

NINTH DAY

Monday, January 28, 1980

The Senate of the Tenth Legislature of the State of Hawaii, Regular Session of 1980, convened at 11:30 o'clock a.m., with the President in the Chair.

The Divine Blessing was invoked by the Reverend Jerry Appleby of the Church of the Nazarene, after which the Roll was called showing all Senators present with the exception of Senators Anderson, Ushijima and Yee who were excused.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 31 to 33) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 31), transmitting the Fifth Annual Report prepared by the Office of the Marine Affairs Coordinator for the fiscal year July 1978 to June 1979, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 32), transmitting the Annual Report of the Agriculture Coordinating Committee in accordance with the provisions of Section 164-3, Hawaii Revised Statutes, was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 33), transmitting the Annual Report of the Hawaii State Commission on the Status of Women for the fiscal year 1978-79, was referred to the Committee on Judiciary.

DEPARTMENTAL COMMUNICATION

A communication from the Department of Planning and Economic Development (Dept. Com. No. 3), transmitting comments of the members of the State Plan Policy Council regarding the State Tourism Plan, in accordance with Section 226-54, Hawaii Revised Statutes, was read by the Clerk and was referred to the Committee on Tourism, then to the Committee on Economic Development, then to the Committee on Ways and Means.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 6 and 7) were read by the Clerk and

and were disposed of as follows:

A communication from the House (Hse. Com. No. 6), returning Senate Concurrent Resolution No. 5 which was adopted by the House of Representatives on January 25, 1980, was placed on file.

A communication from the House (Hse. Com. No. 7), transmitting House Concurrent Resolution No. 26, which was adopted by the House of Representatives on January 25, 1980, was placed on file.

On motion by Senator Mizuguchi, seconded by Senator George and carried, H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE UNIVERSITY OF HAWAII WOMEN'S ATHLETIC PROGRAM", was adopted.

SENATE CONCURRENT RESOLUTION

A concurrent resolution (S.C.R. No. 10), entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR PRESIDENT CARTER'S POLICY ON THE BOYCOTT OF THE 1980 SUMMER OLYMPIC GAMES AND URGING THE UNITED STATES OLYMPIC COMMITTEE NOT TO PARTICIPATE IN THE GAMES IF HELD IN MOSCOW", was jointly offered by Senators George, Carroll, Kuroda, Cobb, Soares, Saiki, Ajifu, Ushijima, Carpenter, Hara and Yee, and was read by the Clerk.

By unanimous consent, consideration of S.C.R. No. 10 was deferred until Tuesday, January 29, 1980.

SENATE RESOLUTION

A resolution (S.R. No. 45), entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR PRESIDENT CARTER'S POLICY ON THE BOYCOTT OF THE 1980 SUMMER OLYMPIC GAMES AND URGING THE UNITED STATES OLYMPIC COMMITTEE NOT TO PARTICIPATE IN THE GAMES IF HELD IN MOSCOW", was jointly offered by Senators George, Carroll, Kuroda, Cobb, Soares, Saiki, Ajifu, Ushijima, Carpenter, Hara and Yee, and was read by the Clerk.

By unanimous consent, consideration of S.R. No. 45 was deferred until Tuesday, January 29, 1980.

INTRODUCTION OF SENATE BILLS

On motion by Senator Mizuguchi, seconded by Senator George and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further

consideration on Tuesday, January 29, 1980:

