHWAYS ALONG CONGESTED CORRIDORS," was adopted.

Representative Oshiro, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 860-92) recommending that H.R. No. 21 be referred to the Committee on Legislative Management.

On motion by Representative Oshiro, seconded by Representative Baker and carried, the report of the Committee was adopted and H.R. No. 21, entitled: "HOUSE RESOLUTION RELATING TO THE ENFORCEMENT OF HIGH OCCUPANCY VEHICLE LANES," was referred to the Committee on Legislative Management.

Representative Oshiro, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 861-92) recommending that H.C.R. No. 19 be referred to the Committee on Legislative Management.

On motion by Representative Oshiro, seconded by Representative Baker and carried, the report of the Committee was adopted and H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE ENFORCEMENT OF HIGH OCCUPANCY VEHICLE LANES," was referred to the Committee on Legislative Management.

Representatives Honda and Ihara, for the Committees on Agriculture and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 862-92) recommending that H.R. No. 17, as amended in HD 1, be adopted.

On motion by Representative Honda, seconded by Representative Ihara and carried, the joint report of the Committees was adopted and H.R. No. 17, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO HELP KEEP BROWN TREE SNAKES OUT OF HAWAII," was adopted.

Representatives Honda and Ihara, for the Committees on Agriculture and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 863-92) recommending that H.C.R. No. 15, as amended in HD 1, be adopted.

On motion by Representative Honda, seconded by Representative Ihara and carried, the joint report of the Committees was adopted and H.C.R. No. 15, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO HELP KEEP BROWN TREE SNAKES OUT OF HAWAII," was adopted.

### THIRD READING

#### H.B. No. 2454, HD 1:

Representative Souki moved that H.B. No. 2454, HD 1, having been read throughout, pass Third Reading, seconded by Representative Say.

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

"Mr. Speaker and members, first I would like to acknowledge all the Chairs who worked so very hard in preparing this budget and providing it to the Finance Committee and, Mr. Speaker, I wish also to personally thank my Vice Chair who has worked so very hard and who has given me total support on this budget.

"Mr. Speaker, I would also like to thank the subchairs of the Finance Committee who have handled some very difficult tasks: Representative Ezra Kanoho, subchair from purchase of services and grants-in-aid. He did a very commendable job; subchairs Marshall Ige, Harvey Tajiri, Roz Baker and Bertha Kawakami -- in taking care of their subject matters on county grants-in-aids -- considering the level of funding that we have and the attention that has been given to the budget is all a very, very difficult task.

"And members, I wish to thank the members of the Finance Committee. As usual, they worked late. Their input into the budget has been invaluable and, of course, we work as a team. Without their input, we would not have been able to get this budget out.

"And then, Mr. Speaker and members, there are the silent ones we never see but they are doing all the work for us, and that's the staff. And Mr. Speaker and members, I want to acknowledge the four full-time staff that we have who worked for us throughout the year and who guided this budget through with the rest of the staff -- Robin Matsunaga, the Chief Clerk; C.J. Leong, Dean Oseki and Denise Liu -- would you all rise! (The named individuals all rose and received a round of applause.)

"And, Mr. Speaker, we have the balance of the analysts and researchers. For many of them, this is the

first time they've been exposed to this budgetary process. I don't know if they would want to come back again after they're through with this session. (The group rose to be recognized and received a round of applause.)

"And most of all, Mr. Speaker, we wish to thank you and the leadership in providing the guidance and providing the right 'air' so that we could provide and complete this budget in time for you.

"Thank you very much, Mr. Speaker and members."

Representative Thielen then rose to speak in favor of the bill, with a reservation, stating:

"Mr. Speaker, unfortunately, the environment has taken a step backwards. Last year, when we were here, we looked at a chart that showed .08 being granted for the environmental program. This year, the environment has been put on a forced diet and it has been reduced to .06 on the percentages by programs for the fiscal year 1992-1993.

"I believe it's unacceptable that a State as beautiful and as fragile as Hawaii, that such an infinitesimal fraction is allocated to preserve our environment. By the time we recognize how critical it is to properly care for the environment, it may be too late to reverse the damage.

"Our legacy to our children may be a paved-over island, surrounded by polluted waters, and the one bright spot would be that the air may be so polluted that the children will not be able to see the devastation that we have wrought.

I would certainly encourage that as we look next year at the pie, that we grant the environment the attention and the funds that it deserves.

"And I also want to thank the Finance Committee because I know that they have worked very hard on this but I must speak up for the environment.

"Thank you, Mr. Speaker."

Representative O'Kieffe then rose to speak in favor of the bill, with reservations, stating:

"Mr. Speaker, in 48 hours it is impossible to thoroughly analyze this 300-plus page document but with a \$1.1-billion increase and a doubling of the Department of Transportation's budget, and 1,372 new positions, I have a hard time understanding the austerity that everyone is talking about. I can't help but wonder if Michelangelo has already visited the computers in the Finance Committee.

"I want to quote from the Legislative Auditor's report, entitled: **"Legislative Review of State Programs - 1991"**. 'Information is presented from an executive perspective, and a Legislature does not have sufficient staff to, first, analyze and then recap the information to serve legislative concerns. What decision-makers, especially legislators, need is a new type of information specialist, one who knows how to surf through inundation and boil through the critical essentials down into a crisp form or a two-page presentation. There is a lack of adequate staff per legislator to favor shortcuts that gets them through the session workload. It fosters the dependence on the Executive Branch and weakens the legislators' inclination to exercise independent judgment. The Legislature would be well advised to continue implementing the staffing recommendation contained in the 1989 report by the National Conference of State Legislatures.'

"Thank you, Mr. Speaker."

Representative Shon rose to speak in favor of the budget, stating:

"Mr. Speaker, I think with the current emphasis on education and other programs this year, we have to ask ourselves a very key question that interrelates to that and that is, how much would you pay not to have a disruptive and disturbed child sitting next to your child in the public schools? We know that principals, teachers and other students are constantly -- constantly -- burdened by the fact that, over the years our support, or lack thereof, of programs for children and adolescent mental health have been inadequate. In fact, as a layman, as I looked at the budget over the years, if there's a case for AIDS discrimination, it certainly is in terms of mental health because while we have struggled in the last year to provide even more money for adult mental health, children's mental health again is very little.

"Mr. Speaker, that disturbed and disruptive child also may very well have a substance abuse problem. There may be no residential facilities to place that child in, there may be no therapeutic foster home. We essentially are relegating these children to a life of disability and perhaps dependent on our State, and the lack of a commitment by both the administrative budget and frankly this budget, does not say well for our overall commitment to education and to wanting to make the public schools places where true learning can take place.

"Mr. Speaker, one of the three top priorities of your Health Committee this year was a bill for children's mental health. This bill was part of a package introduced last year in which it was guesstimated that it would take up to \$24-million to bring us up to par. Last year, we got a little less than \$2-million -- this year, a modest request of \$6-million was pared down to \$4-million, was pared down to very little in this budget. In fact, you should know that our Committee on Health took our task very seriously, in terms of not wanting to increase the overall budget. We prepared a budget which cut into the base of the Health Department and asked them to reallocate some of those programs that we never look at again and to place those funds in higher priorities for mental health, for homeless outreach, and a few other items. In fact, the budget submitted to Finance was no more than the budget submitted by the Executive. But we felt that it was absolutely important that we deal with some of these issues.

"For children's mental health, we know that in our budget sheets, if we're not certain how much we can give, we can always put it down for one dollar and discuss it later. But, Mr. Speaker, there's not even one dollar for the original complement requested of therapeutic family teaching homes. There's not even one dollar for the therapeutic foster homes. There is not even one dollar for many of the crises teams that are needed for children's mental health and I have to ask ... are we really serious about this population? And, are we really serious about the impact on the public schools by handling these kids in our schools without adequate treatment? The only recourse that we are saying to the public is ... well, why don't you take your kids out of the public schools and put them in a private school because you won't face that kind of disruption in a private school. I think we have an obligation, Mr. Speaker, to deal with this in the context of education and in the context of the children involved.

"So, I am disappointed that the recommendations of the Health Committee to want to restrict funds, and secondly, to reprioritize could not be accommodated and that the additional programs for children's mental health were not seen as a priority. And I would re-emphasize that the Health Committee did not ask that additional funds over

and above the administrative budget be added to this. We thought we could reprioritize.

"A second important issue, Mr. Speaker, and that is that we are about to have the construction and implementation of the flagship of the Governor's homeless program -- the Weinberg Villages -- come into effect. And if you think that there are not going to be any health needs of those populations, you're living in Fantasy Land. These are families that are under stress, these are kids that are going to have problems. There's going to be some substance abuse, there's going to be some mental health issues involved with this, and I really believe that this budget does not reflect that priority.

"Your Committee on Health had indicated that we felt that we could create outreach teams that could deal with children and adult mental health with dentistry and with the physical needs of the homeless and shelters and the villages, and we could do this at a premium, and we submitted that suggestion to the Finance Committee. We've got two-thirds of one team which will not even serve one village adequately, in my view. I'm glad that it's still there because we can still consider it along the way.

"But as far as the priority, Mr. Speaker, many may not know but this supplemental budget submitted to us contains not one penny that I could find in addition to homeless programs, and not one penny in addition particularly for homeless health. We also note that one of the areas where homeless health might have been addressed was for a new psychiatrist. These funds were cut back drastically in the proposed budget. We also note that prevention is important ... prevention programs which were highlighted by the outreach team are not a priority here.

"A few months ago, we had a very interesting discussion with our retreat on the relationship of this Legislature to the Executive, and part of that -- the gist of that -- was our recognition that we were a co-equal part of this process and that we should not attempt to simply rubber-stamp the priorities of the Administration, but we should take our job seriously and look at reprioritizing if indeed that was necessary. I feel that the budget for health here, while it is probably adequate in terms of overall amount, has essentially said the Administration budget is basically the budget that we're going to go with with some additional small changes, but the reprioritization of the Legislature is not to be considered as a priority.

"I think this raises the question again of ... what is our relationship? We have, over the years I believe, acquiesced all too much to the supplemental budget additions, not gone into the base of the budget, not asked the departments to cut percentages and allowed quite often, after the session is over, allowed the Department of Budget and Finance to go back in and restrict funds from the program without any dialogue with us and reallocated wherever they wanted. I think it is quite reasonable that we do that restriction first and reallocate it where those needs are. When the budget was compiled by the Administration, they didn't even have the January guesstimates as to what was going on with our economy, and the continuing concern over that that we're having which may even result in even less funds available, was not available to them. This means that it is even more incumbent upon us to look at our collective expertise, to reprioritize, to say even within that ceiling we can do better. We can respond to these areas that the current budget does not respond to.

"A couple of days ago, we had a very interesting discussion over the issue of delivering health care over

supervisory versus collaborative and it was one of the fundamental relationships of doctor to nurse and the delivery of health care, supervisory being mostly, this is the way I want it, you have to follow my directions ... collaborative meaning we have a discussion. I think that we have allowed ourselves to drift between the committees and Finance, quite respectfully, into a supervisory position whereas we are not engaged in a true dialogue over the priorities. When the Committee makes a recommendation, I think we should be treated with the kind of respect that our recommendations are just as worthy as the Administration's recommendations -- just as worthy. And the desire of our Committee to cut four percent of the base should not have been dismissed with ... well, we're not going to that, let's not talk about it. I must say that in these times of economic trial, it is even more important that we engage in this dialogue among ourselves, that we not just make a few phone calls to the Administration ... what do you want? Can you buy this? Can you buy that? There are serious deficiencies in the Administration budget. We know that. It's part of the game ... oh, the Legislature puts this in, we don't have to. But the fact of the matter is, Mr. Speaker, for children's mental health especially, this has a direct impact on a lot of children and a lot of children in our public schools, and I think we should have made a greater commitment to that, and I hope we will as the session goes on.

"And in terms of homeless health, these kids in the homeless villages are going to our schools, too. Do we really think that we can sweep this under the rug? Do we really think that these kinds of challenges that we face at Aala Park and the shelters and the Weinberg Villages, that this is just, oh, well, you know, they'll get by. Somehow, someone will find some money for this. Hey, if you don't put it in, they don't have much of a constituency down here. If we don't put it in the budget, it's not going to get there ... it's not going to get there!

"So, with all due respect to the Finance Chair, I really think that we have to rethink what the priorities are in the second half of this session, and I think that we have to be willing, if need be, to ask the Administration to cut into the base so that new priorities can be reflected. And that is not just once the needs are taken together, but the true needs rise to the top.

"Thank you, Mr. Speaker."

Representative Tam then rose and stated:

"Mr. Speaker, I rise in support of the education budget that is included in House Bill 2454, A Bill for an Act Relating to the State Budget.

"First of all, Mr. Speaker, I would like to lead off by saying 'thank you very much' to my Committee members on Education. I give you credit because you've endured the many, many long hours during the afternoons, evenings and the weekends of hearing over one hundred separate bills on education. And many thanks to the Finance Committee and to my colleague, Representative Souki, for opening up dialogue with the Education Committee.

"The budget, which was later sent to the House Committee on Finance, consisted of two tiers. The first tier, or primary budget, fell within the Governor's ceiling of \$34-million. It focused on (1) enrollment increases and new schools; (2) program improvements; (3) schools innovations; (4) school support services; and lastly, improvements to school and public library facilities. The second tier, or secondary budget, went beyond the ceiling and quite frankly, Mr. Speaker, because of the many

hearings that we had, we found it necessary to have the second tier.

"The second tier, or secondary budget, like I said, went beyond the ceiling, contained items to be added to the first tier in the event that the Governor's ceiling for education was raised during the session.

"In preparing the total education budget, your Education Committee was mindful of what the year 1992 is to us. It is the Year of the Family. What that means is the family is the focal point of life in Hawaii and the means by which success in life is assured.

"In that regard, you will be interested to learn that just over 150 years ago, the legislative body of the Hawaiian Kingdom passed a law about the family.

"The Legislature declared in the year 1839 that the mission of our schools is to teach children to read, write, reason, and behave properly, so that Hawaii's children would do better than their parents.

"This year -- the Year of the Family -- brings out the same message. There is, to me, no finer expression of the bond between family and education. It is our tie with Hawaii's past and a commitment to creating a better life for Hawaii.

"There is much that is good about the education budget within its budget overall because it improves the quality of our schools directly. Its key features are:

(1) Special education teachers (152 positions) and aides (76 positions) amounting to \$4.6-million, plus special education support personnel, such as diagnostic teams, psychological examiners, and social workers, amounting to \$1-million.

"I wish to publicly thank the task force that was created during the summer in creating this package for special education because it really made a difference in terms of what special education is all about. So, therefore, I thank the agencies of government and also the private sector.

(2) New textbooks and classroom equipment amounting to \$1.7-million, and replacement texts and equipment amounting to another \$1.5-million;

(3) The After-School A+ Program amounting to \$2.2-million;

(4) Vocational education programs in electronics, home economics, child care, food services, and health occupation amounting to \$960,000;

(5) Microcomputers and software amounting to \$2-million; and

(6) Core learning in language arts, math, science, and social studies in the secondary school (120 teachers) amounting to \$2.7-million.

"But the education budget does not only support on-going programs. It also encourages new thinking and innovative practices. Two of the items I would like to bring to this point is:

(1) Innovative grants of \$600,000 to give schools the opportunity to compete with one another to come up with the best approaches to upgrading the curriculum; and

(2) Grants of \$200,000 to encourage schools to come up with fresh ideas for maximizing existing

classroom space. Those ideas may range from extending the school day to several schools sharing the same facility.

"In the education budget, we still need to look at other things and yet, the session is not over so it is promising.

"We need to look at a very key factor that is the outcry -- the cry out there in the community -- and that is reducing the class size in the elementary schools. Unfortunately, the proposals did not come out this year in the House of Representatives but I understand there is a proposal coming from the Senate. We'll be having a hearing. The hearing will be set for March 14th, Saturday, so the public is welcome to attend in the morning. This class size reduction proposal is one based on possibilities to give the principals the authority to make class size reductions in any grade that are consistent with available classroom space and to that need.

"There is also a need to add additional roving crews to repair and maintain our school facilities which would cost \$50,000. This would again respond to the cry-out in the community for better repair and maintenance of our schools.

"We also need to assist schools in test administration, scoring, and analysis for improving instruction at a cost of \$300,000.

"And we certainly need to bring school support staff, such as registrars and counselors, in line with the Board of Education and the Governor's adoption of staffing standards.

"Those are but only four of the areas that are still shy of funds and I will bring that up today.

"While there is never enough funds to meet all of education's needs, education must never fall victim to needs in housing, medical care, and transportation. The reason is education is Hawaii's only long-term answer to poverty, poor health, and unemployment.

"I wish to also point out that I know it's tough, according to the budget analyst, finding the dollars but maybe a fresh approach may be mindful from my past experience as a budget analyst for the State of Hawaii and a private sector. The approach would be that we should reduce our indirect expenses, in terms of services, which don't deal directly with the services to our constituents -- the people of Hawaii. Such things as curbing out-of-state travel, centralizing maintenance baseyards, utilizing commercial facilities, and doing away with nearly over one thousand State-owned passenger vehicles. And there are many, many items that we can look at, in terms of cost savings. Let's put more money to direct services.

"In regards to the cars that we have in the State -- passenger cars -- right now, the trend in the private sector is to get rid of the cars. I know that Bank of Hawaii, HonFed Bank no longer have company cars. They said it's too expensive. They'd rather put the money back into direct services for their customers. Why can't we do that? I received two phone calls ... one from a husband of a State employee and he was complaining. He said that if we take away the cars, then he has to buy a car for his wife just to go to and from work. Is that the purpose of our State cars? Another call came from the neighbor island. The person refused to leave a message because I was not in the office with her name and telephone number and she was complaining that she needed a personal car -- that State car -- to go to work. I question ... where are our priorities? Are we supposed to allow them tax-free cars at taxpayers expense?

