

## SEVENTH DAY

Thursday, January 25, 1979

The Senate of the Tenth Legislature of the State of Hawaii, Regular Session of 1979, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Arthur Chartier of the Mililani Church, after which the Roll was called showing all Senators present with the exception of Senator Anderson who was excused.

The President announced that he had read and approved the Journal of the Sixth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 23 to 35) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 23), transmitting a report prepared by the Department of Planning and Economic Development entitled, "The Hotel Reservations Reporting Program: Evaluation and Recommendations," and outlines the operation and impact of Act 102, Session Laws of Hawaii 1976, "Relating to Hotel Reservations," and noting that the duration of this program was extended by Act 236, SLH 1978, was referred to the Committee on Tourism.

A message from the Governor (Gov. Msg. No. 24), transmitting a report prepared by the Department of Transportation in response to Act 179, Session Laws of Hawaii 1975, on Limiting Transportation Units, was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 25), transmitting a Preliminary Report on the LANDSAT Project - State of Hawaii, which was prepared by the Department of Planning and Economic Development, and noting that the report describes their initial effort to assess the potentials of satellite remote sensing in Hawaii, was referred jointly to the Committee on Ecology, Environment and Recreation and the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 26), transmitting the Annual Report of the Hawaii Public Broadcasting Authority for the fiscal year ending June 30, 1978, pursuant to Section 314-12, Hawaii Revised Statutes, was referred to the Committee on

Education.

A message from the Governor (Gov. Msg. No. 27), transmitting several reports prepared by the Department of Agriculture in response to the following resolutions:

1. House Resolution No. 460, H.D. 1 (1978), which requested a feasibility study concerning a multi-purpose slaughterhouse complex for Oahu; and

2. House Resolution No. 590, H.D. 1 (1978), which requested the Department of Agriculture and its Ad Hoc Committee on the Animal Quarantine Station to investigate the possibility of military assistance to the Halawa facility;

and also enclosing the final report prepared by the Departments of Agriculture and Health in response to House Resolution No. 476, H.D. 1 (1978) which requested a joint report from them on progress achieved and measures implemented to permit the lifting of the ban on the sale of hog viscera on Oahu and to preclude the need for future bans, was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 28), transmitting a report prepared by the Department of Planning and Economic Development in response to House Resolution No. 35, H.D. 1 (1978), which requested a progress report and recommendation for legislative action from the Governor's Committee for Hawaii as a Regional Center, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 29), transmitting several reports prepared by the Department of Transportation in response to the following resolutions:

1. Senate Resolution No. 356, S.D. 1 (1978), which requested the Department to submit appropriate information relating to the proposed improvements to Lunalilo Freeway and the implementation of the makai boulevard concept;

2. Senate Resolution No. 133 (1978), expressing concern over the existence of certain serious roadway hazards on or adjacent to the Likelike Highway, Oahu, and requesting the Department to initiate a study to alleviate the hazardous conditions;

3. Senate Resolution No. 279 (1978),

which requested a study on the implementation of an infrared emission test program for Hawaii; and

4. Senate Concurrent Resolution No. 65, S.D. 1, H.D. 1 and Senate Resolution No. 254, S.D. 1 (1978), which requested a feasibility study of transferring real property acquisition function of the Department of Transportation to either the Department of Accounting and General Services or the Department of Land and Natural Resources,

was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 30), transmitting reports prepared by the Department of Transportation in response to the following resolutions:

1. Senate Resolution No. 4 (1978), which requested various State and county agencies to formulate and adopt rules concerning the energy problem; and

2. Senate Resolution No. 154 and House Resolution No. 117 (1978), which requested boating industry review of water transportation plan,

was referred to the Committee on Transportation.

A message from the Governor (Gov. Msg. No. 31), transmitting the Historic Preservation 1977 Annual Report which was prepared by the Department of Land and Natural Resources in accordance with Act 254, SLH 1967, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 32), transmitting a report prepared by the Department of Attorney General pursuant to Section 662-11, Hawaii Revised Statutes, regarding tort claims arbitrated, compromised, or settled for \$2,000 or less during the fiscal year ending June 30, 1978, was referred jointly to the Committee on Judiciary and the Committee on Ways and Means.