Senate Bills

- No. 2043-80 "A Bill for an Act Relating to Employment Practices."
- Introduced by: Senators Toyofuku, Chong, Carpenter, Abercrombie, Ushijima, Machida, Young, Mizuguchi, George and Cobb.
- No. 2044-80 "A Bill for an Act Relating to Labor Organizations."
- Introduced by: Senators Toyofuku, Chong, Abercrombie, Hara, Carpenter, Ushijima, Young, Cobb, Mizuguchi, Carroll and George.
- No. 2045-80 "A Bill for an Act Relating to the Exemption of Sales and Gross Proceeds of Sales to the State and Its Political Subdivisions."
- Introduced by: Senators Toyofuku, Hara, Machida, Ushijima, Mizuguchi, George, Carroll, Chong, Carpenter, Abercrombie, Yamasaki, Kuroda and Young.
- No. 2046-80 "A Bill for an Act Making an Appropriation for a Grant-In-Aid for Program Support for the Elderly at a Hawaii Gerontology Center."
- Introduced by: Senators Toyofuku, Carpenter, Abercrombie, Yamasaki, Hara, George, Carroll, Chong, Ushijima, Kuroda, Young, Machida and Mizuguchi.
- No. 2047-80 "A Bill for an Act Relating to Campaign Spending."
- Introduced by: Senator O'Connor.
- No. 2048-80 "A Bill for an Act Relating to Penalties for False Statements and Representations in Regard to Unemployment Compensation."
- Introduced by: Senator O'Connor.
- No. 2049-80 "A Bill for an Act Relating to Energy Conservation."
- Introduced by: Senators Cayetano and Yim.
- No. 2050-80 "A Bill for an Act Making an Appropriation for the Continuation of Lanakila Rehabilitation Center's Wahiawa Day Activity Program for Severely Disabled Adults."
- Introduced by: Senators Mizuguchi, Young, Kuroda, Cayetano, Machida, Yamasaki, Carroll, Cobb and George.
- No. 2051-80 "A Bill for an Act Relating to Tax Incentives for Generation of Electricity from Non-Fossil Fuel Sources."
- Introduced by: Senators Chong and Yim.
- No. 2052-80 "A Bill for an Act Making an Appropriation for Infant Stimulation and Child Development Programs, Maui Easter Seal Society."
- Introduced by: Senators Yamasaki and Machida.
- No. 2053-80 "A Bill for an Act Making an Appropriation for Plans and Construction of Molokai Rehabilitation Facility at Kaunakakai, Molokai."
- Introduced by: Senators Yamasaki and Machida.
- No. 2054-80 "A Bill for an Act Making an Appropriation to Continue the Operation of Maunaloa Youth Residential Shelter Program, Maui."
- Introduced by: Senators Yamasaki and Machida.
- No. 2055-80 "A Bill for an Act Making an Appropriation for Chore Services for the Elderly and Handicapped at Maui Rehabilitation Center."
- Introduced by: Senators Yamasaki and Machida.
- No. 2056-80 "A Bill for an Act Making an Appropriation to Provide for Grants-In-Aid to the Welfare Recipient Advisory Council for Their Neighbor Island Programs."
- Introduced by: Senators Yamasaki, Machida, Ushijima, Young, Campbell, Toyofuku, Hara and Carpenter.
- No. 2057-80 "A Bill for an Act Making an Appropriation to Provide Funds to the Hawaii Family Stress Center for Their Neighbor Island Operations."
- Introduced by: Senators Yamasaki, Machida, Ushijima, Young, Campbell, Toyofuku, Hara and Carpenter.
- No. 2058-80 "A Bill for an Act Making an Appropriation for the Honolulu Theatre for Youth."
- Introduced by: Senators Yamasaki, Machida, Ushijima, Young, Toyofuku, Carpenter and Hara.
- No. 2059-80 "A Bill for an Act Relating to the Pacific and Asian Affairs Council for the State of Hawaii."

Introduced by: Senators Yamasaki, Machida, Ushijima, Young, Toyofuku, Carpenter and Hara.

No. 2060-80 "A Bill for an Act Relating to Appropriations for Veterans Cemeteries."

Introduced by: Senator Yamasaki, by request.

No. 2061-80 "A Bill for an Act Relating to Mortgages."

Introduced by: Senator Cobb, by request.

No. 2062-80 "A Bill for an Act Relating to Insurance."

Introduced by: Senator Cobb, by request.

No. 2063-80 "A Bill for an Act Relating to Horizontal Property Regimes."

Introduced by: Senators Cobb, Kuroda, Saiki, Carroll, George, Soares, Campbell, Toyofuku, Abercrombie, Yee, Young, Yamasaki and Cayetano.

No. 2064-80 "A Bill for an Act Relating to Workers' Benefits."

Introduced by: Senator Cobb, by request.

No. 2065-80 "A Bill for an Act Relating to Workers' Benefits."

Introduced by: Senator Cobb, by request.

No. 2066-80 "A Bill for an Act Relating to Liquor."

Introduced by: Senators Cobb and Yee.

No. 2067-80 "A Bill for an Act Relating to Criminal Damage to Property."

Introduced by: Senators Cobb, Soares, Saiki, George, Abercrombie, Young, Kuroda, Campbell and Yee.

No. 2068-80 "A Bill for an Act Relating to Contractors."

Introduced by: Senators Cobb and Chong.

No. 2069-80 "A Bill for an Act Relating to Contractors."

Introduced by: Senator Cobb, by request.

No. 2070-80 "A Bill for an Act Relating to No-Fault Insurance."

Introduced by: Senators Cobb,

Abercrombie, Kuroda and Yee.

No. 2071-80 "A Bill for an Act Relating to the Small Claims Court."

Introduced by: Senators Cobb, Soares, Saiki, Carroll, George, Abercrombie, Kuroda, Young, Toyofuku, Campbell, Yee, Hara, Yamasaki and Cayetano.