"There is still time, colleagues -- 32 days left of the legislative session -- to strengthen the education budget in line with education's five priorities which are to provide for enrollment increases, program improvements, school innovation, new and upgraded facilities, and school support services. Those are the priorities that made up our first tier, or primary budget, that we need to protect. Yes, the difference between the first tier budget of the Education Committee and the budget before us on education is a minus \$6.1-million.

"To conclude my remarks, Mr. Speaker and fellow colleagues, I urge you to support the education budget in House Bill 2454, HD 1, for now. I also urge you to support any planned extension to it that will bring the budget in line with education's first tier needs at the very least. Let us try to provide a budget that helps us to progressively achieve Hawaii's eight educational goals that we all mutually agree upon.

"Thank you."

Representative Anderson then rose on a point of order and stated:

"I'm not sure whether Representative Shon said he was for, or with reservations, or opposed. I did hear Representative Tam say that he was for the budget as far as the educational bit. But let me tell you, Mr. Speaker, if I were going to stand here for nine minutes and eight minutes to tell you folks how much I really care for this and then tear the damn thing apart, I would vote no on the budget, strictly on the fact that they did not take care of my committee. To sit here and take up our time, saying few reservations, bothers me. A few reservations is they didn't put it up in the environment, I hope they would put more -- that's a reservation. Maybe we can put more in housing -- that's a reservation. But eight or nine or ten minutes of my time to tell somebody how good this is and then tear it apart is really something that's upsetting. All of us wanted something in this budget, a lot more than their fair share. And you go ahead and give us the money and we'll gladly do it in Finance or any other committee that you sit on.

"So at this time, Mr. Speaker, I'm for the budget -- a hundred percent!

"Thank you."

The Chair stated:

"I think Representative Shon was for the budget, with reservations."

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

"I would like to commend the Committee on Finance and the members that I know worked very hard and diligently late into the night. I would also like to recognize the staff that supports that committee and know that the work is tedious, coming from a committee that has comparable difficulties, and especially I wish to commend the Chair and the Vice Chair for their leadership and their patience in putting together this document, and putting up with some of us that are constantly hanging around their door.

"In particular however, Mr. Speaker, I do want to recognize the moving forward with the House initiative with respect to youth gangs and I know I don't need to remind you, Mr. Speaker, that you were the one that took the leadership on this and asked us to give particular attention to this problem. As a result of the pulling together of the different departments to work on this



problem, Hawaii emerges as the first and only state to have developed a youth gang with mod system. We compelled the Department of Education, those people that assist with new services, and the law enforcement, to work together cooperatively in trying to deal with this youth gang problem and, as a result, unlike many other states, Hawaii has worked to prevent the growth of the youth gang problem here, and we appreciate your continued leadership in this and the commitment by the House Finance Committee to continue to support this effort. We also wish to express our gratitude for the continued support of programs for women with respect to the issues of domestic violence and sexual assault.

"So again, Mr. Speaker, we thank you and the Chairman and the Vice Chair for their leadership and their continued work on this effort.

"Thank you."

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

"I want to speak on the budget as it pertains to human services and corrections.

"Mr. Speaker, before I discuss the budget areas, I just want to reiterate to you what I said in the past when I took on this Human Services Committee, and that is that I have found this past, now two years as the Chairman of Human Services, as two of the most challenging, rewarding, fulfilling, exciting, innovative, and sometimes most frustrating years as a legislator. For you see, Mr. Speaker, your Committee on Human Services, when you really get down to it, it touches the lives in comparison with any other committee. This Committee touches the lives of so many people in all walks of life -- economically, socially, emotionally. You can talk about our rich, our poor, our handicapped, our elderly, our youth, our homeless, our incarcerated, and the list goes on and on. I think it becomes even more evident now, when you look at the tough, tough economic times that this nation and State is facing, and it's becoming tougher. That's why it's important that I say here that the human services budget here amidst all this toughness of society and lack of funds ... I don't know how Joe did it and Cal did it. I'll tell you one thing ... this human services budget, in my opinion, although not perfect, continues our most needed vital services in these challenging times, and I don't know how it was done but I commend the Chair and Vice Chair of Finance for that.

"Hard decisions had to be made and decisions which show compassion, decisions which show caring for those in our community in need. If I were to talk about these decisions, I think it's more important than ever that human services now require decisions that are responsive and decisions that are responsible, and I think we have both in the House at this time.

"I want to exercise my prerogative as Chairman of Human Services and especially thank Chairman Souki and Vice Chair Say for two items in the purchase of services and human services. I want to thank you and the Legislature for your support of victims of domestic violence and child abuse, including an additional new shelter in Windward Oahu. That's where I live, you know. And home-based services so that abused children would be protected and families preserved. There is appropriated \$1.4-million plus for these types of shelters for abused children and women, and I just want to congratulate and convey my thanks.

"And I also want to thank you for your support, Joe, of the families, regardless of economic and social status -- rich or poor -- but who need assistance. Now they can

make that one stop -- that one stop to their community base -- to receive the assistance with expansions of up to seven family centers statewide for \$960,000, even more than what the Administration committed itself to, and I thank you, Joe, for that because I'll tell you, every dollar will be well spent for the referral and the kind of help that dysfunctional families need. In the Year of the Family, this is truly a step in the right direction.

"Let's go talk about the elderly for a minute. You know, with the aging of the State population, more and more families, like yours and mine, are confronting the overwhelming challenges of care giving and of the exorbitant cost of long-term care. We have yet, I think, to fully realize the impact of the fact that many families will be involved in the long-term care of their loved ones. It is going to hit a lot of us.

"I think two items in our proposed State budget will permit Hawaii to lead the nation, meet our current challenges, and confront the future in a disciplined, forward-looking manner.

"With our support, the case management demonstration project, for example, to be administered and monitored by the Executive Office on Aging and implemented by the Department of Health will give the State the opportunity to move toward the redirection of professionals of case management positions to the front line where their clinical skills are going to be greatly needed, and we put a lot of money in that -- \$160,000 plus.

"And what about our HOPE program? You know, last year Mr. Speaker, we appropriated \$500,000 to get the ball rolling for an advisory board to work with the EOA to complete an agenda and they had to consider over eleven tough concerns in this whole area of long-term care. Oh, this has been done, Mr. Speaker, and now one more step must be taken. Federal discussions and negotiations must be pursued, to be sure that the State of Hawaii has every advantage in place for its citizens for the proposed family HOPE program as a first innovation initiative. I believe, Mr. Speaker, that the appropriation of \$500,000 in the supplemental budget is going to go far in showing the Legislature's commitment and government's commitment that we care for our elderly, and they're very important people. For those senior citizens and their families who have called us, who have signed petitions, and written letters to all of us sitting here today, let us keep HOPE alive. That's very important.

"In the area of jobs, Mr. Speaker, the Jobs Program, you know, is a program which means a great deal to me personally because it is a program that addresses the needs of the disadvantaged who want to become self-sufficient. You know, these families, facing tremendous struggles, and I can relate to these people who are struggling because they want to find their self-worth and be able to care for themselves and their children without the assistance of government, and I say to you, Mr. Speaker, that to carry out these goals, the Finance Committee looked at the Jobs Program and has appropriated \$1,070,508 to administer the Jobs Program on a statewide basis to provide needed employment, training and support services to help families, and we have also provided two positions -- one in child care and one in the children's health services to strengthen services to children of families in the Jobs Program. And, in addition, the House has appropriated a million plus to serve 697 families for the Jobs Program on the island of Hawaii, and services will be provided in both East and West Hawaii. So you see, Mr. Speaker, we're concentrating a lot now on the neighbor islands too in the Jobs Program.

"In the area of youth, in keeping with the mandate of the 1989 legislative session which created the Office of Youth Services, this bill provides funds for programs and services for gangs and delinquency prevention, youth service centers, and the construction of a new secured custody facility for serious juvenile offenders. This bill shows a continued commitment, Mr. Speaker, to our youth of Hawaii by providing a continuum of coordinated services to the Office of Youth Services and I must say that when we took our trips in Human Services to the Office of Youth Services and visited these areas and talked to the youth network, they were really willing at this point to sit down, and I commend the youth network for sitting down and working together at the same pie in one uniform group.

"Now, I just want to touch on one area and I'm finished, Mr. Speaker, and that's the area of corrections. Before I do that, I want to also commend and I think I saw him here earlier. I looked around and I saw George Sumner who I have tremendous respect for, for the Public Safety Department. I think he is here, and I want to also say a sense of commendability for the kind of foresight and the kind of commitment he has in the area of public service and for alternatives to incarceration, and we are really proud to have him in Hawaii.

"Now, in the area of public safety, the Department of Public Safety has provided a vision on how to fulfill its mandate to protect Hawaii's people and to provide for the care of those incarcerated in our corrections system. Underscoring the commitment is the Department's effort to rehabilitate inmates, to help make them contributing members of our society upon their release. I think that the challenges that the Department faces, Mr. Speaker, are awesome. What the Department of Public Safety is attempting to do, as reflected in the budget, is to address its problems of concern comprehensively overall over the long haul. Its approach recognizes the present problems of overcrowding as a major concern today and in the years ahead. Toward the end of the decade, consistent with that concern, the budget focuses on what the Department is doing now to solve the desperate needs for inmates' beds, what it sees as its future needs, and enables the Department to take decisive action now and in the near future.

"Mr. Speaker, in the informational briefing that we had in the Human Services Committee recently, the Department projected a capital requirement approaching \$200-million in the next decade. The Department's request was based on planned phasing of projects to meet bed demand, and I think that delays or any kind of waves to defer this would further make the problem just more serious. Approximately \$23-million is the CIP for the Department. It's the initial step in addressing the immediate and future needs of additional beds. Included in those projects are \$500,000 to enable the Department to plan for the new one thousand bed -- may I say megabed -- facility. Also, \$500,000 to begin the preparation of preliminary plans to convert the Oahu Community Correctional Center to house the mentally ill, in partnership with the Department of Health. Also, Mr. Speaker, in the budget supplement, ten million dollars of federal funds with eight million dollars of State funds to construct a federal detention facility to assist the Department and federal agencies for the confinement of detainees. Nine million dollars has been authorized to allow the Department to renovate deteriorated facilities and to construct additional beds, and this bill will also provide an additional \$5.1-million for the Department of Corrections' operation; \$1.3-million will provide additional adult corrections officers that are so much needed in our system; \$864,000 to enable the Department to do needed repairs to expand existing facilities.

"Mr. Speaker, in conclusion, a lot has been said. I said a lot of times, looking at this budget -- it's a start. I want to take this opportunity to tell you that the work would have been doubly more difficult for me without the hard work of my staff who had to put all of this in braille. I want to thank my Vice Chair of Human Services, Representative Chun, who has continued her support and compassion, looking at different programs. I want to thank the members of Human Services ... it hasn't been easy and it's made my job a lot easier with your support. And I also want to thank Chairman Souki again ... you're a funny guy but I notice a lot of heart under there, a lot of compassion, and Vice Chair Say. You know, one more thing, Mr. Speaker, I know I'm taking too much time but when I turn on that speaker in my room, I never know if I'm going to hear Souki or Say. It became a real problem there. But both did a great job with the Finance Committee, and the ballgame isn't over. We're going to work hard for people in the human services area and I know that we're committed to families, we're committed to people, and that's what this Legislature is all about, and I want to thank you, Mr. Speaker, and Leadership for all your hard work.

"Thank you very much."

The Chair remarked:

"I can just see how serious you are in your speech to the assembly here, Representative Tom, because that's the first time you ever looked me square in the eye and you spoke."

Representative Metcalf then rose and stated:

"You know, I stood up at approximately the same time that Representative Tom did and I regret that you didn't call me first because his is a very difficult act to follow. I don't hope to match his eloquence, but I would like to thank the Chair and the Vice Chair and the members of the Finance Committee and the staff as well for their efforts in producing what I view as a very fair and balanced budget.

"We often hear that you can't just throw money at problems, and the Majority is very sensitive to that fact and I think particularly so, given the existing financial constraints that we're all faced with. And I would just note in passing, for example, that we have no less than twenty-five bills that we have sent over to the Senate relating to the environment, and so there are all other approaches to problem solving. But I would like to, again, thank the Committee, particularly the Chair and Vice Chair, for the work that they did.

"Thank you."

Representative Ward then rose and stated:

"I rise to speak in favor of the bill but with reservations on some misplaced priorities that may be in the budget, Mr. Speaker.

"Two days ago, I said, 'never have so many known so little about so important an item as this budget,' and the first reason I said that is because the Legislative Auditor said that we don't know all the stuff we should know as bookkeepers of the purse string. He said, 'you gotta get more full-time information, you gotta get more handle on the data,' and as Representative Shon just said, this was a big subject at the retreat -- we needed more staff. We were reluctant to ask the public to give us more staff, but we need to get a handle on this.

"The second reason I said this the other day is because the seven hundred dollar chairs that we sit on was a big

surprise. The granite floors that were going to be on the State Capitol were a big surprise, but all of us are accountable for each of our votes and if we are going to vote, we have to vote intelligently.

"Now, to the subject of possible misplaced priorities, Mr. Speaker, I submit there's a possibility that there's something in this budget that's going to haunt us, and that is the \$700-million people mover at the Honolulu Airport located on page 109.

"First, this is not a people mover -- it's a train. There's about a hundred people with our young people behind this chair, and one train has four cars and about 275 persons per car each can hold. It runs on a metal electrical rail even though it has rubber wheels and it's made by Westinghouse.

"The first phase of this train, not people mover, is going to cost \$340-million, and only those who come overseas to go to Customs can get on the train ... \$340-million for just people going to Customs.

"The second phase is going to cost \$160-million and then you and I can get on the train and that's \$500-million just for a ticket to ride.

"The third phase is going to link the train with the airport and the train with the mass transit, if it's built by the City and County of Honolulu for a total of possibly \$700-million.

"And mind you, right now the Wiki-Wiki bus has only 25 percent of the people at the airport riding. This means by 1995, everybody can get anywhere in the airport for three minutes, but I ask you, after a five-hour ride from the mainland or wherever you're coming from ... do you want to get on a train or do you want to walk around a bit? You want to get to the baggage claim so you can stay longer before your bags come? And I ask the Chair of the Tourism Committee ... do we want the first impression the visitors to Hawaii to get on some kind of a high tech train and zoom off to Customs? Is that the first thing that you want to give as people arrive on our shores?

"And, the figures of this budget, Mr. Speaker, do not represent the enormity of the people mover or the train at the airport. You and I, and everybody in Hawaii, are going to pay three dollars every time we get on the plane to a neighbor island or to the mainland. There's a departure tax that's going to kick in, perhaps even before the end of this year.

"In addition to that, the Department of Transportation is going to tack on a one thousand percent increase in the landing fees, which means our airline tickets are going to go up.

"So I ask this, Mr. Speaker ... are the Wiki-Wiki buses that we ride on, are they really that bad? Do we need to spend \$700-million when we speak about austerity, when we speak of when we're running out of money? And, Mr. Speaker, this is not even to mention the \$2-billion we are spending on the International Terminal Building. The 23 airlines that land here are saying that one million square feet building is twice the size that we need and they themselves are there disagreeing with it. Where will we all be when the public questions us? What are we going to say, and how are we going to defend ourselves when they say, you spent \$3-billion on improvements at the airport when there are needy programs such as Representative Shon and Representative Tam have been speaking about -- the homeless, the educational system? Where were you when you spent that \$3-billion?

"First, I encourage, as was recommended at the strategic planning, that we do hire staff to get a handle on our numbers so we do vote intelligently; and secondly, I encourage the Governor to use his line-item veto to derail the train at the airport and to exorcise the ghost of this unnecessary spending that will come to haunt us in the near future.

"Thank you, Mr. Speaker."

Representative Alcon then rose and stated:

"Mr. Speaker, I rise to speak in favor of this bill with great gratitude.

"Mr. Speaker, the Chairman of the Finance Committee just got through presenting his staff, thanking them for all the hard work that they have done, then we come here in this august chamber and rip it apart. And the only reason why, Mr. Speaker, is we are looking at the budget with blinders, and now and then we look at only one direction. I kinda liken the Finance Committee, Mr. Speaker, as a family ... the father and the mother and the children come over and ask for money for this, for that, and everything, and what do you do as the head of the family? You have to decide the priorities.

"Mr. Speaker, the Finance Committee spent a lot of time trying to set priorities for all the committees. We cannot satisfy everybody, Mr. Speaker. Education wants money, environmentalists want money. Let me just tell you that the environmentalist ... we are in the process of setting up a Department of the Environment and that also takes a lot of money.

"Mr. Speaker, we have to realize, as a body we have to realize that in the Finance Committee, we face a lot of problems. It is made up of a conglomeration of different committees and so, with the committees' priorities, the Finance Committee will also have to sit down and set priorities according to all the other priorities -- not only one committee. So why do we get blamed for everything? Let's look at the budget and the highest and best use of every dollar that we put in -- not under a narrow, selfish motive that we have.

"So, for that, Mr. Speaker, this is a very good budget.

"Thank you very much."

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

"Specifically, in response to my distinguished colleague from the other side of Honolulu, Representative Gene Ward, about the people mover. I think it is important to realize that Hawaii and we, individually and as a family, need to invest in our future and that investment to come from what is produced by either the State, the industry, or by ourselves personally. In other words, our first industry is the tourist industry. It generates most of the revenues in this State. It is absolutely necessary that we invest in that industry to continue our competitiveness. The disgrace that's falling on the United States as a whole is the very low rate of savings and a great deal of misinvestment, or rather, a propensity towards consumption.

"The people mover is entirely within the tradition of the State of Hawaii in preparing ourselves for the 21st Century. The moneys for the people mover are generated by the Airport Special Fund. The moneys generated are designed for the improvements at the airport, and there was only one exception made a couple of years ago by Congress whereby we used the moneys for other

infrastructural developments, specifically for roads to and from the airport.