A message from the Governor (Gov. Msg. No. 33), transmitting the Annual Report of the Insurance Commissioner of Hawaii, pursuant to Section 431-45, Hawaii Revised Statutes, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 34), transmitting a report prepared by the Department of Regu-

latory Agencies in response to Senate Resolution No. 308 and House Resolution No. 536 (1978), which related to the Hawaii Insurance Law, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 35), transmitting various reports prepared by the Department of Budget and Finance of the Program Memoranda for each of the major programs in the statewide program structure as follows: Economic Development, Employment, Transportation, Environmental Protection, Health, Social Problems, Formal Education, Culture and Recreation, Public Safety, Individual Rights and Government-Wide Support, was referred to the Committee on Ways and Means.

#### DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 5) were read by the Clerk and were disposed of as follows:

A communication from the Department of Budget and Finance (Dept. Com. No. 1), transmitting the errata sheets to the Multi-Year Program and Financial Plan and Executive Budget for the period 1979-1985 was referred to the Committee on Ways and Means.

A communication from the Department of Land and Natural Resources (Dept. Com. No. 2), transmitting the Conceptual Plan for the Kaena Point State Park, was referred to the Committee on Ecology, Environment and Recreation.

A communication from the Office of the Auditor (Dept. Com. No. 3), transmitting a report entitled, "A Review of Alternative Approaches to Hospital Cost Containment", was referred to the Committee on Health.

A communication from the Office of the Auditor (Dept. Com. No. 4), transmitting a report entitled, "A Study of Guidelines for State Grants, Subsidies, and Purchase of Services", was referred jointly to the Committee on Government Operations and Efficiency and the Committee on Ways and Means.

A communication from the Office of the Auditor (Dept. Com. No. 5), transmitting a report entitled, "Management Audit of the Student Transportation Service Program", was referred to the Committee on Education.

#### MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 1 to 3) were read by the Clerk and were disposed of as follows:

A communication from the State of Hawaii Council of Housing and Construction Industry, (Misc. Com. No. 1), transmitting a Second Annual Report to the Legislature on the concerns and findings relative to the high cost of housing in Hawaii, in response to Act 166 (1976), was referred to the Committee on Housing and Hawaiian Homes.

A communication from the Honorable Eduardo E. Malapit, Mayor, County of Kauai (Misc. Com. No. 2), transmitting the Tentative Operating Budget for the County of Kauai for the fiscal year ending June 30, 1980, in compliance with the Hawaii Revised Statutes, as amended, and noting that the Administration will present further details on the budget at the time of the legislative hearing, was referred to the Committee on Ways and Means.

A communication from the Honorable Herbert T. Matayoshi, Mayor, County of Hawaii, (Misc. Com. No. 3), transmitting the budget for the County of Hawaii for the fiscal years 1978-1980, and including a ten year statement on real property and State grants-in-aid from the general fund and a statement computing their legal debt margin, pursuant to Section 243-4, Hawaii Revised Statutes, was referred to the Committee on Ways and Means.

Senator Kuroda then announced that today is Senator Dennis O'Connor's birthday and requested that his fellow colleagues join in wishing him congratulations by singing "Happy Birthday" after the adjournment of today's session.

At this time, the President commented as follows:

"I understand there have been some questions raised concerning the selection of Ben Villaflor as Senate Sergeant-at-Arms.

"While Ben is not yet an American citizen, he has indicated his intent to acquire citizenship. His current status is that of a resident alien. His residence is Hawaii, his adopted home.

"The Attorney General's Office has issued an opinion stating that Ben is eligible under the law to serve as Sergeant-at-Arms.

"Through his illustrious ring career, Ben has brought worldwide fame and glory to Hawaii. Truly, he is one of the outstanding sons of Hawaii--native or adopted.

"Ben Villaflor's success story typifies the contribution made to Hawaii by the various groups and individuals who have come to make Hawaii their home. As a representative of the Filipino community, he exemplifies the growing role of that group in Hawaii's social, economic and political life.

"I know Ben personally. He is a great athlete and a fine young man. He is married to a local girl and a recent father of a baby boy. He has promised to do his best in carrying out the duties of Sergeant-at-Arms.

"I am both proud and pleased to have Ben with us in the Senate."

#### ADJOURNMENT

At 11:42 o'clock a.m., on motion by Senator Mizuguchi, seconded by Senator Yee and carried, the Senate adjourned until 11:30 o'clock a.m., Friday January 26, 1979.