

## TENTH DAY

Tuesday, February 2, 1982

The Senate of the Eleventh Legislature of the State of Hawaii, Regular Session of 1982, convened at 11:30 o'clock a.m., with the Vice-President in the Chair.

The Divine Blessing was invoked by the Reverend Richard DuFresne of the Community Church of Honolulu, after which the Roll was called showing all Senators present with the exception of Senators Carpenter, Cayetano and Soares who were excused.

The Chair announced that he had read and approved the Journal of the Ninth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 61 and 62) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 61), transmitting copies of a report prepared by the Executive Office on Aging entitled: "Annual Report, October 1, 1980-September 30, 1981," was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 62), transmitting copies of a report prepared by the Department of Social Services and Housing entitled: "Long Term Care for the Elderly, Executive Summary," was referred to the Committee on Human Resources.

## SENATE CONCURRENT RESOLUTIONS

The following Senate Concurrent Resolutions (S.C.R. Nos. 1 and 2) were read by the Clerk and were disposed of as follows:

A concurrent resolution (S.C.R. No. 1), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PRELIMINARY ASSESSMENTS OF POSSIBLE ALTERNATIVES TO REPLACE THE OPERATIONS OF THE PUNA SUGAR COMPANY," was offered by Senators Carpenter, Henderson and Ushijima.

By unanimous consent, S.C.R. No. 1 was referred to the Committee on Agriculture.

A concurrent resolution (S.C.R. No. 2), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF POSSIBLE ALTERNATIVES WITH RESPECT TO THE OPERATIONS OF THE PUNA SUGAR COMPANY," was offered by Senators Carpenter, Henderson and Ushijima.

By unanimous consent, S.C.R. No. 2 was referred to the Committee on Agriculture.

## SENATE RESOLUTIONS

The following Senate Resolutions (S.R. Nos. 5 to 7) were read by the Clerk and were disposed of as follows:

A resolution (S.R. No. 5), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF IMPEDIMENTS TO RIDESHARING WITH REGARD TO THE COST, AVAILABILITY AND ADEQUACY OF MOTOR VEHICLE INSURANCE," was offered by Senators Cobb and George.

By unanimous consent, S.R. No. 5 was referred jointly to the Committee on Consumer Protection and Commerce and the Committee on Transportation.

A resolution (S.R. No. 6), entitled: "SENATE RESOLUTION REQUESTING A STUDY OF POSSIBLE ALTERNATIVES WITH RESPECT TO THE OPERATIONS OF THE PUNA SUGAR COMPANY," was offered by Senators Carpenter, Henderson and Ushijima.

By unanimous consent, S.R. No. 6 was referred to the Committee on Agriculture, then to the Committee on Legislative Management.

A resolution (S.R. No. 7), entitled: "SENATE RESOLUTION REQUESTING PRELIMINARY ASSESSMENTS OF POSSIBLE ALTERNATIVES WITH RESPECT TO THE OPERATIONS OF THE PUNA SUGAR COMPANY," was offered by Senators Carpenter, Henderson and Ushijima.

By unanimous consent, S.R. No. 7 was referred to the Committee on Agriculture, then to the Committee on Legislative Management.

## INTRODUCTION OF SENATE BILLS

On motion by Senator Cobb, seconded by Senator Anderson and carried, the following bills passed First Reading by title, were referred to print and were placed on the calendar for further consideration on Wednesday, February 3, 1982:

## Senate Bills

No. 2167-82 "A Bill for an Act Relating to the Environment."

Introduced by: Senators Kobayashi, Ajifu, Soares, Henderson, Cobb, Young, Kawasaki, Carpenter and Uwaine.

No. 2168-82 "A Bill for an Act Relating to Taxation of Agricultural Activities."

Introduced by: Senator Ajifu.

No. 2169-82 "A Bill for an Act Relating to Agricultural Loans."

Introduced by: Senator Ajifu.

No. 2170-82 "A Bill for an Act Relating to the Public Employees' Retirement System."

Introduced by: Senator Uwaine.

No. 2171-82 "A Bill for an Act Relating to the Hawaii Employment Security Law."

Introduced by: Senator Uwaine.

No. 2172-82 "A Bill for an Act Relating to Negotiable Instruments."

Introduced by: Senator Uwaine.

No. 2173-82 "A Bill for an Act Relating to Taxation."

Introduced by: Senator Uwaine.

No. 2174-82 "A Bill for an Act Relating to Fireworks."

Introduced by: Senator Uwaine.

No. 2175-82 "A Bill for an Act Creating a Third Party Liability Recovery Unit within the Department of Social Services and Housing."

Introduced by: Senator Uwaine.

No. 2176-82 "A Bill for an Act Relating to Industrial Loan Companies."

Introduced by: Senator Uwaine.

No. 2177-82 "A Bill for an Act Relating to Industrial Loan Companies."

Introduced by: Senator Uwaine.

No. 2178-82 "A Bill for an Act Relating to the Industrial Loan Company Guaranty Act."

Introduced by: Senator Uwaine.

No. 2179-82 "A Bill for an Act Relating to the Donation of Food."

Introduced by: Senators Carpenter, Uwaine, Cayetano and Cobb.

No. 2180-82 "A Bill for an Act Relating to Medical Assistance."

Introduced by: Senator Uwaine.