"My point is that we should not indulge in hyperbole. We should look at things rationally and we should compare what we need to do with what business has done.

"Let me illustrate. Matson Company is committed to a \$200-million program in investment. One ship alone, the new RJ Pfeiffer, the one ship alone, the container ship -- it would have cost Matson \$129-million, okay? That alone compares with the people mover, the basic equipment of \$200-million. The reason for the cost relates to the cost that has risen with technology, with new equipment, and generally with inflation.

"Look at your own capital investment, whether it's a house or a refrigerator or other durable goods. The cost has climbed considerably in the last ten years. We now talk about hundreds of millions of dollars. True, but the reason Matson continues to be profitable and efficient is because it continues to put its money back into its business. Now, the Matson Company is not only investing in one cargo mover, but it is also investing in gantry cranes, in other equipment on Sand Island, and its total commitment is about \$200-million under this program.

"Companies that fail to invest, that fail to invest, become uncompetitive, lose money, and eventually are taken over by other people who know what to do with that company. We have seen what has happened to AmFac, to Castle and Cooke. Look at what has happened between sugar companies. . .

At this point, Representative Alcon rose on a point of order and asked:

"Are we debating Matson and AmFac and so on, or are we debating this budget before us?"

The Chair answered:

"I think there's some relevance here in terms of making this comparison, so Representative Lee, proceed."

Representative Lee continued:

"My apologies for being didactic and professorial, but I think it is necessary to stress that we need to invest in order to become competitive. And if we don't invest, we're going to really lose ground.

"The first impression a tourist who comes to Hawaii, a visitor either from the mainland or Japan, is the airport. And would you like to make people walk a long way to Customs or Immigration? If you have been to Seattle, you would be very much impressed with their train. It's an excellent people mover. If you've been to other airports, you'll notice how well you're received. So, I would like to point out again that what is being spent at the airport is spent from a fund that cannot be used for other purposes. Grant you, it'll be wonderful if you could use it for education, for housing, human services, but it's a Special Fund that is generated, paid for by mostly tourist -- non-residents. Non-residents, you know, have been taxed in a way, and we should return those moneys in an investment that would increase our competitiveness and make Hawaii a more attractive tourist destination, and I submit to you that was a very good reason why the Department of Transportation, why the State is doing this, and we should support it wholeheartedly. And indeed I do without any reservations.

"Thank you."

Representative Ward, in rebuttal, stated:

"I appreciate my colleague's remarks. In fact, it reminds us all that special funds is something that you and I cannot touch. The billion dollar lease, for example, with Duty Free -- you and I can't touch that money because we have given away that power to the Executive and other departments to make that decision even though constitutionally that's what we are supposed to do.

"The point of my whole reservation, Mr. Speaker, was the budget and that it had misplaced priorities. I'm not saying, Representative Lee, that we should never have a people mover, but not now while revenues are going to be down, while there's competitive bids for scarce resources, and when we are uncertain, the whole future of tourism is before us, so it's a matter of priorities. Cash flow and timing is as important, and what you decide to buy is when you buy it. And I said that's the issue -- the priority.

"Thank you, Mr. Speaker."

Representative Tatibouet rose and stated:

"In the interest of time, I do have some reservations on this bill, but I would just like to say a special thank you to Chairman Souki and his fine Committee and staff for all 363 pages of this document, and I would like to thank the taxpayers for making possible the intercom system so that the entire Legislature could sit in on the Finance Committee in our offices and hear all the proceedings.

"Thank you very much."

Representative Kanoho then rose to speak in total support of the bill, stating:

"Before doing so, I wish to thank the House Finance Committee for their efforts and long hours extended in preparing this document. Specifically, Mr. Speaker, I would like to remark on Representative Shon's comments previously to assure him and the members of the public that the House Finance Committee is indeed aware and sensitive to the needs that he addressed. Mental illness for children as well as the health of the homeless and that there are substantial amounts of money in the budget addressing these issues.

"I would like to also acknowledge that the House Health Committee did reprioritize; however, that reprioritization was done for the most part by excluding in the budget the moneys in the POS budget and attempted to do this to bills, but in Finance we had to take the moneys in bills and put it into the purchase of service budget, and with the ceiling imposed on us, it was just not possible at this point in time to address all of those concerns. To assure Representative Shon and the public that we will continue addressing these things, depending on the availability of money, and reprioritization that may be forthcoming from his Committee with concerns from the Administration, we would be very pleased in Finance to consider such reprioritization.

"Thank you, Mr. Speaker."

At this time, Representative Duldulao asked for a recess and at 12:00 o'clock noon, the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:01 o'clock p.m., Representative Duldulao was permitted a late introduction and she introduced, on behalf of the Speaker and herself, 44 students from Waipahu High School. They were



accompanied by their teachers, Mrs. Lillian Muramoto, Mrs. Victoria Polendey and Mrs. Bruhn.

Representative D. Ige then rose to speak in favor of House Bill No. 2454, HD 1, stating:

"You know, Mr. Speaker, in tough years we are asked and required to make tough decisions and we had in regards to the higher education budget. We really focused on a couple of areas. One is just providing the basic infrastructure for the colleges and the campuses to move the programs forward. Looking at undergraduate and certificate programs, we strengthened the community college system that really emphasized outreach so that we can deliver and provide access for all of our citizens throughout the State.

"I would just like to focus on four areas that we placed strategic emphasis on in this budget and it is reflected and I think all the members of the House can be very proud of it.

**"Child care and accessibility of child care workers.** We put in place a program that will deliver certificates and associate degree programs in early childhood education so that we can provide workers for our child care centers which is in such a dire need throughout the State. By the end of this biennium, we will have child care programs at Honolulu Community College, Kapiolani Community College, Leeward Community College, Kauai, Hawaii and Maui Community Colleges, so we can be certain that we will have a pool of trained professionals to work with our children.

"In the area of **ocean technology**, we really focused on moving this program forward so that we can capitalize and emphasize our strategic advantage in the middle of the Pacific.

"In the area of **simultaneous translations**, Mr. Speaker, we often talk about being the Geneva of the Pacific. Yet, we don't have any certified translators here. We have emphasized and placed priority on a program to develop a simultaneous translations program that will be certified by the United Nations so that we can become key players in our quest to become the Geneva of the Pacific.

"One last area that I would like to emphasize, in terms of us prioritizing and moving forward, is in a **flight-training center and program**. Mr. Speaker, we often talked about public/private partnerships but I think this is the model that will emphasize the power and uniqueness of trying to be a partner with the private sector so that we can expend and leverage our public dollars. We are about to embark on the final planning stages to start a flight-training center with a major Japanese corporation that put private and public moneys together for the benefit of the entire State. We will be making the basic infrastructure available in this budget year and they will be coming with a specific proposal that will outline specific costs and long-term impacts of this program.

"I also would like to thank the Chairman of Finance and all the members of the Finance Committee for their open dialogue and partnership in fashioning this budget. They've been very open with me. I would also like to thank the staff for their professionalism and their willingness to have open and free discussions about priorities and programs and why the Higher Education Committee felt certain programs were important and deserved more consideration than others.

"Thank you, Mr. Speaker."

Representative Arakaki then rose and stated:

"I also stand in full support of House Bill 2454, HD 1, and the work that the Finance Chair and his committee and his staff did, realizing the kind of restrictions that we were working with economically. I know the budget contains many measures that I think many other states in our country are looking towards Hawaii as the model programs and we are going to continue in that area. We are going to continue to be innovative.

"The budget also addresses, I think, some important areas that your Majority members and your Leadership identified such as education and housing and alternate areas, residential care homes, and many of the members did very important work on, and we were addressing those areas as well.

"I should say, Mr. Speaker, you know, because I got to attend a couple of conferences on the mainland and got to talk with fellow legislators from other states, and many of them are really hurting, I think, in a way, we're fortunate that we have a level of funding. You know, we've had surpluses in the past. We have a very modest gain this year but in many other states, they're looking at deficit budgets, and they're looking at cutting programs, they're looking at cutting services to people, and they're looking at laying off government workers. In a sense, we should be thankful for what we have but we also need to realize our limitations and, I think, we also need to look reality in the face and that perhaps this may be coming down the road for Hawaii as well, and I think every member has the responsibility to think about how we can make best use of our resources. Given that, I think the Finance Committee did an excellent job and it's a good start as many other members said.

"I just want to express one concern that I have and I think it sort of echoes what Representative Shon had said because when we look at the past two years at where we felt were the greatest deficit, in terms of providing services to our people and, you know, we identified children's mental health as one of those areas. Last year, people who came together to look at the problem said we needed \$24-million just to bring the system up to par. We provided a little over \$2-million. But in essence, you know, in the interim the Salvation Army program closed down. We also closed down the State adolescent unit at the State Hospital so actually we've stepped backwards in terms of children's mental health. And then we were told we had ten thousand kids who are seriously and emotionally and behaviorally disturbed that we need to take care of. We're taking care, right now, we're taking care of less than a third of them. And I think if you went to talk to your teachers and counselors, you talk to the Education Chair, they always ask for class size reduction. I think one of the main reasons why they ask for class size reduction is because they are having a more difficult time dealing with the kids' behavioral problems in classes. It is becoming worse. I would beg all of you to start visiting your classrooms and see what's happening. The teachers will tell you that they are spending less time on teaching and more time in trying to manage behavior.

"When I went to talk to the Chairman, I realized the restrictions he's working under. He pointed to the headlines behind his desk. It said, we're going to suffer an economic downturn, no new programs, no new services, and I can understand that approach. Maybe we can say no this year, but I really don't think we can continue to turn our backs on this problem because sooner or later we're going to have to pay. We're not going to be able to continue to say no to the Director of Public Safety when he comes to us and says, 'We need more prison spaces.' We're not going to say no to the Judiciary when they come to us and say, 'We're going to need more judges and more courtrooms.' We're not going to say no to the County Prosecutors and the Police



Department when they say they need more manpower. We're not going to say no to the deficit that we incur in areas like Medicaid. Those are the ones that we're not going to have any choices on. Clearly, we have choices that we can make right now and I think while the choices are we can decide whether we want to be penny-wise and pound foolish, or we can start to look at where our priorities should be. And, in a way I'm glad that this is the Year of the Family because this is where I think our priority should be. I think many families in Hawaii right now are making the same kinds of tough decisions that we're making today. And like many families, we look to the head of the household, maybe its Papa Souki, for leadership and direction, but I'm glad Representative Alcon gave that analogy because, you know, I think many of us as parents, we do say no for the things that our kids ask for, but I also think that when we recognize that our kids have special needs and they have a problem that will affect their future, we'll do anything we can to take care of that problem because we want to see a strong and healthy child, and we want to see a bright future for them.

"So, I am sure many households are giving up and making sacrifices, and I think we're going to have to start looking at making sacrifices as well. But I think it is also part of our tradition and part of our history, Mr. Speaker, in Hawaii that we've always managed to sacrifice for the sake of our children, and I hope we will continue to do so.

"So, from now until conference time, I will hope and I will pray that the economic picture will look better for Hawaii that we can provide additional resources where they are needed and until then, I will put my faith in the Finance Chair and his Committee, and the Ways and Means Committee and the rest of the members that we will come up with the right decisions in behalf of our people.

"Thank you."

The motion was put by the Chair and carried, and H.B. No. 2454, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Peters being excused.

The Chair directed the Clerk to note that H.B. No. 2454 had passed Third Reading at 12:15 o'clock p.m.

### INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 180 to 182) and concurrent resolutions (H.C.R. Nos. 167 to 170) were offered and referred to committees, as follows:

H.R. No. 180, entitled: "HOUSE RESOLUTION REQUESTING THE PLANNING AND DEVELOPMENT OF AEROMEDICAL EVACUATION SUPPORT SERVICES STATEWIDE," was jointly offered by Representatives Chang, Amaral, Apo, Arakaki, Baker, Cachola, Chun, Hirono, Honda, Horita, M. Ige, Isbell, Kanoho, Lee, Morihara, Oshiro, Santiago, Say, Shon, Stegmaier, Takamine, Tam, Taniguchi, Thompson and Young.

Referred to: Jointly to the Committees on Health and Intergovernmental Relations and International Affairs.

H.R. No. 181, entitled: "HOUSE RESOLUTION REQUESTING THE REAL ESTATE RESEARCH AND EDUCATION CENTER TO CONDUCT AN INVENTORY OF ALL NONRESIDENT ALIEN OWNERSHIP OF RESIDENTIAL SINGLE-FAMILY

REAL PROPERTY," was jointly offered by Representatives Tam, Bunda, Chang, Honda, Kanoho and Okamura.

Referred to: Committee on Higher Education and the Arts.

H.R. No. 182, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY AND THE UNIVERSITY OF HAWAII TO CEASE ALL PLANS TO DEVELOP A UNIVERSITY FACULTY HOUSING PROJECT AT THE PENSACOLA STREET CAMPUS OF KAPIOLANI COMMUNITY COLLEGE TO ALLOW MCKINLEY HIGH SCHOOL TO UTILIZE THE SITE TO CARRY OUT ITS EDUCATIONAL AND CULTURAL RESPONSIBILITIES," was jointly offered by Representatives Hagino, Alcon, Hiraki, Tam, Hirono, Chun, Shon, Anderson, Apo, Arakaki, Cachola, Honda, Ihara, Isbell, Kanoho, Kawakami, Metcalf, Morihara, O'Kieffe, Oshiro, Santiago, Takamine, Thielen, Thompson, Yonamine and Young.

Referred to: Committee on Water, Land Use and Hawaiian Affairs.

H.C.R. No. 167, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PLANNING AND DEVELOPMENT OF AEROMEDICAL EVACUATION SUPPORT SERVICES STATEWIDE," was jointly offered by Representatives Chang, Amaral, Apo, Arakaki, Baker, Cachola, Chun, Hirono, Honda, Horita, D. Ige, M. Ige, Isbell, Kanoho, Lee, Oshiro, Santiago, Say, Shon, Stegmaier, Takamine, Tam, Taniguchi, Thompson and Young.

Referred to: Jointly to the Committees on Health and Intergovernmental Relations and International Affairs.

H.C.R. No. 168, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE U.S. CONGRESS TO IMPOSE STIFF TRADE SANCTIONS AGAINST ANY NATION THAT ENGAGES IN HIGH SEAS DRIFTNET FISHING," was jointly offered by Representatives Souki, Baker, Honda and Morihara.

Referred to: Committee on Intergovernmental Relations and International Affairs.

H.C.R. No. 169, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE REAL ESTATE RESEARCH AND EDUCATION CENTER TO CONDUCT AN INVENTORY OF ALL NONRESIDENT ALIEN OWNERSHIP OF RESIDENTIAL SINGLE-FAMILY REAL PROPERTY," was jointly offered by Representatives Tam, Bunda, Chang, Honda, Kanoho and Okamura.

Referred to: Committee on Higher Education and the Arts.

H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY AND THE UNIVERSITY OF HAWAII TO CEASE ALL PLANS TO DEVELOP A UNIVERSITY FACULTY HOUSING PROJECT AT THE PENSACOLA STREET CAMPUS OF KAPIOLANI COMMUNITY COLLEGE TO ALLOW MCKINLEY HIGH SCHOOL TO UTILIZE THE SITE TO CARRY OUT ITS EDUCATIONAL AND CULTURAL RESPONSIBILITIES," was jointly offered by Representatives Hagino, Alcon, Hiraki, Tam, Hirono, Chun, Shon, Anderson, Apo, Arakaki, Cachola, Hashimoto, Honda, Ihara, Isbell, Kanoho, Kawakami, Metcalf, Morihara, O'Kieffe, Oshiro, Santiago, Takamine, Thielen, Thompson, Yonamine and Young.

Referred to: Committee on Water, Land Use and Hawaiian Affairs.

#### **SPECIAL COMMITTEE REPORT**

Representative Young, for the Interim Subcommittee to Study Violations of the State Lease at Puuwaawaa, presented a report (Spec. Com. Rep. No. 2) with certain recommendations.

By unanimous consent, the report was received and placed on file.

At 12:16 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:17 o'clock p.m.

#### **ADJOURNMENT**

At 12:18 o'clock p.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Monday, March 9, 1992.

## TWENTY-NINTH DAY

Monday, March 9, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:40 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by Rabbi Richard B. Leibovitz, Lt. Commander, U.S. Navy Chaplain Corps, after which the Roll was called showing all members present with the exception of Representatives Amaral, Bellinger, Duldulao, Ihara, Kihano, Shon, Tam and Yonamine, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Eighth Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Eighth Day was approved.

## ORDER OF THE DAY

## COMMITTEE REFERRAL

The following Senate bill (S.B. No. 2438) was disposed of as follows:

S.B. No.      Referred to:

2438      Committee on Consumer Protection and Commerce

## COMMITTEE REASSIGNMENTS

The following Senate bills were re-referred as follows:

S.B. Nos.      Re-referred to:

1419      Jointly to the Committees on Health and Judiciary, then to the Committee on Finance

2304      Jointly to the Committees on Consumer Protection and Commerce and Judiciary

2415      Jointly to the Committees on Consumer Protection and Commerce and Judiciary, then to the Committee on Finance

2422      Committee on Health, then to the Committee on Finance

2432      Jointly to the Committees on Consumer Protection and Commerce and Judiciary

2438      Committee on Consumer Protection and Commerce

2653      Jointly to the Committees on Energy and Environmental Protection; Intergovernmental Relations and International Affairs; and Health, then to the Committee on Judiciary

2659      Committee on Finance

2665      Committee on Judiciary

2739      Committee on Energy and Environmental Protection, then to the Committee on Finance

2740      Jointly to the Committees on Labor and Public Employment and Judiciary, then to the Committee on Finance

2767      Jointly to the Committees on Energy and Environmental Protection and Consumer Protection and Commerce, then to the Committee on Finance

2851      Jointly to the Committees on Health and Judiciary, then to the Committee on Finance

2867      Committee on Housing, then to the Committee on Finance

3109      Committee on Consumer Protection and Commerce

3142      Jointly to the Committees on Ocean and Marine Resources and Transportation, then to the Committee on Judiciary

3407      Jointly to the Committees on Planning and Economic Development and Transportation, then to the Committee on Finance

## INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 183 to 209) and concurrent resolutions (H.C.R. Nos. 171 to 198) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 183, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DEPARTMENT OF TRANSPORTATION STUDY THE FEASIBILITY OF ENHANCING ROADWAY LIGHTING TO ENSURE SAFE DRIVING CONDITIONS," was offered by Representative Oshiro.