STANDING COMMITTEE REPORT

Senator Yamasaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 7-80), informing the Senate that Senate Concurrent Resolution No. 9, Senate Resolution Nos. 42 to 44 and Senate Bill Nos. 1979-80 to 2042-80 have been printed and are ready for distribution.

On motion by Senator Yamasaki, seconded by Senator George and carried, the report of the Committee was adopted.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Friday, January 25, 1980:

Senate Bills Referred to:

- No. 1979-80 Committee on Agriculture
- No. 1980-80 Committee on Judiciary
- No. 1981-80 Committee on Ecology, Environment and Recreation
- No. 1982-80 Committee on Health
- No. 1983-80 Jointly to the Committee on Health and the Committee on Education
- No. 1984-80 Committee on Health
- No. 1985-80 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means
- No. 1986-80 Committee on Economic Development
- No. 1987-80 Committee on Economic Development
- No. 1988-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 1989-80 Committee on Consumer Protection and Commerce
- No. 1990-80 Committee on Consumer Protection and Commerce
- No. 1991-80 Committee on Consumer Protection and Commerce

- No. 1992-80 Committee on Consumer Protection and Commerce
- No. 1993-80 Committee on Consumer Protection and Commerce
- No. 1994-80 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means
- No. 1995-80 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means
- No. 1996-80 Committee on Consumer Protection and Commerce, then to the Committee on Ways and Means
- No. 1997-80 Committee on Consumer Protection and Commerce
- No. 1998-80 Committee on Consumer Protection and Commerce
- No. 1999-80 Committee on Human Resources
- No. 2000-80 Committee on Judiciary
- No. 2001-80 Committee on Human Resources
- No. 2002-80 Committee on Transportation
- No. 2003-80 Committee on Transportation
- No. 2004-80 Committee on Transportation
- No. 2005-80 Committee on Ecology, Environment and Recreation
- No. 2006-80 Committee on Transportation
- No. 2007-80 Committee on Transportation
- No. 2008-80 Committee on Human Resources
- No. 2009-80 Committee on Human Resources
- No. 2010-80 Committee on Human Resources
- No. 2011-80 Committee on Human Resources
- No. 2012-80 Committee on Human Resources
- No. 2013-80 Committee on Human Resources
- No. 2014-80 Committee on Human Resources
- No. 2015-80 Committee on Human Resources
- No. 2016-80 Committee on Human Resources, then to the Committee on Ways and Means
- No. 2017-80 Committee on Human Resources
- No. 2018-80 Committee on Tourism
- No. 2019-80 Committee on Health, then to the Committee on Ways and Means
- No. 2020-80 Committee on Education, then to the Committee on Ways and Means
- No. 2021-80 Committee on Health, then to the Committee on Ways and Means
- No. 2022-80 Committee on Human Resources
- No. 2023-80 Committee on Health, then to the Committee on Ways and Means
- No. 2024-80 Committee on Transportation
- No. 2025-80 Committee on Health, then to the Committee on Ways and Means
- No. 2026-80 Committee on Health, then to the Committee on Ways and Means
- No. 2027-80 Committee on Intergovernmental Relations
- No. 2028-80 Committee on Judiciary, then to the Committee on Ways and Means
- No. 2029-80 Committee on Judiciary
- No. 2030-80 Committee on Judiciary
- No. 2031-80 Committee on Judiciary
- No. 2032-80 Committee on Judiciary
- No. 2033-80 Committee on Judiciary
- No. 2034-80 Committee on Judiciary
- No. 2035-80 Committee on Judiciary
- No. 2036-80 Committee on Human Resources, then to the Committee on Judiciary
- No. 2037-80 Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means
- No. 2038-80 Committee on Education, then to the Committee on Ways and Means
- No. 2039-80 Committee on Health, then to the Committee on Ways and Means

No. 2040-80 Committee on Health,
then to the Committee on Ways
and Means

No. 2041-80 Committee on Housing
and Hawaiian Homes, then to the
Committee on Ways and Means

No. 2042-80 Committee on Transportation,
then to the Committee on Ways
and Means

The Chair announced that all
Senate and House bills introduced
during the Regular Session of 1979
which had been returned to the
Clerk's Office at the end of that session,

be returned to their respective Committees.

At 11:45 o'clock a.m., the Senate
stood in recess subject to the call
of the Chair.

The Senate reconvened at 11:46 o'clock
a.m.

ADJOURNMENT

At 11:47 o'clock a.m., on motion
by Senator Mizuguchi, seconded by
Senator George and carried, the Senate
adjourned until 11:30 o'clock a.m.,
Tuesday, January 29, 1980.