No. 2181-82 "A Bill for an Act Relating to the Driver Improvement Program."

Introduced by: Senator Cayetano, by request.

No. 2182-82 "A Bill for an Act Relating to Birth Certificates."

Introduced by: Senator Cayetano, by request.

#### STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 4-82), informing the Senate that Senate Concurrent Resolution Nos. 1 and 2, Senate Resolution Nos. 5 to 7, and Senate Bill Nos. 2132-82 to 2166-82 have been printed and are ready for distribution.

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

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 5-82), recommending that House Bill No. 2011-82, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Yamasaki, seconded by Senator Anderson and carried, the report of the Committee was adopted and H.B. No. 2011-82, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 3, 1982.

#### ORDER OF THE DAY

#### REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were introduced on Monday, February 1, 1982:

Senate Bills Referred to:

No. 2132-82 Committee on Education

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| No. 2133-82 Committee on Education,<br>then to the Committee on Ways and<br>Means                        | No. 2155-82 Committee on Ecology,<br>Environment and Recreation,<br>then to the Committee on Ways<br>and Means  |
| No. 2134-82 Committee on Agriculture   | No. 2156-82 Committee on Government<br>Operations and Intergovernmental<br>Relations, then to the Committee<br>on Ways and Means  |
| No. 2135-82 Committee on Human<br>Resources, then to the Committee<br>on Ways and Means                  | No. 2157-82 Committee on Government<br>Operations and Intergovernmental<br>Relations  |
| No. 2136-82 Committee on Consumer<br>Protection and Commerce, then to<br>the Committee on Ways and Means | No. 2158-82 Committee on Human<br>Resources, then to the Committee<br>on Ways and Means   |
| No. 2137-82 Committee on Consumer<br>Protection and Commerce, then to<br>the Committee on Ways and Means | No. 2159-82 Committee on<br>Judiciary   |
| No. 2138-82 Committee on Consumer<br>Protection and Commerce   | No. 2160-82 Committee on Government<br>Operations and Intergovernmental<br>Relations, then to the Committee<br>on Ways and Means  |
| No. 2139-82 Committee on Consumer<br>Protection and Commerce, then to<br>the Committee on Ways and Means | No. 2161-82 Committee on<br>Judiciary   |
| No. 2140-82 Committee on Consumer<br>Protection and Commerce, then to<br>the Committee on Judiciary      | No. 2162-82 Committee on Consumer<br>Protection and Commerce, then<br>to the Committee on Judiciary   |
| No. 2141-82 Committee on Judiciary   | No. 2163-82 Committee on Human<br>Resources   |
| No. 2142-82 Committee on Consumer<br>Protection, then to the Committee on<br>Ways and Means              | No. 2164-82 Committee on Human<br>Resources   |
| No. 2143-82 Committee on Health,<br>then to the Committee on Consumer<br>Protection and Commerce         | No. 2165-82 Committee on Ways<br>and Means  |
| No. 2144-82 Committee on Health,<br>then to the Committee on Consumer<br>Protection and Commerce         | No. 2166-82 Committee on Ways<br>and Means  |
| No. 2145-82 Committee on Transportation  |   |
| No. 2146-82 Committee on Judiciary   | At this time, Senator Wong rose<br>and addressed the Senate as follows:   |
| No. 2147-82 Committee on Transportation,<br>then to the Committee on Judiciary                           | "Mr. President, I rise on a point<br>of personal privilege...I would<br>like to report to this honorable body<br>that I spoke with the Speaker of<br>the House yesterday afternoon,<br>and despite what may have been<br>suggested in the press, we did not<br>exchange angry words. I would<br>say that we had a very pleasant<br>and amicable conversation. |
| No. 2148-82 Committee on Education,<br>then to the Committee on Ways and<br>Means                        |   |
| No. 2149-82 Committee on Consumer<br>Protection and Commerce, then to<br>the Committee on Ways and Means | "First of all, Mr. President, the<br>Speaker has assured me, and the<br>people of the State of Hawaii, that<br>the House will treat all Senate bills<br>fairly and on their merits. He said<br>that the rumors about the House<br>'killing' Senate bills are totally<br>unfounded, and I must say, that<br>I am very pleased to receive his<br>reassurance.   |
| No. 2150-82 Committee on Agriculture   |   |
| No. 2151-82 Committee on Transportation,<br>then to the Committee on Judiciary                           |   |
| No. 2152-82 Committee on Consumer<br>Protection and Commerce   |   |
| No. 2153-82 Committee on Judiciary   |   |
| No. 2154-82 Committee on Judiciary   |   |

"Furthermore, the Speaker and I will be meeting tomorrow to work out some of the logistic and administrative arrangements that need to be done for the remainder of this session. I look forward to a very cooperative and constructive working relationship with the House and I can assure you, Mr. President, that the Senate and the House will minimize their differences in the oncoming weeks.

"I think that it is time for us -- all of us here, in both bodies -- to get

to work, addressing the issues and certainly the concerns that each of us have. Therefore, Mr. President, let's get started.

"Thank you."

#### ADJOURNMENT

At 11:45 o'clock a.m., on motion by Senator Cobb, seconded by Senator Anderson and carried, the Senate adjourned until 11:30 o'clock a.m., Wednesday, February 3, 1982.