H.R. No. 184, entitled: "HOUSE RESOLUTION REQUESTING THE JUDICIARY TO REVIEW AND EVALUATE THE ADEQUACY OF VARIOUS MANDATORY PENALTY OR SENTENCING STRUCTURES FOR CRIMES," was offered by Representative Oshiro.

H.R. No. 185, entitled: "HOUSE RESOLUTION REQUESTING A STUDY REGARDING THE PROVISION OF SPECIALIZED SERVICES FOR QUADRIPLIGICS RESIDING IN THE STATE OF HAWAII," was jointly offered by Representatives Santiago, Arakaki, Baker, Cachola, Hiraki, Isbell, Shon, Souki, Takamine, Tam and Taniguchi.

H.R. No. 186, entitled: "HOUSE RESOLUTION REQUESTING A DETERMINATION OF THE NEED AND FEASIBILITY OF CONVERTING CERTAIN HIGH OCCUPANCY VEHICLE LANES TO SHOULDER LANES DURING NON-PEAK TRAFFIC HOURS," was jointly offered by Representatives Santiago, Arakaki, Bainum, Baker, Cachola, Hiraki, Isbell, Shon, Souki, Takamine, Taniguchi and Tom.

H.R. No. 187, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO PERFORM A COMPREHENSIVE EVALUATION ON THE SEWAGE TREATMENT NEEDS OF OAHU'S NORTH SHORE," was jointly offered by Representatives Santiago, Arakaki, Baker, Cachola, Hiraki, Isbell, Shon, Souki, Takamine, Tam, Taniguchi and Yonamine.

H.R. No. 188, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF

HONOLULU TO REDUCE WATER AND SEWER USE CHARGES," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Arakaki, Baker, Honda, Isbell, O'Kieffe, Takamine, Ward, Yonamine and Young.

H.R. No. 189, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO CONSIDER EXTENDING THE FINANCIAL ASSURANCE COMPLIANCE DEADLINE APPLICABLE TO SMALL UNDERGROUND STORAGE TANK OWNERS AND OPERATORS IN HAWAII," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Arakaki, Baker, Honda, Isbell, O'Kieffe, Takamine, Taniguchi, Ward, Yonamine and Young.

H.R. No. 190, entitled: "HOUSE RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION TO CONDUCT AN INFORMATIONAL BRIEFING FOR THE LEGISLATURE," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Arakaki, Baker, Chang, Honda, Isbell, O'Kieffe, Takamine, Ward, Yonamine and Young.

H.R. No. 191, entitled: "HOUSE RESOLUTION STRONGLY URGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO ALLOW FOREIGN AIR CARRIERS TO TRANSPORT PASSENGERS BETWEEN THE UNITED STATES MAINLAND AND HAWAII," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Baker, Honda, O'Kieffe, Takamine, Taniguchi, Ward, Yonamine and Young.

H.R. No. 192, entitled: "HOUSE RESOLUTION RATIFYING, ON BEHALF OF THE HOUSE, THE ORIGINAL SECOND AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES RELATING TO THE COMPENSATION OF MEMBERS OF THE UNITED STATES CONGRESS WHEN ANY VARIATION IN COMPENSATION SHALL TAKE EFFECT," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Arakaki, Baker, Honda, Isbell, O'Kieffe, Takamine, Ward, Yonamine and Young.

H.R. No. 193, entitled: "HOUSE RESOLUTION REQUESTING THE NATIONAL CONFERENCE OF THE STATE LEGISLATURES AND THE NATIONAL CONFERENCE OF GOVERNORS TO EXAMINE RECENT POLICY REFORMS BY THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION ON THE BASEBALL PROGRAMS OF STATE UNIVERSITIES," was jointly offered by Representatives Say, Amaral, Apo, Hiraki and Young.

H.R. No. 194, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY THE FEASIBILITY OF OFFERING CATTLE LEASES FOR ITS MOLOKA'I LANDS AS A MEANS TO IMPROVE THE ISLAND'S ECONOMY AND PROVIDE FOR PUBLIC SAFETY," was offered by Representative Baker.

H.R. No. 195, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO ESTABLISH A MASTER OF BUSINESS ADMINISTRATION OUTREACH PROGRAM," was jointly offered by Representatives Morihara, Souki, Honda, Baker, O'Kieffe, Arakaki, Bainum, Bellinger, Bunda, Chang, Chun, Fukunaga, Hagino, Hashimoto, Horita, D. Ige, Ihara, Isbell, Kanoho, Lee, Marumoto, Okamura, Oshiro, Peters, Santiago, Shon, Stegmaier, Tam, Taniguchi, Tatibouet, Thielen, Tom and Young.

H.R. No. 196, entitled: "HOUSE RESOLUTION URGING THE ARMY, NAVY, AIR FORCE, AND MARINES TO RECOMMENCE THE PERFORMING OF 21-GUN SALUTE CEREMONIES AT VETERAN BURIALS ON THE NEIGHBOR ISLANDS OF HAWAII," was jointly offered by Representatives Morihara, Apo, Baker, Chang, Honda, Isbell, Kanoho, Kawakami, Metcalf, O'Kieffe, Tajiri and Takamine.

H.R. No. 197, entitled: "HOUSE RESOLUTION REQUESTING A SEPARATE ALCOHOL ABUSE PROGRAM FOR DRUNK DRIVERS," was jointly offered by Representatives Morihara, Anderson, Arakaki, Cachola, Hagino, Hiraki, Hirono, Metcalf, Peters, Takamine, Thielen, Thompson and Ward.

H.R. No. 198, entitled: "HOUSE RESOLUTION ENCOURAGING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO WORK WITH THE CHILD SUPPORT ENFORCEMENT AGENCY IN THE REPORTING OF HIRES AND REHIRS," was jointly offered by Representatives Arakaki, Bainum, Amaral and Takamine.

H.R. No. 199, entitled: "HOUSE RESOLUTION HONORING HAWAIIAN DREDGING AND CONSTRUCTION COMPANY," was jointly offered by Representatives Marumoto, Alcon, Amaral, Apo, Arakaki, Bainum, Baker, Bellinger, Bunda, Chang, Hashimoto, Hiraki, Hirono, Honda, D. Ige, Isbell, Kanoho, Kawakami, Morihara, Oshiro, Peters, Santiago, Say, Shon, Souki, Stegmaier, Tam and Thompson.

H.R. No. 200, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO RESEARCH INSTANCES IN WHICH THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL BRANCHES OF STATE GOVERNMENT ARE TOTALLY EXEMPT FROM ALL PROVISIONS OF VARIOUS STATE LAWS," was offered by Representative Ihara.

H.R. No. 201, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH IN COLLABORATION WITH THE DEPARTMENT OF HUMAN SERVICES TO DEVELOP A LONG-RANGE PLAN TO CARE FOR HANSEN'S DISEASE PATIENTS," was jointly offered by Representatives Arakaki, Baker, Shon, Duldulao, Bainum and Bellinger.

H.R. No. 202, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO UTILIZE THE HONOLULU POLICE DEPARTMENT PAWAA ANNEX BUILDING FOR A TEMPORARY SHELTER FOR HOMELESS WOMEN AND CHILDREN," was jointly offered by Representatives Arakaki, Chun and Hirono.

H.R. No. 203, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPEDITE THE REVISION OF THE EDUCATIONAL SPECIFICATIONS AND STANDARDS FOR ELEMENTARY, INTERMEDIATE, AND HIGH SCHOOL FACILITIES," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho, Lee and Tam.

H.R. No. 204, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING TO INVESTIGATE METHODS OF COMBINING THE DEPARTMENT OF HAWAIIAN HOME LANDS AND THE OFFICE OF HAWAIIAN AFFAIRS," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho and Lee.

H.R. No. 205, entitled: "HOUSE RESOLUTION REQUESTING FLEXIBILITY IN THE USE OF EDUCATION SPECIFICATIONS IN STATE EXPENDITURES," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho and Tam.

H.R. No. 206, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXAMINE THE POSSIBILITY OF EXTENDING THE 'TURNKEY' POLICY TO THE BUILDING OF ALL NEW SCHOOLS," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho, Lee and Tam.

H.R. No. 207, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO PERFORM A COMPREHENSIVE REVIEW OF THE FACTORS THAT CONTRIBUTE TO THE ESCALATION OF PUBLIC CONTRACT COSTS IN HAWAII," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho, Lee and Tam.

H.R. No. 208, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO IDENTIFY STATE FUNCTIONS THAT CAN BE PRIVATIZED AND ESTIMATE THE COST SAVINGS," was jointly offered by Representatives Bellinger, Cachola, Chang, Kanoho and Tam.

H.R. No. 209, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REVIEW ALL PROCUREMENT POLICIES AND PROCEDURES AND PROPOSE LEGISLATION FOR A MORE EFFICIENT PROCUREMENT SYSTEM," was jointly offered by Representatives Bellinger and Okamura.

H.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF TRANSPORTATION STUDY THE FEASIBILITY OF ENHANCING ROADWAY LIGHTING TO ENSURE SAFE DRIVING CONDITIONS," was offered by Representative Oshiro.

H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO REVIEW AND EVALUATE THE ADEQUACY OF VARIOUS MANDATORY PENALTY OR SENTENCING STRUCTURES FOR CRIMES," was offered by Representative Oshiro.

H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY REGARDING THE PROVISION OF SPECIALIZED SERVICES FOR QUADRIPLIGICS RESIDING IN THE STATE OF HAWAII," was jointly offered by Representatives Santiago, Arakaki, Baker, Cachola, Hiraki, Isbell, Shon, Souki, Takamine, Tam, Taniguchi and Yonamine.

H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A DETERMINATION OF THE NEED AND FEASIBILITY OF CONVERTING CERTAIN HIGH OCCUPANCY VEHICLE LANES TO SHOULDER LANES DURING NON-PEAK TRAFFIC HOURS," was jointly offered by Representatives Santiago, Arakaki, Bainum, Baker, Cachola, Hiraki, Isbell, Shon, Souki, Takamine, Tam, Taniguchi and Yonamine.

H.C.R. No. 175, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO PERFORM A COMPREHENSIVE EVALUATION ON THE SEWAGE TREATMENT NEEDS OF OAHU'S NORTH SHORE," was jointly offered by Representatives Santiago, Arakaki, Bainum,

Baker, Cachola, Hiraki, Isbell, Shon, Souki, Takamine, Tam and Taniguchi.

H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO REDUCE WATER AND SEWER USE CHARGES," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Arakaki, Baker, Chang, Hiraki, Honda, Isbell, O'Kieffe, Ward, Yonamine and Young.

H.C.R. No. 177, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO CONSIDER EXTENDING THE FINANCIAL ASSURANCE COMPLIANCE DEADLINE APPLICABLE TO SMALL UNDERGROUND STORAGE TANK OWNERS AND OPERATORS IN HAWAII," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Arakaki, Baker, Chang, Hiraki, Honda, Isbell, O'Kieffe, Taniguchi, Ward, Yonamine and Young.

H.C.R. No. 178, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION TO CONDUCT AN INFORMATIONAL BRIEFING FOR THE LEGISLATURE," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Hiraki and Young.

H.C.R. No. 179, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO ALLOW FOREIGN AIR CARRIERS TO TRANSPORT PASSENGERS BETWEEN THE UNITED STATES MAINLAND AND HAWAII," was jointly offered by Representatives Say, Amaral, Apo, Hiraki and Young.

H.C.R. No. 180, entitled: "HOUSE CONCURRENT RESOLUTION RATIFYING, ON BEHALF OF THE LEGISLATURE, THE ORIGINAL SECOND AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES RELATING TO THE COMPENSATION OF MEMBERS OF THE UNITED STATES CONGRESS WHEN ANY VARIATION IN COMPENSATION SHALL TAKE EFFECT," was jointly offered by Representatives Say, Amaral, Anderson, Apo, Arakaki, Baker, Chang, Hiraki, Honda, Isbell, O'Kieffe, Ward, Yonamine and Young.

H.C.R. No. 181, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE NATIONAL CONFERENCE OF STATE LEGISLATURES AND THE NATIONAL CONFERENCE OF GOVERNORS TO EXAMINE RECENT POLICY REFORMS BY THE NATIONAL COLLEGIATE ATHLETIC ASSOCIATION ON THE BASEBALL PROGRAMS OF STATE UNIVERSITIES," was jointly offered by Representatives Say, Amaral, Apo, Hiraki and Young.

H.C.R. No. 182, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO STUDY THE FEASIBILITY OF OFFERING CATTLE LEASES FOR ITS MOLOKA'I LANDS AS A MEANS TO IMPROVE THE ISLAND'S ECONOMY AND PROVIDE FOR PUBLIC SAFETY," was offered by Representative Baker.

H.C.R. No. 183, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO ESTABLISH A MASTER OF BUSINESS ADMINISTRATION OUTREACH PROGRAM," was jointly offered by Representatives Morihara, Souki, Honda, Baker, O'Kieffe, Arakaki, Bainum, Bellinger, Bunda, Cachola, Chang, Chun, Fukunaga, Hagino, Hashimoto, Horita, D. Ige, Ihara, Isbell, Kanoho,



Marumoto, Okamura, Oshiro, Peters, Santiago, Shon, Stegmaier, Tam, Taniguchi, Tatibouet, Thielen, Tom and Young.

H.C.R. No. 184, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ARMY, NAVY, AIR FORCE, AND MARINES TO RECOMMENCE THE PERFORMING OF 21-GUN SALUTE CEREMONIES AT VETERAN BURIALS ON THE NEIGHBOR ISLANDS OF HAWAII," was jointly offered by Representatives Morihara, Apo, Baker, Chang, Honda, Isbell, Kanoho, Kawakami, Metcalf, O'Kieffe, Tajiri and Takamine.

H.C.R. No. 185, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SEPARATE ALCOHOL ABUSE PROGRAM FOR DRUNK DRIVERS," was jointly offered by Representatives Morihara, Anderson, Arakaki, Cachola, Hagino, Hiraki, Hirono, Metcalf, Peters, Takamine, Thielen, Thompson and Ward.

H.C.R. No. 186, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO WORK WITH THE CHILD SUPPORT ENFORCEMENT AGENCY IN THE REPORTING OF HIRES AND REHIRES," was jointly offered by Representatives Arakaki, Bainum, Amaral and Takamine.

H.C.R. No. 187, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO STUDY THE FEASIBILITY OF DECENTRALIZING THE CAPITAL IMPROVEMENT PROJECT FUNCTIONS CURRENTLY PERFORMED BY THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO INDIVIDUAL DEPARTMENTS," was jointly offered by Representatives Souki and Say.

H.C.R. No. 188, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO RESEARCH INSTANCES IN WHICH THE EXECUTIVE, LEGISLATIVE, AND JUDICIAL BRANCHES OF STATE GOVERNMENT ARE TOTALLY EXEMPT FROM ALL PROVISIONS OF VARIOUS STATE LAWS," was offered by Representative Ihara.

H.C.R. No. 189, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION TO STUDY THE FEASIBILITY OF REQUIRING THE IMPLEMENTATION OF DEMAND MANAGEMENT STRATEGIES AT HAWAII'S UTILITIES," was offered by Representative Hirono.

H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH IN COLLABORATION WITH THE DEPARTMENT OF HUMAN SERVICES TO DEVELOP A LONG-RANGE PLAN TO CARE FOR HANSEN'S DISEASE PATIENTS," was jointly offered by Representatives Arakaki, Baker, Shon, Duldulao, Bellinger and Bainum.

H.C.R. No. 191, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO UTILIZE THE HONOLULU POLICE DEPARTMENT PAWAA ANNEX BUILDING FOR A TEMPORARY SHELTER FOR HOMELESS WOMEN AND CHILDREN," was jointly offered by Representatives Arakaki, Chun and Hirono.

H.C.R. No. 192, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPEDITE THE REVISION OF THE EDUCATIONAL SPECIFICATIONS AND STANDS FOR ELEMENTARY, INTERMEDIATE, AND HIGH

SCHOOL FACILITIES," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho, Lee and Tam.

H.C.R. No. 193, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING TO INVESTIGATE METHODS OF COMBINING THE DEPARTMENT OF HAWAIIAN HOME LANDS AND THE OFFICE OF HAWAIIAN AFFAIRS," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda and Kanoho.

H.C.R. No. 194, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING FLEXIBILITY IN THE USE OF EDUCATION SPECIFICATIONS IN STATE EXPENDITURES," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho, Lee and Tam.

H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXAMINE THE POSSIBILITY OF EXTENDING THE 'TURNKEY' POLICY TO THE BUILDING OF ALL NEW SCHOOLS," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho, Lee and Tam.

H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO PERFORM A COMPREHENSIVE REVIEW OF THE FACTORS THAT CONTRIBUTE TO THE ESCALATION OF PUBLIC CONTRACT COSTS IN HAWAII," was jointly offered by Representatives Bellinger, Cachola, Chang, Honda, Kanoho, Lee and Tam.

H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A TASK FORCE TO IDENTIFY STATE FUNCTIONS THAT CAN BE PRIVATIZED AND ESTIMATE THE COST SAVINGS," was jointly offered by Representatives Bellinger, Cachola, Chang, Kanoho and Tam.

H.C.R. No. 198, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REVIEW ALL PROCUREMENT POLICIES AND PROCEDURES AND PROPOSE LEGISLATION FOR A MORE EFFICIENT PROCUREMENT SYSTEM," was jointly offered by Representatives Bellinger and Okamura.

At 11:44 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:45 o'clock a.m.

## ANNOUNCEMENTS

At this time, Representative Thielen rose and extended birthday greetings to Representative Ward.

Representative Hirono then rose and extended birthday greetings to Representative Morihara.

Representative Young then rose and wished Representative Hagino a belated "Happy Birthday."

## ADJOURNMENT

At 11:47 o'clock a.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and

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carried, the House of Representatives adjourned until  
11:30 o'clock a.m. tomorrow, Tuesday, March 10, 1992.

## THIRTIETH DAY

Tuesday, March 10, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:40 o'clock a.m., with the Vice Speaker presiding.

The Divine Blessing was invoked by The Reverend Juan Riingen of the Aldersgate United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Hirono, Horita, D. Ige, Kihano and Peters, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Twenty-Ninth Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Twenty-Ninth Day was approved.

At this time, Representative Say introduced to the members of the House and audience Mr. Daniel Nagamine, President of Flamingo Enterprises.

## ORDER OF THE DAY

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 183 to 209) and concurrent resolutions (H.C.R. Nos. 171 to 198) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
183	Committee on Transportation
184	Committee on Judiciary
185	Committee on Health, then to the Committee on Legislative Management
186	Committee on Transportation
187	Jointly to the Committees on Health and Ocean and Marine Resources
188	Committee on Intergovernmental Relations and International Affairs
189	Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs
190	Committee on Planning and Economic Development, then to the Committee on Finance
191	Jointly to the Committees on Tourism; Intergovernmental Relations and International Affairs; and Transportation
192	Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs
193	Committee on Higher Education and the Arts
194	Committee on Water, Land Use, and Hawaiian Affairs

195	Committee on Higher Education and the Arts
196	Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs
197	Jointly to the Committees on Health; Judiciary; and Transportation
198	Jointly to the Committees on Labor and Public Employment; Human Services; and Judiciary
199	Committee on Planning and Economic Development
200	Committee on Judiciary, then to the Committee on Legislative Management
201	Jointly to the Committees on Health and Human Services
202	Jointly to the Committees on Housing; Human Services; and Intergovernmental Relations and International Affairs
203	Committee on Education
204	Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Planning and Economic Development
205	Committee on Education
206	Committee on Education, then to the Committee on Finance
207	Committee on Planning and Economic Development
208	Committee on Planning and Economic Development, then to the Committee on Finance
209	Committee on Planning and Economic Development, then to the Committee on Finance

H.C.R. Nos.

171	Committee on Transportation
172	Committee on Judiciary
173	Committee on Health, then to the Committee on Legislative Management
174	Committee on Transportation
175	Jointly to the Committees on Health and Ocean and Marine Resources
176	Committee on Intergovernmental Relations and International Affairs
177	Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs
178	Committee on Planning and Economic Development, then to the Committee on Finance
179	Jointly to the Committees on Tourism, Intergovernmental Relations and International Affairs; and Tourism

- 180 Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs
- 181 Committee on Higher Education and the Arts
- 182 Committee on Water, Land Use, and Hawaiian Affairs
- 183 Committee on Higher Education and the Arts
- 184 Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs
- 185 Jointly to the Committees on Health; Judiciary; and Transportation
- 186 Jointly to the Committees on Labor and Public Employment; Human Services; and Judiciary
- 187 Committee on Finance, then to the Committee on Legislative Management
- 188 Committee on Judiciary, then to the Committee on Legislative Management
- 189 Committee on Consumer Protection and Commerce
- 190 Jointly to the Committees on Health and Human Services
- 191 Jointly to the Committees on Housing; Human Services; and Intergovernmental Relations and International Affairs
- 192 Committee on Education
- 193 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Planning and Economic Development
- 194 Committee on Education
- 195 Committee on Education, then to the Committee on Finance
- 196 Committee on Planning and Economic Development
- 197 Committee on Planning and Economic Development, then to the Committee on Finance
- 198 Committee on Planning and Economic Development, then to the Committee on Finance
- 2468 Jointly to the Committees on Ocean and Marine Resources and Intergovernmental Relations and International Affairs, then to the Committee on Finance
- 2566 Jointly to the Committees on Housing and Planning and Economic Development
- 2598 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Judiciary, then to the Committee on Finance
- 2719 Jointly to the Committees on Energy and Environmental Protection and Judiciary, then to the Committee on Finance
- 2729 Jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 2871 Jointly to the Committees on Transportation and Intergovernmental Relations and International Affairs, then jointly to the Committees on Consumer Protection and Commerce and Judiciary
- 2872 Committee on Judiciary, then to the Committee on Finance
- 2877 Committee on Planning and Economic Development, then to the Committee on Finance
- 2905 Jointly to the Committees on Human Services and Labor and Public Employment, then to the Committee on Finance
- 2934 Jointly to the Committees on Labor and Public Employment; Health; and Legislative Management, then to the Committee on Finance
- 3044 Jointly to the Committees on Transportation; Health; and Judiciary, then to the Committee on Finance
- 3394 Committee on Finance
- 3414 Committee on Finance
- 3077 Committee on Finance
- 3383 Committee on Judiciary, then to the Committee on Finance

#### COMMITTEE REASSIGNMENTS

The following Senate bills were re-referred as follows:

- | <u>S.B. Nos.</u> | <u>Re-referred to:</u>   |
|------------------|--|
| 2210             | Committee on Judiciary, then to the Committee on Finance                               |
| 2335             | Committee on Judiciary, then to the Committee on Finance                               |
| 2382             | Jointly to the Committees on Health and Judiciary, then to the Committee on Finance    |
| 2392             | Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary |

#### INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 210 to 219) and concurrent resolutions (H.C.R. Nos. 199 to 208) were offered and were referred to committees, as follows:

H.R. No. 210, entitled: "HOUSE RESOLUTION EXPRESSING OPPOSITION TO THE IMPOSITION OF PASSENGER FACILITY CHARGES AND URGING THE STATE DEPARTMENT OF TRANSPORTATION NOT TO IMPOSE PASSENGER FACILITY CHARGES AT STATE AIRPORTS," was jointly offered by Representatives Baker and Oshiro.

Referred to: Committee on Transportation.

H.R. No. 211, entitled: "HOUSE RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO GRANT AN EASEMENT OR TO LEASE CERTAIN SUBMERGED LANDS AT EWA TO HASEKO," was offered by Representative Kihano, by request.

Referred to: Jointly to the Committees on Ocean and Marine Resources and Transportation.

H.R. No. 212, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE SALARY AND BENEFITS PACKAGE OF PUBLIC SCHOOL PRINCIPALS," was jointly offered by Representatives Kawakami, Okamura, Arakaki, Baker, Chang, Duldulao, Fukunaga, Hashimoto, Hiraki, Hirono, Honda, D. Ige, Ihara, Isbell, Kanoho, Morihara, O'Kieffe, Santiago, Say, Shon, Stegmaier, Tam, Taniguchi, Tom and Young.

Referred to: Committee on Education, then to the Committee on Legislative Management

H.R. No. 213, entitled: "HOUSE RESOLUTION REQUESTING A REPORT ON THE STATUS OF IMPLEMENTING A CAFETERIA BENEFITS PLAN FOR PUBLIC EMPLOYEES," was jointly offered by Representatives Bellinger, Cachola, Honda, Kanoho, Okamura and Tam.

Referred to: Committee on Labor and Public Employment.

H.R. No. 214, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PREPARE AN IMPLEMENTATION PLAN FOR A THREE-YEAR PILOT PROGRAM DESIGNED TO TURN OVER CONTROL OF ONE PUBLIC SCHOOL TO A PRIVATE, FOR-PROFIT COMPANY," was jointly offered by Representatives Ward, Alcon, Apo, Bellinger, Cachola, Hiraki, Isbell, Kanoho, Marumoto and Okamura.

Referred to: Committee on Education.

H.R. No. 215, entitled: "HOUSE RESOLUTION REQUESTING A COMPREHENSIVE PLAN FOR THE DEVELOPMENT OF RECREATION SITES IN THE PUNA DISTRICT," was jointly offered by Representatives Chang, Horita, M. Ige, Okamura, Oshiro, Santiago, Say, Taniguchi and Young.

Referred to: Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs.

H.R. No. 216, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF USING PRE-MANUFACTURED PORTABLE SCHOOL CLASSROOMS," was jointly offered by Representatives Chang, Horita, M. Ige, Kawakami, Okamura, Oshiro, Santiago, Say, Taniguchi and Young.

Referred to: Committee on Education.

H.R. No. 217, entitled: "HOUSE RESOLUTION EXTENDING THE EXISTENCE OF THE TASK FORCE TO PRESERVE WAIPIO VALLEY," was jointly offered by Representatives Takamine, Metcalf, Isbell, Chang and Tajiri.

Referred to: Committee on Water, Land Use, and Hawaiian Affairs.

H.R. No. 218, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, IN CONJUNCTION WITH BISHOP MUSEUM, THE COUNTY OF HAWAII, AND HAMAKUA SUGAR COMPANY, INC., TO DEVELOP, ESTABLISH, AND IMPLEMENT MECHANISMS OF CONTROLLING PUBLIC AND COMMERCIAL USES OF WAIPIO VALLEY," was jointly offered by

Representatives Takamine, Metcalf, Isbell, Chang and Tajiri.

Referred to: Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs.

H.R. No. 219, entitled: "HOUSE RESOLUTION REQUESTING HAWAII COUNTY, IN CONJUNCTION WITH BISHOP MUSEUM, THE PUBLIC UTILITIES COMMISSION, THE WAIPIO TARO FARMERS ASSOCIATION, WAIPIO VALLEY TOUR OPERATORS, AND THE KUKUIHAELE-WAIPIO COMMUNITY ASSOCIATION, TO DEVELOP, ESTABLISH, AND IMPLEMENT MECHANISMS OF CONTROLLING PUBLIC ACCESS INTO WAIPIO VALLEY VIA WAIPIO VALLEY ACCESS ROAD," was jointly offered by Representatives Takamine, Metcalf, Isbell, Chang and Tajiri.

Referred to: Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs.

H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING OPPOSITION TO THE IMPOSITION OF PASSENGER FACILITY CHARGES AND URGING THE STATE DEPARTMENT OF TRANSPORTATION NOT TO IMPOSE PASSENGER FACILITY CHARGES AT STATE AIRPORTS," was jointly offered by Representatives Baker and Oshiro.

Referred to: Committee on Transportation.

H.C.R. No. 200, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE BOARD OF LAND AND NATURAL RESOURCES TO GRANT AN EASEMENT OR TO LEASE CERTAIN SUBMERGED LANDS AT EWA TO HASEKO," was offered by Representative Kihano, by request.

Referred to: Committee on Ocean and Marine Resources.

H.C.R. No. 201, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A STUDY ON THE SALARY AND BENEFITS PACKAGE OF PUBLIC SCHOOL PRINCIPALS," was jointly offered by Representatives Kawakami, Okamura, Arakaki, Baker, Chang, Duldulao, Fukunaga, Hashimoto, Hiraki, Hirono, Honda, D. Ige, Ihara, Isbell, Kanoho, O'Kieffe, Santiago, Say, Shon, Souki, Stegmaier, Tam, Taniguchi, Tom and Young.

Referred to: Committee on Education, then to the Committee on Legislative Management.

H.C.R. No. 202, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE STATUS OF IMPLEMENTING A CAFETERIA BENEFITS PLAN FOR PUBLIC EMPLOYEES," was jointly offered by Representatives Bellinger, Cachola, Honda, Kanoho, Okamura and Tam.

Referred to: Committee on Labor and Public Employment.

H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PREPARE AN IMPLEMENTATION PLAN FOR A THREE-YEAR PILOT PROGRAM DESIGNED TO TURN OVER CONTROL OF ONE PUBLIC SCHOOL TO A PRIVATE, FOR-PROFIT COMPANY," was jointly offered by Representatives



Ward, Alcon, Apo, Bellinger, Cachola, Hiraki, Isbell, Kanoho, Marumoto and Okamura.

Referred to: Committee on Education.

H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A COMPREHENSIVE PLAN FOR THE DEVELOPMENT OF RECREATION SITES IN THE PUNA DISTRICT," was jointly offered by Representatives Chang, Horita, M. Ige, Okamura, Oshiro, Santiago, Say, Taniguchi and Young.

Referred to: Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs.

H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF USING PRE-MANUFACTURED PORTABLE SCHOOL CLASSROOMS," was jointly offered by Representatives Chang, Horita, M. Ige, Kawakami, Okamura, Oshiro, Santiago, Say, Taniguchi and Young.

Referred to: Committee on Education.

H.C.R. No. 206, entitled: "HOUSE CONCURRENT RESOLUTION EXTENDING THE EXISTENCE OF THE TASK FORCE TO PRESERVE WAIPIO VALLEY," was jointly offered by Representatives Takamine, Metcalf, Isbell, Chang and Tajiri.

Referred to: Committee on Water, Land Use, and Hawaiian Affairs.

H.C.R. No. 207, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, IN CONJUNCTION WITH BISHOP MUSEUM, THE COUNTY OF HAWAII, AND HAMAKUA SUGAR COMPANY, INC., TO DEVELOP, ESTABLISH, AND IMPLEMENT MECHANISMS OF CONTROLLING PUBLIC AND COMMERCIAL USES OF WAIPIO VALLEY," was jointly offered by Representatives Takamine, Metcalf, Isbell, Chang and Tajiri.

Referred to: Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs.

H.C.R. No. 208, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII COUNTY, IN CONJUNCTION WITH BISHOP MUSEUM, THE PUBLIC UTILITIES COMMISSION, THE WAIPIO TARO FARMERS ASSOCIATION, WAIPIO VALLEY TOUR OPERATORS, AND THE KUKUIHAELE-WAIPIO COMMUNITY ASSOCIATION, TO DEVELOP, ESTABLISH, AND IMPLEMENT MECHANISMS OF CONTROLLING PUBLIC ACCESS INTO WAIPIO VALLEY VIA WAIPIO VALLEY ACCESS ROAD," was jointly offered by Representatives Takamine, Metcalf, Isbell, Chang and Tajiri.

Referred to: Jointly to the Committees on Water, Land Use, and Hawaiian Affairs and Intergovernmental Relations and International Affairs.

At 11:50 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:51 o'clock a.m.

At 11:52 o'clock a.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, March 11, 1992.

#### ADJOURNMENT

## THIRTY-FIRST DAY

Wednesday, March 11, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:43 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Ted Robinson, Senior Minister of Central Union Church, after which the Roll was called showing all members present with the exception of Representatives Bunda, Hagino, Hiraki, Isbell and Tajiri, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Thirtieth Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Thirtieth Day was approved.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 356 and 357) were read by the Clerk and were placed on file:

Sen. Com. No. 356, transmitting Senate Concurrent Resolution No. 25, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII CONGRESSIONAL DELEGATION'S STRONG SUPPORT FOR THE REAUTHORIZATION OF THE FEDERAL SMALL BUSINESS INNOVATION RESEARCH PROGRAM," which was adopted by the Senate on March 10, 1992.

Sen. Com. No. 357, transmitting Senate Concurrent Resolution No. 31, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE ESTABLISHMENT OF A REGIONAL PETROLEUM RESERVE," which was adopted by the Senate on March 10, 1992.

By unanimous consent, further action on S.C.R. Nos. 25 and 31, SD 1, was deferred.

## 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>
2237	Committee on Consumer Protection and Commerce
2674	Committee on Human Services
2730	Committee on Water, Land Use, and Hawaiian Affairs, then to the Committee on Judiciary, then to the Committee on Finance
2896	Committee on Health, then to the Committee on Judiciary
2898	Committee on Health, then to the Committee on Judiciary
3146	Jointly to the Committees on Judiciary and Consumer Protection and Commerce

3307 Committee on Human Services, then to the Committee on Finance

## INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 220 to 234) and concurrent resolutions (H.C.R. Nos. 209 to 224) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 220, entitled: "HOUSE RESOLUTION REQUESTING A REEXAMINATION OF THE FIVE-YEAR BOUNDARY REVIEW THAT PROPOSES TO DOWN-CLASSIFY AGRICULTURE LANDS TO CONSERVATION LANDS IN WEST HAWAII," was jointly offered by Representatives Chang, Alcon, Anderson, Arakaki, Bunda, Cachola, Chun, Fukunaga, Honda, Kanoho, Marumoto, Shon, Stegmaier, Tam, Tatibouet and Young.

H.R. No. 221, entitled: "HOUSE RESOLUTION REQUESTING A REVIEW OF THE FINDINGS AND RECOMMENDATIONS OF THE INTRA-AIRPORT TRANSPORTATION STUDY," was jointly offered by Representatives Ward, Apo, Chun, Hiraki, Isbell, O'Kieffe, Okamura, Peters, Shon and Stegmaier.

H.R. No. 222, entitled: "HOUSE RESOLUTION TO PROVIDE FOR THE ESTABLISHMENT OF A CONSORTIUM TO SUPPORT PROFESSIONAL AND TECHNICAL COOPERATION WITH MICRONESIAN AND OTHER PACIFIC ISLAND NATIONS," was jointly offered by Representatives Ward, Apo, Chun, Hiraki, Isbell, O'Kieffe, Okamura, Peters, Shon and Stegmaier.

H.R. No. 223, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU, WITH THE ASSISTANCE OF THE DEPARTMENT OF EDUCATION, TO STUDY THE FEASIBILITY OF TRANSFERRING CERTAIN PUBLIC SCHOOLS TO THE UNITED STATES DEPARTMENT OF DEFENSE PURSUANT TO PUBLIC LAW 81-874," was jointly offered by Representatives Lee, Taniguchi and Tam.

H.R. No. 224, entitled: "HOUSE RESOLUTION REQUESTING THE STATE FIRE COUNCIL TO REPORT ON EFFORTS TO ESTABLISH TESTING CRITERIA FOR ABOVE GROUND FUEL STORAGE TANKS AND TO REPORT ON FUEL STORAGE CAPABILITIES AVAILABLE FOR SMALL BUSINESS AND TRANSPORTATION COMPANIES," was jointly offered by Representatives Isbell, Arakaki, Bainum, Baker, Chang, Chun, Hashimoto, Hirono, Honda, D. Ige, M. Ige, Ihara, Kanoho, Kawakami, Morihara, O'Kieffe, Okamura, Peters, Shon, Taniguchi, Thompson and Tom.

H.R. No. 225, entitled: "HOUSE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INITIATE ACTIONS TO PROVIDE NEEDED ASSISTANCE TO CERTAIN FILIPINO WORLD WAR II VETERANS APPLYING IN HAWAII TO BECOME NATURALIZED UNITED STATES CITIZENS, AND TO ALL OTHER SIMILARLY SITUATED INDIVIDUALS," was jointly offered by Representatives Cachola, Kihano, Hagino, Duldulao, Bunda, Alcon, Amaral, Hashimoto, Hiraki, Honda and Oshiro.

H.R. No. 226, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES THROUGH ITS FORESTRY AND WILDLIFE DIVISION TO ESTABLISH A

TEMPORARY MOUNT OLOMANA TASK FORCE," was jointly offered by Representatives Thielen and Hagino.

H.R. No. 227, entitled: "HOUSE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII ESTABLISH A STRATEGIC PLAN TO MAKE THE SCHOOL OF OCEAN AND EARTH SCIENCE AND TECHNOLOGY A PREMIER SCHOOL OF ITS TYPE IN THE NATION," was jointly offered by Representatives D. Ige, and Stegmaier.

H.R. No. 228, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO DETERMINE THE DETAILS OF ESTABLISHING A PESTICIDE TREATMENT NOTIFICATION SYSTEM," was jointly offered by Representatives Hiraki and Taniguchi.

H.R. No. 229, entitled: "HOUSE RESOLUTION REQUESTING THAT THE HAWAIIAN HOMES COMMISSION AND THE NATIONAL PARK SERVICE QUICKLY RESOLVE THEIR DISPUTE OVER THE LEASE OF LANDS IN THE KALAUPAPA SETTLEMENT AND ENSURE THE CONTINUITY OF SERVICES TO KALAUPAPA RESIDENTS," was offered by Representative Bellinger.

H.R. No. 230, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION PROHIBITING STATES FROM IMPOSING INCOME TAXES ON PENSION INCOME OF INDIVIDUALS WHO ARE NOT RESIDENTS OR DOMICILIARIES OF THAT STATE," was offered by Representative Metcalf.

H.R. No. 231, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION PROHIBITING STATES FROM IMPOSING INCOME TAXES ON THE RETIREMENT INCOME OF INDIVIDUALS WHO ARE NOT RESIDENTS OR DOMICILIARIES OF THAT STATE," was offered by Representative Metcalf.

H.R. No. 232, entitled: "HOUSE RESOLUTION REQUESTING INFORMATION FROM THE DEPARTMENT OF PUBLIC SAFETY REGARDING THE PURPOSE AND USE OF THE KULANI CORRECTIONAL FACILITY," was jointly offered by Representatives Metcalf, Takamine, Tajiri, Isbell and Chang.

H.R. No. 233, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DEVELOPING AND PROMOTING PARI-MUTUEL HORSE RACING IN HAWAII," was offered by Representative Metcalf.

H.R. No. 234, entitled: "HOUSE RESOLUTION RELATING TO THE REVERSION OF CONDEMNED PROPERTY WHEN IT IS TAKEN OUT OF PUBLIC USE FOR WHICH IT WAS CONDEMNED," was offered by Representative Metcalf.

H.C.R. No. 209, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REEXAMINATION OF THE FIVE-YEAR BOUNDARY REVIEW THAT PROPOSES TO DOWN-CLASSIFY AGRICULTURE LANDS TO CONSERVATION LANDS IN WEST HAWAII," was jointly offered by Representatives Chang, Alcon, Anderson, Arakaki, Bunda, Cachola, Chun, Fukunaga, Honda, Kanoho, Marumoto, Shon, Stegmaier, Tam and Tatibouet.

H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE WIKI WIKI BUS SYSTEM AT THE

HONOLULU INTERNATIONAL AIRPORT," was jointly offered by Representatives Ward, Apo, Chun, Hiraki, Isbell, O'Kieffe, Okamura, Shon and Stegmaier.

H.C.R. No. 211, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE FINDINGS AND RECOMMENDATIONS OF THE INTRA-AIRPORT TRANSPORTATION STUDY," was jointly offered by Representatives Ward, Apo, Chun, Hiraki, Isbell, O'Kieffe, Okamura, Peters, Shon and Stegmaier.

H.C.R. No. 212, entitled: "HOUSE CONCURRENT RESOLUTION TO PROVIDE FOR THE ESTABLISHMENT OF A CONSORTIUM TO SUPPORT PROFESSIONAL AND TECHNICAL COOPERATION WITH MICRONESIAN AND OTHER PACIFIC ISLAND NATIONS," was jointly offered by Representatives Ward, Apo, Chang, Hiraki, Isbell, O'Kieffe, Okamura, Peters, Shon and Stegmaier.

H.C.R. No. 213, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU, WITH THE ASSISTANCE OF THE DEPARTMENT OF EDUCATION, TO STUDY THE FEASIBILITY OF TRANSFERRING CERTAIN PUBLIC SCHOOLS TO THE UNITED STATES DEPARTMENT OF DEFENSE PURSUANT TO PUBLIC LAW 81-874," was jointly offered by Representatives Lee, Taniguchi and Tam.

H.C.R. No. 214, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE FIRE COUNCIL TO REPORT ON EFFORTS TO ESTABLISH TESTING CRITERIA FOR ABOVE GROUND FUEL STORAGE TANKS AND TO REPORT ON FUEL STORAGE CAPABILITIES AVAILABLE FOR SMALL BUSINESSES AND TRANSPORTATION COMPANIES," was jointly offered by Representatives Isbell, Arakaki, Bainum, Baker, Chang, Chun, Hashimoto, Hirano, Honda, D. Ige, M. Ige, Ihara, Kanoho, Kawakami, Morihara, O'Kieffe, Okamura, Peters, Shon, Thielen, Thompson and Tom.

H.C.R. No. 215, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INITIATE ACTIONS TO PROVIDE NEEDED ASSISTANCE TO CERTAIN FILIPINO WORLD WAR II VETERANS APPLYING IN HAWAII TO BECOME NATURALIZED UNITED STATES CITIZENS, AND TO ALL OTHER SIMILARLY SITUATED INDIVIDUALS," was jointly offered by Representatives Cachola, Kihano, Hagino, Duldulao, Bunda, Alcon, Amaral, Hashimoto, Hiraki, Honda and Oshiro.

H.C.R. No. 216, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES THROUGH ITS FORESTRY AND WILDLIFE DIVISION TO ESTABLISH A TEMPORARY MOUNT OLOMANA TASK FORCE," was jointly offered by Representatives Thielen and Hagino.

H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII ESTABLISH A STRATEGIC PLAN TO MAKE THE SCHOOL OF OCEAN AND EARTH SCIENCE AND TECHNOLOGY A PREMIER SCHOOL OF ITS TYPE IN THE NATION," was jointly offered by Representatives D. Ige and Stegmaier.

H.C.R. No. 218, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO DETERMINE THE DETAILS OF ESTABLISHING A PESTICIDE TREATMENT

NOTIFICATION SYSTEM," was jointly offered by Representatives Hiraki and Taniguchi.

H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE HAWAIIAN HOMES COMMISSION AND THE NATIONAL PARK SERVICE QUICKLY RESOLVE THEIR DISPUTE OVER THE LEASE OF LANDS IN THE KALAUPAPA SETTLEMENT AND ENSURE THE CONTINUITY OF SERVICES TO KALAUPAPA RESIDENTS," was offered by Representative Bellingier.

H.C.R. No. 220, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION PROHIBITING STATES FROM IMPOSING INCOME TAXES ON PENSION INCOME OF INDIVIDUALS WHO ARE NOT RESIDENTS OR DOMICILIARIES OF THAT STATE," was offered by Representative Metcalf.

H.C.R. No. 221, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION PROHIBITING STATES FROM IMPOSING INCOME TAXES ON THE RETIREMENT INCOME OF INDIVIDUALS WHO ARE NOT RESIDENTS OR DOMICILIARIES OF THAT STATE," was offered by Representative Metcalf.

H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING INFORMATION FROM THE DEPARTMENT OF PUBLIC SAFETY REGARDING THE PURPOSE AND USE OF THE KULANI CORRECTIONAL FACILITY," was jointly offered by Representatives Metcalf, Takamine, Tajiri, Isbell and Chang.

H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DEVELOPING AND PROMOTING PARI-MUTUEL HORSE RACING IN HAWAII," was offered by Representative Metcalf.

H.C.R. No. 224, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE REVERSION OF CONDEMNED PROPERTY WHEN IT IS TAKEN OUT OF PUBLIC USE FOR WHICH IT WAS CONDEMNED," was offered by Representative Metcalf.

#### ADJOURNMENT

At 11:48 o'clock a.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, March 12, 1992.

## THIRTY-SECOND DAY

Thursday, March 12, 1992

The House of Representatives of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1992, convened at 11:40 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by Pastor Bruce Betker of Our Redeemer Lutheran Church, after which the Roll was called showing all members present with the exception of Representatives Cachola, Isbell, Kanoho, Lee, Marumoto, Peters, Stegmaier, Tam, Tatibouet and Ward, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Thirty-First Day.

On motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, reading of the Journal was dispensed with and the Journal of the Thirty-First Day was approved.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 358 to 360) were read by the Clerk and were placed on file:

Sen. Com. No. 358, transmitting Senate Concurrent Resolution No. 7, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT AIRLINES, HOTELS, AND OTHER REPRESENTATIVES OF THE HAWAII TOURIST INDUSTRY PROVIDE GREATER DISCOUNT RATES TO STATE RESIDENTS," which was adopted by the Senate on March 11, 1992.

Sen. Com. No. 359, transmitting Senate Concurrent Resolution No. 26, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE HAWAII VISITORS BUREAU," which was adopted by the Senate on March 11, 1992.

Sen. Com. No. 360, transmitting Senate Concurrent Resolution No. 27, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO EXPLORE ALTERNATIVE MARKETING STRATEGIES TO ATTRACT GREATER BUSINESS AND CONVENTION TRAVEL TO HAWAII," which was adopted by the Senate on March 11, 1992.

By unanimous consent, further action on S.C.R. Nos. 7; 26, SD 1; and 27 was deferred.

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

Representative Chang introduced Mr. Bill Eger, "a good friend from the Puna district who was re-elected Precinct President of Paradise Park."

Representative Alcon introduced Dr. Colin Hayashida, "a constituent of mine who is in charge of the senior citizens' program at Maluhia."

Representative Kawakami introduced Mayor Jo-Ann Yukimura of Kauai, and Chad Taniguchi, housing administrator.

Representative Apo introduced Mr. Kamuela Apuna, "a long-time good friend."

## ORDER OF THE DAY

## DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 220 to 234) and concurrent resolutions (H.C.R. Nos. 209 to 224 and S.C.R. Nos. 20, 25 and 31) were disposed of as follows:

<u>H.R. Nos.</u>	<u>Referred to:</u>
220	Committee on Planning and Economic Development
221	Committee on Transportation, then to the Committee on Legislative Management
222	Jointly to the Committees on Intergovernmental Relations and International Affairs and Higher Education and the Arts
223	Committee on Education, then to the Committee on Legislative Management
224	Committee on Energy and Environmental Protection
225	Committee on Intergovernmental Relations and International Affairs
226	Committee on Water, Land Use, and Hawaiian Affairs
227	Jointly to the Committees on Higher Education and the Arts and Ocean and Marine Resources
228	Committee on Energy and Environmental Protection
229	Jointly to the Committees on Water, Land Use, and Hawaiian Affairs; Intergovernmental Relations and International Affairs; and Planning and Economic Development
230	Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs
231	Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs
232	Committee on Judiciary
233	Jointly to the Committees on Judiciary and Tourism, then to the Committee on Legislative Management
234	Committee on Judiciary

H.C.R. Nos.

209	Committee on Planning and Economic Development
210	Committee on Transportation, then to the Committee on Legislative Management
211	Committee on Transportation, then to the Committee on Legislative Management
212	Jointly to the Committees on Intergovernmental Relations and International Affairs and Higher Education and the Arts



213 Committee on Education, then to the Committee on Legislative Management

214 Committee on Energy and Environmental Protection

215 Committee on Intergovernmental Relations and International Affairs

216 Committee on Water, Land Use, and Hawaiian Affairs

217 Jointly to the Committees on Higher Education and the Arts and Ocean and Marine Resources

218 Committee on Energy and Environmental Protection

219 Jointly to the Committees on Water, Land Use, and Hawaiian Affairs; Intergovernmental Relations and International Affairs; and Planning and Economic Development

220 Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs

221 Jointly to the Committees on Judiciary and Intergovernmental Relations and International Affairs

222 Committee on Judiciary

223 Jointly to the Committees on Judiciary and Tourism, then to the Committee on Legislative Management

224 Committee on Judiciary

#### **S.C.R. Nos.**

20 Jointly to the Committees on Transportation and Planning and Economic Development

25 Jointly to the Committees on Planning and Economic Development and Intergovernmental Relations and International Affairs

31 Jointly to the Committees on Energy and Environmental Protection and Intergovernmental Relations and International Affairs

#### **COMMITTEE REASSIGNMENTS**

The following Senate bills were re-referred as follows:

#### **S.B. Nos.      Re-referred to:**

2750 Jointly to the Committees on Higher Education and the Arts and Education, then to the Committee on Finance

3432 Jointly to the Committees on Education and Judiciary, then to the Committee on Finance

The following resolution (H.R. No. 211) and concurrent resolution (H.C.R. No. 200) were re-referred as follows:

#### **H.R. No.      Re-referred to:**

211 Jointly to the Committees on Ocean and Marine Resources and Transportation

#### **H.C.R. No.**

200 Jointly to the Committees on Ocean and Marine Resources and Transportation

At 11:45 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:47 o'clock a.m.

#### **STANDING COMMITTEE REPORTS**

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 864-92) recommending that H.C.R. No. 40 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING SUPPORT FROM THE UNITED STATES CONGRESS FOR PERMANENT EXTENSION OF THE LOW-INCOME HOUSING TAX CREDIT PROGRAM," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 865-92) recommending that H.R. No. 89 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.R. No. 89, entitled: "HOUSE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROVIDE FEDERAL HOUSING IMPACT AID FUNDS FOR INFRASTRUCTURE DEVELOPMENT, CONSTRUCTION, AND MAINTENANCE FOR MILITARY DEPENDENTS," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 866-92) recommending that H.C.R. No. 86 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.C.R. No. 86, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROVIDE FEDERAL HOUSING IMPACT AID FUNDS FOR INFRASTRUCTURE DEVELOPMENT, CONSTRUCTION, AND MAINTENANCE FOR MILITARY DEPENDENTS," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 867-92) recommending that H.R. No. 84 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.R. No. 84, entitled: "HOUSE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO MAKE THE FEDERAL TAX CREDIT FOR INVESTORS IN LOW-INCOME HOUSING A PERMANENT PROGRAM," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and

International Affairs, presented a joint report (Stand. Com. Rep. No. 868-92) recommending that H.C.R. No. 81 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO MAKE THE FEDERAL TAX CREDIT FOR INVESTORS IN LOW-INCOME HOUSING A PERMANENT PROGRAM," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 869-92) recommending that H.R. No. 90 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.R. No. 90, entitled: "HOUSE RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROVIDE A FEDERAL TAX CREDIT FOR RENTERS," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 870-92) recommending that H.C.R. No. 87 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROVIDE A FEDERAL TAX CREDIT FOR RENTERS," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 871-92) recommending that H.R. No. 81 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.R. No. 81, entitled: "HOUSE RESOLUTION REQUESTING THE COUNTIES TO CONSIDER PERMITTING AND ENCOURAGING RESIDENTS OF COUNTY HOUSING PROJECTS TO ESTABLISH AND OPERATE CHILD CARE FACILITIES WITHIN THEIR PRIVATE RESIDENCES," was adopted.

Representatives Isbell and Ihara, for the Committees on Housing and Intergovernmental Relations and International Affairs, presented a joint report (Stand. Com. Rep. No. 872-92) recommending that H.C.R. No. 78 be adopted.

On motion by Representative Hashimoto, seconded by Representative Bainum and carried, the joint report of the Committees was adopted and H.C.R. No. 78, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO CONSIDER PERMITTING AND ENCOURAGING RESIDENTS OF COUNTY HOUSING PROJECTS TO ESTABLISH AND OPERATE CHILD CARE FACILITIES WITHIN THEIR PRIVATE RESIDENCES," was adopted.

Representative Hagino, for the Committee on Water, Land use, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 873-92) recommending that S.B. No. 2730, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Hagino, seconded by Representative Young and carried, the report of the Committee was adopted and S.B. No. 2730, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LAND FIRE PROTECTION LAW," passed Second Reading and was referred to the Committee on Judiciary.

### INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 235 to 289) and concurrent resolutions (H.C.R. Nos. 225 to 279) were referred to the Committee on Legislative Management and further action was deferred:

H.R. No. 235, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EXPEDITE THE CONSTRUCTION OF A PERMANENT ADMINISTRATION AND LIBRARY BUILDING AT KAIMILOA ELEMENTARY SCHOOL," was offered by Representative Oshiro.

H.R. No. 236, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO DEVELOP A 'POSTPONE SEXUAL INVOLVEMENT PROGRAM'," was jointly offered by Representatives Arakaki, Duldulao, Shon, Apo, Alcon, Chun, Isbell, Kawakami, Marumoto, Santiago, Tam, Tatibouet, Tom and Ward.

H.R. No. 237, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO PROPOSE LEGISLATION ASSISTING CHILDREN OF UNITED STATES SERVICEMEMBERS STATIONED IN THE PHILIPPINES," was jointly offered by Representatives Arakaki, Kihano, Bunda, Duldulao, Cachola, Lee, Alcon and Hashimoto.

H.R. No. 238, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO INCORPORATE THE FEDERAL AVIATION ADMINISTRATION OPERATIONS AT DIAMOND HEAD STATION INTO THE EXPANSION PLANS FOR THE HONOLULU INTERNATIONAL AIRPORT," was jointly offered by Representatives Say, Alcon, Arakaki, Cachola, Honda, D. Ige, Kanoho, Okamura, Tajiri, Taniguchi and Yonamine.

H.R. No. 239, entitled: "HOUSE RESOLUTION REQUESTING STREAMLINING OF THE HIRING PROCEDURES FOR EDUCATIONAL ASSISTANTS," was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon, Stegmaier and Young.

H.R. No. 240, entitled: "HOUSE RESOLUTION REQUESTING A STUDY OF THE ROLES AND RELATIONSHIPS AMONG THE VARIOUS STATE GOVERNMENT AGENCIES CONNECTED WITH PARENT-COMMUNITY NETWORKING," was jointly offered by Representatives Tam, Bunda, Santiago, Shon and Young.

H.R. No. 241, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW AND REPORT ON STATE FUNDING OF SUMMER SCHOOL PROGRAMS IN THE PUBLIC SCHOOLS," was jointly offered by Representatives Tam, Bunda, Santiago, Shon and Young.

H.R. No. 242, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF A NEW CLASSIFICATION AND COMPENSATION PLAN FOR EDUCATIONAL OFFICERS," was jointly offered by

Representatives Tam, Bunda, O'Kieffe, Santiago, Shon and Young.

H.R. No. 243, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO PROPOSE A MEANS FOR TRANSFERRING THE ADMINISTRATION OF THE EDUCATIONAL SPECIFICATIONS AND STANDARDS FOR ELEMENTARY, INTERMEDIATE, AND HIGH SCHOOL FACILITIES FROM THE DEPARTMENT OF BUDGET AND FINANCE TO THE DEPARTMENT OF EDUCATION," was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon and Young.

H.R. No. 244, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REVIEW AND REPORT ON THE COSTS OF INSTALLING AND MAINTAINING TELEPHONES IN ALL PUBLIC SCHOOL CLASSROOMS," was offered by Representative Tam.

H.R. No. 245, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ADHERE TO THE INTENT OF FEDERAL IMPACT AID FOR PUBLIC EDUCATION," was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon and Young.

H.R. No. 246, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO INCREASE SUPPORT FOR THE ADULT EDUCATION PROGRAM," was jointly offered by Representatives Tam, Bunda, Hashimoto, O'Kieffe, Santiago, Shon and Young.

H.R. No. 247, entitled: "HOUSE RESOLUTION REQUESTING DEVELOPMENT OF A PLAN FOR THE TRANSFER OF MANAGEMENT AND OVERSIGHT OF TEACHER HOUSING FROM THE HAWAII HOUSING AUTHORITY TO THE DEPARTMENT OF EDUCATION," was jointly offered by Representatives Isbell, Amaral, Arakaki, Bainum, Baker, Chun, Peters, Shon, Takamine and Tom.

H.R. No. 248, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO INVESTIGATE STATEWIDE VIOLATIONS OF ACT 240 AND SECTION 514E REGARDING TIME SHARE," was jointly offered by Representatives Baker, Cachola, Honda, Kanoho, Morihara and Souki.

H.R. No. 249, entitled: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONDUCT A STUDY TO CHANGE THE STRUCTURE OF WORKERS' COMPENSATION INSURANCE PREMIUMS TO PROVIDE FOR PREMIUM ADJUSTMENTS BASED UPON TOTAL HOURS OR DISCOUNTS FOR HIGH WAGE PAYING EMPLOYERS," was jointly offered by Representatives Takamine, Horita, Arakaki, Baker, Cachola, Chun, Hagino, Hirono, Honda, D. Ige, Ihara, Kanoho, Okamura, Oshiro, Taniguchi, Tom and Yonamine.

H.R. No. 250, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO DEVELOP AN ORGANIZATIONAL PLAN AND IMPLEMENTATION TIMETABLE FOR AN OFFICE OF FISCAL REFERENCE," was offered by Representative O'Kieffe.

H.R. No. 251, entitled: "HOUSE RESOLUTION RELATING TO THE FORMATION OF A TASK FORCE TO ENCOURAGE THE DEVELOPMENT OF A PRIVATE SCHOOL BUS SYSTEM," was offered by Representative Oshiro.

H.R. No. 252, entitled: "HOUSE RESOLUTION STRONGLY SUPPORTING THE RELOCATION OF THE HEADQUARTERS AND PRINCIPAL BUSINESS OFFICE OF THE PACIFIC ASIA TRAVEL ASSOCIATION BACK TO HAWAII," was offered by Representative Ward.

H.R. No. 253, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE PRACTICAL WAYS TO REDUCE THE COST OF THE INTRA-TERMINAL TRANSPORTATION SYSTEM AT THE HONOLULU INTERNATIONAL AIRPORT," was offered by Representative Ward.

H.R. No. 254, entitled: "HOUSE RESOLUTION REQUESTING REVAMPING OF THE STATE PROCUREMENT SYSTEM," was offered by Representative Ward.

H.R. No. 255, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO DECLARE FUNDING FOR EDUCATION AS THE STATE'S FIRST PRIORITY DURING THE DECADE OF THE FAMILY," was jointly offered by Representatives Tam, Bunda, Chun, Isbell, O'Kieffe, Shon and Tatibouet.

H.R. No. 256, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ANALYZE TRANSPORTATION COSTS CONNECTED WITH EDUCATIONAL PROGRAMS, ESPECIALLY ON THE NEIGHBOR ISLANDS," was jointly offered by Representatives Tam, Bunda, Chun, Isbell, O'Kieffe, Shon and Tatibouet.

H.R. No. 257, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REPORT ON THE SHORT- AND LONG-RANGE FUNDING NEEDS FOR SCHOOL CONSTRUCTION, REPAIRS, AND MAINTENANCE," was jointly offered by Representatives Tam, Bunda, Chun, Isbell, O'Kieffe, Shon and Tatibouet.

H.R. No. 258, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO APPROVE BOARD OF EDUCATION POLICY 6700 REGARDING EDUCATIONAL SPECIFICATIONS AND STANDARDS FOR FACILITIES," was jointly offered by Representatives Tam, Bunda, Chun, Isbell and Shon.

H.R. No. 259, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO DEVELOP A LONG-TERM ACTION PLAN TO PREVENT INTRODUCTION OF NEW WEEDY PLANTS AND INSECT PESTS THROUGH THE PLANT IMPORTATION PROCESS," was jointly offered by Representatives Honda and Chang.

H.R. No. 260, entitled: "HOUSE RESOLUTION COMMENDING THE COUNTY OF HAWAII FOR INITIATING A STRATEGIC DEVELOPMENT PLAN FOR DIVERSIFIED AGRICULTURE ON THE BIG ISLAND," was jointly offered by Representatives Honda, Chang, Isbell, Metcalf, O'Kieffe, Tajiri and Takamine.

H.R. No. 261, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH OFF-CAMPUS EDUCATION PROGRAMS FOR PREGNANT TEENAGERS," was jointly offered by Representatives O'Kieffe and Bunda.

H.R. No. 262, entitled: "HOUSE RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII

OF THE UNITED STATES OF AMERICA AND THE ISLAND PROVINCE OF HAINAN OF THE PEOPLE'S REPUBLIC OF CHINA," was offered by Representative Ihara.

H.R. No. 263, entitled: "HOUSE RESOLUTION REQUESTING AN ATTORNEY GENERAL'S OPINION ON MANDATORY ERRORS AND OMISSIONS INSURANCE COVERAGE FOR REAL ESTATE BROKERS AND SALESPERSON," was offered by Representative Tajiri.

H.R. No. 264, entitled: "HOUSE RESOLUTION REQUESTING THE HONOLULU POLICE DEPARTMENT TO PROVIDE DAILY PATROLS OF THE MARINER'S RIDGE AREA OF HAWAII KAI," was offered by Representative Ward.

H.R. No. 265, entitled: "HOUSE RESOLUTION REQUESTING OAHU TRANSIT SERVICES TO PROVIDE CIRCULATING VAN SERVICE IN EAST HONOLULU," was offered by Representative Ward.

H.R. No. 266, entitled: "HOUSE RESOLUTION REQUESTING THE HONOLULU PUBLIC TRANSIT AUTHORITY TO PROVIDE VAN SERVICE FROM MARINER'S RIDGE IN HAWAII KAI TO THE 'KISS AND RIDE' STATION," was offered by Representative Ward.

H.R. No. 267, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DEPARTMENT OF TRANSPORTATION ESTABLISH A 'TLC' TELEPHONE HOTLINE TO INFORM MOTORISTS OF TRAFFIC CONDITIONS ALONG THE KALANIANA'OLE HIGHWAY," was offered by Representative Ward.

H.R. No. 268, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPLEMENT YEAR-ROUND CLASSES THROUGHOUT THE UNIVERSITY OF HAWAII SYSTEM," was offered by Representative D. Ige.

H.R. No. 269, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS AND THE UNIVERSITY OF HAWAII TO DEVELOP A MEMORANDUM OF AGREEMENT REGARDING THE POST TRAUMATIC STRESS DISORDER CENTER," was offered by Representative D. Ige.

H.R. No. 270, entitled: "HOUSE RESOLUTION URGING THE LEGISLATURE TO FULFILL THE 1992 RECOMMENDATIONS OF THE HUI 'IMI TASK FORCE REPORT," was offered by Representative D. Ige.

H.R. No. 271, entitled: "HOUSE RESOLUTION REQUESTING THAT A SERIES OF DISCUSSIONS BE CONVENED FOR THE PURPOSE OF REEVALUATING CLOSED ADOPTION PRACTICES AND MAKING RECOMMENDATIONS TO FACILITATE OPENNESS IN ADOPTION," was offered by Representative Amaral.

H.R. No. 272, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ENSURE THAT ADEQUATE STAFF AND RESOURCES ARE PROVIDED IN THE OFFICE OF HAWAIIAN HEALTH WITHIN THE DEPARTMENT OF HEALTH FOR STATEWIDE COORDINATION AND DIRECTION OF HEALTH SERVICES THAT ARE CULTURALLY APPROPRIATE TO THE NATIVE HAWAIIAN COMMUNITY," was offered by Representative Amaral.

H.R. No. 273, entitled: "HOUSE RESOLUTION URGING THE COUNTIES TO WORK WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS,

NATIVE HAWAIIAN COMMUNITY REPRESENTATIVES, ARCHITECTS, AND COMMUNITY PLANNERS TO ESTABLISH INTERIM DEVELOPMENT STANDARDS TO ENCOURGE THE EARLY SETTLEMENT OF HAWAIIAN HOME LANDS HOUSING ESTATES," was offered by Representative Amaral.

H.R. No. 274, entitled: "HOUSE RESOLUTION REQUESTING A STUDY BY THE DEPARTMENT OF HAWAIIAN HOME LANDS TO CREATE DEVELOPMENT PRIORITIES AND GUIDELINES THAT WILL BEST SERVE THE NEEDS OF NATIVE HAWAIIANS," was offered by Representative Amaral.

H.R. No. 275, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO IMPROVE STIFF TRADE SANCTIONS AGAINST NATIONS THAT CONTINUE TO PRACTICE DRIFT-NET FISHING IN THE WORLD'S OCEANS," was offered by Representative O'Kieffe.

H.R. No. 276, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DETERMINE METHODS TO IDENTIFY POTENTIAL CANDIDATES FOR THE HUMAN SERVICES PROFESSIONS, MOTIVATE HIGH SCHOOL STUDENTS TOWARD THESE CAREERS, PROVIDE THEM WITH GUIDANCE DURING THEIR COLLEGE AND GRADUATE YEARS, AND ADVISE THEM ON CAREER PLACEMENT," was jointly offered by Representatives Yonamine and Santiago.

H.R. No. 277, entitled: "HOUSE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO TRANSFER THE ADMINISTRATION OF CLASSIFIED EMPLOYEES FROM THE DEPARTMENT OF PERSONNEL SERVICES TO THE DEPARTMENT OF EDUCATION," was jointly offered by Representatives Tam, Bunda, Chun, Isbell and Santiago.

H.R. No. 278, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT AN ASSESSMENT OF THE NATIVE HAWAIIAN POPULATION IN THE STATE'S CORRECTIONAL INSTITUTIONS AND PROGRAMS," was jointly offered by Representatives Arakaki, Amaral, Hagino, Kawakami, Apo, Tom, Thompson and Kanoho.

H.R. No. 279, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING, THE DEPARTMENT OF HEALTH, AND THE DEPARTMENT OF HUMAN SERVICES TO CONVENE AN INTERAGENCY ADULT RESIDENTIAL CARE HOME ADVISORY COMMITTEE," was jointly offered by Representatives Arakaki, Duldulao, Tom and Shon.

H.R. No. 280, entitled: "HOUSE RESOLUTION REQUESTING THE LEGAL AID SOCIETY OF HAWAII TO REPORT TO THE LEGISLATURE CONCERNING ITS POLICIES ON CLIENT ELIGIBILITY, PRIORITIZATION, AND SELECTION," was jointly offered by Representatives Arakaki, Amaral, Metcalf, Thielen and Hirano.

H.R. No. 281, entitled: "HOUSE RESOLUTION REQUESTING THE FEDERAL GOVERNMENT TO WITHDRAW ITS CONDEMNATION OF THE WAIKANE VALLEY LANDS OF HAWAIIAN FAMILIES AND FULFILL ITS LEASE AGREEMENT, AND REQUESTING THE GOVERNOR, THE CONGRESSIONAL DELEGATION, AND THE ATTORNEY GENERAL TO HELP THESE NATIVE HAWAIIAN FAMILIES," was jointly offered by Representatives Lee, Peters and Hagino.

H.R. No. 282, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING TO CREATE A FLOOD CONTROL TASK FORCE TO DEVELOP A COMPREHENSIVE PLAN TO ALLEVIATE CHRONIC FLOODING ON OAHU'S NORTH SHORE," was jointly offered by Representatives Santiago, Alcon, Arakaki, Bellinger, Bunda, Chun, Hiraki, Horita, Isbell, Lee, Okamura, Oshiro, Peters, Takamine, Tam, Yonamine and Young.

H.R. No. 283, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PERSONNEL SERVICES TO REVIEW AND IMPLEMENT THE RECLASSIFICATION OF CHILD WELFARE SERVICES SOCIAL WORKERS," was jointly offered by Representatives Santiago, Young, Arakaki, Hiraki, Tom, Alcon, Bunda, Chun, Isbell, Lee, Okamura, Oshiro, Takamine and Yonamine.

H.R. No. 284, entitled: "HOUSE RESOLUTION REQUESTING THE TERMINATION OF THE EXISTING LEASE OF STATE-OWNED LAND LOCATED AT PUUNENE WITH ALEXANDER AND BALDWIN, INC., TO FACILITATE THE ESTABLISHMENT OF A PERMANENT SITE FOR THE MAUI COUNTY FAIR," was jointly offered by Representatives Souki, Honda, Baker and Morihara.

H.R. No. 285, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE POSSIBILITY OF ESTABLISHING A SYSTEM WHICH WOULD ENSURE THE PREPARATION OF ENVIRONMENTAL IMPACT STATEMENTS BY IMPARTIAL CONSULTANTS," was jointly offered by Representatives Santiago, Alcon, Arakaki, Bunda, Chun, Hiraki, Isbell, Lee, Okamura, Oshiro, Yonamine and Young.

H.R. No. 286, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A KAHUKU MASTER FLOOD CONTROL PLAN," was jointly offered by Representatives Santiago, Bellinger, Alcon, Arakaki, Bunda, Chun, Hiraki, Horita, Isbell, Lee, Okamura, Oshiro and Young.

H.R. No. 287, entitled: "HOUSE RESOLUTION REQUESTING THE USE OF VIDEO CAMERAS IN POLICE CARS," was offered by Representative Oshiro.

H.R. No. 288, entitled: "HOUSE RESOLUTION RELATING TO HIGHWAY SAFETY," was offered by Representative Oshiro.

H.R. No. 289, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING TO CONDUCT A STUDY ON THE SCARCITY OF INDUSTRIAL ZONED LAND IN CLOSE PROXIMITY TO HONOLULU HARBOR AND THE AIRPORT AND TO DESIGNATE POTENTIAL SITES FOR THE DEVELOPMENT OF AN INDUSTRIAL PARK FOR WAREHOUSE AND FREIGHT BUSINESSES THAT PROVIDE ESSENTIAL GOODS TO THE PUBLIC AND HOTELS AND OTHER TOURIST RELATED BUSINESSES," was jointly offered by Representatives Cachola, Hagino, Bunda, Duldulao, Okamura, Oshiro, Shon and Thompson.

H.C.R. No. 225, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO DO AN EVALUATION OF PROCESSES AND PROCEDURES EMPLOYED BY THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES IN UNDERTAKING REPAIR, MAINTENANCE, AND ALTERATION PROJECTS RELATING TO PUBLIC SCHOOLS AND LIBRARIES,"

was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon, Stegmaier and Young.

H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE STATE SATELLITE OFFICE PROGRAM," was offered by Representative Apo.

H.C.R. No. 227, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION EXPEDITE THE CONSTRUCTION OF A PERMANENT ADMINISTRATION AND LIBRARY BUILDING AT KAIMILOA ELEMENTARY SCHOOL," was offered by Representative Oshiro.

H.C.R. No. 228, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF EDUCATION TO DEVELOP A 'POSTPONE SEXUAL INVOLVEMENT PROGRAM'," was jointly offered by Representatives Arakaki, Duldulao, Shon, Alcon, Apo, Chun, Isbell, Kawakami, Marumoto, Santiago, Tam, Tatibouet, Tom and Ward.

H.C.R. No. 229, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO PROPOSE LEGISLATION ASSISTING CHILDREN OF UNITED STATES SERVICEMEMBERS STATIONED IN THE PHILIPPINES," was jointly offered by Representatives Arakaki, Kihano, Bunda, Duldulao, Cachola, Lee, Alcon and Hashimoto.

H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO INCORPORATE THE FEDERAL AVIATION ADMINISTRATION OPERATIONS AT DIAMOND HEAD STATION INTO THE EXPANSION PLANS FOR THE HONOLULU INTERNATIONAL AIRPORT," was jointly offered by Representatives Say, Alcon, Arakaki, Cachola, Honda, D. Ige, Kanoho, Okamura, Tajiri, Taniguchi and Yonamine.

H.C.R. No. 231, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING STREAMLINING OF THE HIRING PROCEDURES FOR EDUCATIONAL ASSISTANTS," was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon, Stegmaier and Young.

H.C.R. No. 232, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE ROLES AND RELATIONSHIPS AMONG THE VARIOUS STATE GOVERNMENT AGENCIES CONNECTED WITH PARENT-COMMUNITY NETWORKING," was jointly offered by Representatives Tam, Bunda, Santiago, Shon and Young.

H.C.R. No. 233, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REVIEW AND REPORT ON STATE FUNDING OF SUMMER SCHOOL PROGRAMS IN THE PUBLIC SCHOOLS," was jointly offered by Representatives Tam, Bunda, Santiago, Shon and Young.

H.C.R. No. 234, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A NEW CLASSIFICATION AND COMPENSATION PLAN FOR EDUCATIONAL OFFICERS," was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon and Young.

H.C.R. No. 235, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO PROPOSE A MEANS FOR



TRANSFERRING THE ADMINISTRATION OF THE EDUCATIONAL SPECIFICATIONS AND STANDARDS FOR ELEMENTARY, INTERMEDIATE, AND HIGH SCHOOL FACILITIES FROM THE DEPARTMENT OF BUDGET AND FINANCE TO THE DEPARTMENT OF EDUCATION," was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon and Young.

H.C.R. No. 236, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REVIEW AND REPORT ON THE COST OF INSTALLING AND MAINTAINING TELEPHONES IN ALL PUBLIC SCHOOL CLASSROOMS," was jointly offered by Representatives Tam, Bunda, Santiago and Shon.

H.C.R. No. 237, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADHERE TO THE INTENT OF FEDERAL IMPACT AID FOR PUBLIC EDUCATION," was jointly offered by Representatives Tam, Bunda, O'Kieffe, Santiago, Shon and Young.

H.C.R. No. 238, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO INCREASE SUPPORT FOR THE ADULT EDUCATION PROGRAM," was jointly offered by Representatives Tam, Bunda, Hashimoto, O'Kieffe, Santiago, Shon and Young.

H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING DEVELOPMENT OF A PLAN FOR THE TRANSFER OF MANAGEMENT AND OVERSIGHT OF TEACHER HOUSING FROM THE HAWAII HOUSING AUTHORITY TO THE DEPARTMENT OF EDUCATION," was jointly offered by Representatives Isbell, Amaral, Arakaki, Bainum, Baker, Chun, Peters, Shon, Takamine and Tom.

H.C.R. No. 240, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO INVESTIGATE STATEWIDE VIOLATIONS OF ACT 240 AND SECTION 514E REGARDING TIME SHARE," was jointly offered by Representatives Baker, Cachola, Honda, Kanoho, Morihara and Souki.

H.C.R. No. 241, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO CONDUCT A STUDY TO CHANGE THE STRUCTURE OF WORKERS' COMPENSATION INSURANCE PREMIUMS TO PROVIDE FOR PREMIUM ADJUSTMENTS BASED UPON TOTAL HOURS OR DISCOUNTS FOR HIGH WAGE PAYING EMPLOYERS," was jointly offered by Representatives Takamine, Horita, Arakaki, Baker, Cachola, Chun, Hagino, Hirono, Honda, D. Ige, Ihara, Okamura, Oshiro, Taniguchi, Tom and Yonamine.

H.C.R. No. 242, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO DEVELOP AN ORGANIZATIONAL PLAN AND IMPLEMENTATION TIMETABLE FOR AN OFFICE OF FISCAL REFERENCE," was offered by Representative O'Kieffe.

H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO THE FORMATION OF A TASK FORCE TO ENCOURAGE THE DEVELOPMENT OF A PRIVATE SCHOOL BUS SYSTEM," was offered by Representative Oshiro.

H.C.R. No. 244, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY SUPPORTING THE RELOCATION OF THE HEADQUARTERS AND

PRINCIPAL BUSINESS OFFICE OF THE PACIFIC ASIA TRAVEL ASSOCIATION BACK TO HAWAII," was offered by Representative Ward.

H.C.R. No. 245, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE PRACTICAL WAYS TO REDUCE THE COST OF THE INTRA-TERMINAL TRANSPORTATION SYSTEM AT THE HONOLULU INTERNATIONAL AIRPORT," was offered by Representative Ward.

H.C.R. No. 246, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING REVAMPING OF THE STATE PROCUREMENT SYSTEM," was offered by Representative Ward.

H.C.R. No. 247, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DECLARE FUNDING FOR EDUCATION AS THE STATE'S FIRST PRIORITY DURING THE DECADE OF THE FAMILY," was jointly offered by Representatives Tam, Bunda, Chun, Isbell, O'Kieffe, Shon and Tatibouet.

H.C.R. No. 248, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ANALYZE TRANSPORTATION COSTS CONNECTED WITH EDUCATIONAL PROGRAMS, ESPECIALLY ON THE NEIGHBOR ISLANDS," was jointly offered by Representatives Tam, Bunda, Chun, Isbell, O'Kieffe, Shon and Tatibouet.

H.C.R. No. 249, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REPORT ON THE SHORT- AND LONG-RANGE FUNDING NEEDS FOR SCHOOL CONSTRUCTION, REPAIRS, AND MAINTENANCE," was jointly offered by Representatives Tam, Bunda, Chun, Isbell, O'Kieffe, Shon and Tatibouet.

H.C.R. No. 250, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO APPROVE BOARD OF EDUCATION POLICY 6700 REGARDING EDUCATIONAL SPECIFICATIONS AND STANDARDS FOR FACILITIES," was jointly offered by Representatives Tam, Bunda, Chun, Isbell and Shon.

H.C.R. No. 251, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO ESTABLISH OFF-CAMPUS EDUCATION PROGRAMS FOR PREGNANT TEENAGERS," was jointly offered by Representatives O'Kieffe and Bunda.

H.C.R. No. 252, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING AND AUTHORIZING THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE ISLAND PROVINCE OF HAINAN OF THE PEOPLE'S REPUBLIC OF CHINA," was offered by Representative Ihara.

H.C.R. No. 253, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE HAWAII INFORMATION NETWORK CORPORATION," was jointly offered by Representatives Tajiri, Bunda and Say.

H.C.R. No. 254, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN ATTORNEY GENERAL'S OPINION ON MANDATORY ERRORS AND OMISSIONS INSURANCE COVERAGE FOR REAL

ESTATE BROKERS AND SALESPERSONS," was offered by Representative Tajiri.

H.C.R. No. 255, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF ESTABLISHING A STATE ENERGY COMMISSION," was offered by Representative Tajiri.

H.C.R. No. 256, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE ESTABLISHMENT OF A DEPARTMENT OF HOUSING," was jointly offered by Representatives Souki and Isbell.

H.C.R. No. 257, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO IMPLEMENT YEAR-ROUND CLASSES THROUGHOUT THE UNIVERSITY OF HAWAII SYSTEM," was offered by Representative D. Ige.

H.C.R. No. 258, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS AND THE UNIVERSITY OF HAWAII TO DEVELOP A MEMORANDUM OF AGREEMENT REGARDING THE POST TRAUMATIC STRESS DISORDER CENTER," was offered by Representative D. Ige.

H.C.R. No. 259, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO REVIEW THE PROCEDURES AND PRACTICES RELATING TO HIRING OF PERSONNEL AND PROCUREMENT OF EQUIPMENT BY THE UNIVERSITY OF HAWAII BY SERVICE ORDER," was offered by Representative D. Ige.

H.C.R. No. 260, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE LEGISLATURE TO FULFILL THE 1992 RECOMMENDATIONS OF THE HUI 'IMI TASK FORCE REPORT," was offered by Representative D. Ige.

H.C.R. No. 261, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT A SERIES OF DISCUSSIONS BE CONVENED FOR THE PURPOSE OF REEVALUATION CLOSED ADOPTION PRACTICES AND MAKING RECOMMENDATIONS TO FACILITATE OPENNESS IN ADOPTION," was offered by Representative Amaral.

H.C.R. No. 262, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ENSURE THAT ADEQUATE STAFF AND RESOURCES ARE PROVIDED IN THE OFFICE OF HAWAIIAN HEALTH WITHIN THE DEPARTMENT OF HEALTH FOR STATEWIDE COORDINATION AND DIRECTION OF HEALTH SERVICES THAT ARE CULTURALLY APPROPRIATE TO THE NATIVE HAWAIIAN COMMUNITY," was offered by Representative Amaral.

H.C.R. No. 263, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTIES TO WORK WITH THE DEPARTMENT OF HAWAIIAN HOME LANDS, NATIVE HAWAIIAN COMMUNITY REPRESENTATIVES, ARCHITECTS, AND COMMUNITY PLANNERS TO ESTABLISH INTERIM DEVELOPMENT STANDARDS TO ENCOURAGE THE EARLY SETTLEMENT OF HAWAIIAN HOME LANDS HOUSING ESTATES," was offered by Representative Amaral.

H.C.R. No. 264, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY BY THE DEPARTMENT OF HAWAIIAN HOME LANDS TO CREATE DEVELOPMENT PRIORITIES AND GUIDELINES THAT WILL BEST SERVE THE NEEDS

OF NATIVE HAWAIIANS," was offered by Representative Amaral.

H.C.R. No. 265, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO IMPOSE STIFF TRADE SANCTIONS AGAINST NATIONS THAT CONTINUE TO PRACTICE DRIFT-NET FISHING IN THE WORLD'S OCEANS," was offered by Representative O'Kieffe.

H.C.R. No. 266, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO DETERMINE METHODS TO IDENTIFY POTENTIAL CANDIDATES FOR THE HUMAN SERVICES PROFESSIONS, MOTIVATE HIGH SCHOOL STUDENTS TOWARD THESE CAREERS, PROVIDE THEM WITH GUIDANCE DURING THEIR COLLEGE AND GRADUATE YEARS, AND ADVISE THEM ON CAREER PLACEMENT," was jointly offered by Representatives Yonamine and Santiago.

H.C.R. No. 267, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN TO TRANSFER THE ADMINISTRATION OF CLASSIFIED EMPLOYEES FROM THE DEPARTMENT OF PERSONNEL SERVICES TO THE DEPARTMENT OF EDUCATION," was jointly offered by Representatives Tam, Bunda, Chun, Isbell and Santiago.

H.C.R. No. 268, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE TERMINATION OF THE EXISTING LEASE OF STATE-OWNED LAND LOCATED AT PUUNENE WITH ALEXANDER AND BALDWIN, INC., TO FACILITATE THE ESTABLISHMENT OF A PERMANENT SITE FOR THE MAUI COUNTY FAIR," was jointly offered by Representatives Souki, Honda, Baker and Morihara.

H.C.R. No. 269, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT AN ASSESSMENT OF THE NATIVE HAWAIIAN POPULATION IN THE STATE'S CORRECTIONAL INSTITUTIONS AND PROGRAMS," was jointly offered by Representatives Arakaki, Amaral, Hagino, Kawakami, Apo, Tom, Thompson and Kanoho.

H.C.R. No. 270, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING, THE DEPARTMENT OF HEALTH, AND THE DEPARTMENT OF HUMAN SERVICES TO CONVENE AN INTERAGENCY ADULT RESIDENTIAL CARE HOME ADVISORY COMMITTEE," was jointly offered by Representatives Arakaki, Duldulao, Tom and Shon.

H.C.R. No. 271, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGAL AID SOCIETY OF HAWAII TO REPORT TO THE LEGISLATURE CONCERNING ITS POLICIES ON CLIENT ELIGIBILITY, PRIORITIZATION, AND SELECTION," was jointly offered by Representatives Arakaki, Amaral, Metcalf, Thielen and Hirono.

H.C.R. No. 272, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FEDERAL GOVERNMENT TO WITHDRAW ITS CONDEMNATION OF THE WAIKANE VALLEY LANDS OF HAWAIIAN FAMILIES AND FULFILL ITS LEASE AGREEMENT, AND REQUESTING THE GOVERNOR, THE CONGRESSIONAL DELEGATION, AND THE ATTORNEY GENERAL TO HELP THESE NATIVE HAWAIIAN FAMILIES," was jointly offered by Representatives Lee, Peters and Hagino.

H.C.R. No. 273, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING TO CREATE A FLOOD CONTROL TASK FORCE TO DEVELOP A COMPREHENSIVE PLAN TO ALLEVIATE CHRONIC FLOODING ON OAHU'S NORTH SHORE," was jointly offered by Representatives Santiago, Alcon, Arakaki, Bellinger, Bunda, Chun, Hagino, Hiraki, Horita, Isbell, Lee, Okamura, Oshiro, Peters, Takamine, Tam, Yonamine and Young.

H.C.R. No. 274, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PERSONNEL SERVICES TO REVIEW AND IMPLEMENT THE RECLASSIFICATION OF CHILD WELFARE SERVICES SOCIAL WORKERS," was jointly offered by Representatives Santiago, Young, Arakaki, Hiraki, Tom, Alcon, Bunda, Chun, Isbell, Lee, Okamura, Oshiro, Takamine and Yonamine.

H.C.R. No. 275, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE POSSIBILITY OF ESTABLISHING A SYSTEM WHICH WOULD ENSURE THE PREPARATION OF ENVIRONMENTAL IMPACT STATEMENTS BY IMPARTIAL CONSULTANTS," was jointly offered by Representatives Santiago, Alcon, Arakaki, Bunda, Chun, Hiraki, Isbell, Lee, Okamura, Oshiro, Yonamine and Young.

H.C.R. No. 276, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PREPARE A KAHUKU MASTER FLOOD CONTROL PLAN," was jointly offered by Representatives Santiago, Bellinger, Alcon, Arakaki, Bunda, Chun, Hiraki, Horita, Isbell, Lee, Okamura, Oshiro, Yonamine and Young.

H.C.R. No. 277, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE USE OF VIDEO CAMERAS IN POLICE CARS," was offered by Representative Oshiro.

H.C.R. No. 278, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO HIGHWAY SAFETY," was offered by Representative Oshiro.

H.C.R. No. 279, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF STATE PLANNING TO CONDUCT A STUDY ON THE SCARCITY OF INDUSTRIAL ZONED LAND IN CLOSE PROXIMITY TO HONOLULU HARBOR AND THE AIRPORT AND TO DESIGNATE POTENTIAL SITES FOR THE DEVELOPMENT OF AN INDUSTRIAL PARK FOR WAREHOUSE AND FREIGHT BUSINESSES THAT PROVIDE ESSENTIAL GOODS TO THE PUBLIC AND HOTELS AND OTHER TOURIST RELATED BUSINESSES," was jointly offered by Representatives Cachola, Hagino, Bunda, Duldulao, Okamura, Oshiro, Shon and Thompson.

#### ANNOUNCEMENTS

Representative D. Ige: "I just wanted to inform the members that Attachment A on the back of today's agenda which lists our hearing doesn't list the date and time, so I just wanted to inform the members that that hearing is this afternoon at 2:00 o'clock in Conference Room 1008."

Representative Hagino rose and stated:

"I just wanted to add something in the Journal that I intended very much to attend yesterday's session but there was apparently a fire alarm and I was unable to enter the building. For the record, I just want to note that the

Senate evacuated and I don't know whether that meant they had greater reflexes than the House members, but I was there with the Senate President, trying to get into the building, and I would have attended the session if I could have."

Representative Thielen then rose and stated:

"Mr. Speaker, I can't let that pass. I'd like to let you know that at least some Republicans did stay in the building and held down the fort, small number as we are, but I sympathize and would have been downstairs to open the door for Representative Hagino. I would hate to have our Chair be kept out of any session at all."

Representative Chun then rose and stated:

"I just wanted to, I guess, join Representative Hagino. I was also downstairs."

Representative Tom then rose and remarked:

"I wanted to go downstairs but I didn't know where the fire escape was. I guess it was still nighttime for me."

Representative Taniguchi: "There will be a short Majority caucus after session today."

#### ADJOURNMENT

At 11:50 o'clock a.m., on motion by Representative Arakaki, seconded by Representative O'Kieffe and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Friday, March 13, 1992.