

ELEVENTH DAY

Wednesday, February 3, 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 Chiko Matsumoto of the Tendai Mission of Hawaii, after which the Roll was called showing all Senators present with the exception of Senators Carpenter, Cayetano and Wong who were excused.

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

Senator Anderson then introduced to the members of the Senate a group of 20 Aiea senior citizens from the Hui O'Makalapa Club.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 63 to 66) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 63), transmitting copies of the Progress Report - Activities Conducted in Furtherance of The Hawaii State Plan, January 1982, together with the following documents:

1. Report of Public Informational Meetings: Public Response to State Functional Plan Presentations, December 1981; and
2. Report on State and County Activities to Implement Priority Directions of The Hawaii State Plan, February 1982;

submitted by the Planning Division of the Department of Planning and Economic Development, in response to Section 226-63, HRS, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 64), transmitting copies of "Response of Governor's Agriculture Coordinating Committee, Office of the Governor," pursuant to House Resolution 656 (1981) requesting a report on Hawaii's pineapple industry, was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 65), transmitting copies of "A Plan for the 1984 Silver Jubilee

of Hawaii's Statehood," January 1, 1982, prepared by the 1984 Hawaii Statehood Silver Jubilee Committee, in response to Act 4, SSLH 1981, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 66), transmitting copies of a report prepared by the Department of Accounting and General Services, in response to Senate Resolution No. 20 (1981) requesting the adoption of electric cars for state and county vehicles, was referred to the Committee on Government Operations and Intergovernmental Relations.

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 Thursday, February 4, 1982:

Senate Bills

No. 2183-82 "A Bill for an Act Relating to Long-Term Care Facilities."

Introduced by: Senator Wong, by request.

No. 2184-82 "A Bill for an Act Relating to Collective Bargaining."

Introduced by: Senator Wong, by request.

No. 2185-82 "A Bill for an Act Relating to the State Foundation on Culture and the Arts."

Introduced by: Senator Wong, by request.

No. 2186-82 "A Bill for an Act Amending Chapter 142, Hawaii Revised Statutes, Relating to Animals, Brands, and Fines."

Introduced by: Senator Wong, by request.

No. 2187-82 "A Bill for an Act Relating to Brands and Amending Section 142-41, Hawaii Revised Statutes."

Introduced by: Senator Wong, by request.

No. 2188-82 "A Bill for an Act Amending Section 142-12, Hawaii Revised Statutes, Relating to Penalties."

- Introduced by: Senator Wong, by request.
- No. 2189-82 "A Bill for an Act Relating to the Department of the Attorney General."
- Introduced by: Senator Wong, by request.
- No. 2190-82 "A Bill for an Act Relating to the Criminal Justice Information Data Center."
- Introduced by: Senator Wong, by request.
- No. 2191-82 "A Bill for an Act Relating to the Attorney General."
- Introduced by: Senator Wong, by request.
- No. 2192-82 "A Bill for an Act Relating to Compulsory School Attendance."
- Introduced by: Senator Wong, by request.
- No. 2193-82 "A Bill for an Act Relating to the Relief of Certain Persons' Claims against the State and Providing Appropriations Therefor."
- Introduced by: Senator Wong, by request.
- No. 2194-82 "A Bill for an Act Relating to the Compensation of Certain Persons under the Criminal Injuries Compensation Act and Providing Appropriations Therefor."
- Introduced by: Senator Wong, by request.
- No. 2195-82 "A Bill for an Act Relating to Criminal Injuries Compensation."
- Introduced by: Senator Wong, by request.
- No. 2196-82 "A Bill for an Act Relating to General Obligation Bonds of the State of Hawaii."
- Introduced by: Senator Wong, by request.
- No. 2197-82 "A Bill for an Act Making Appropriations for Collective Bargaining Cost Items."
- Introduced by: Senator Wong, by request.
- No. 2198-82 "A Bill for an Act Making Appropriations for Compensation Claims Adjustments."
- Introduced by: Senator Wong, by request.
- No. 2199-82 "A Bill for an Act Making Appropriations for the Fiscal Biennium July 1, 1981 to June 30, 1983."
- Introduced by: Senator Wong, by request.
- No. 2200-82 "A Bill for an Act Relating to Private Trade, Vocational and Technical Schools."
- Introduced by: Senator Wong, by request.
- No. 2201-82 "A Bill for an Act Relating to the Hawaiian Homes Commission Act, 1920, as Amended."
- Introduced by: Senator Wong, by request.
- No. 2202-82 "A Bill for an Act Relating to the Executive Departments."
- Introduced by: Senator Wong, by request.
- No. 2203-82 "A Bill for an Act Relating to Environmental Quality."
- Introduced by: Senator Wong, by request.
- No. 2204-82 "A Bill for an Act Relating to Low-Level Radioactive Waste Management."
- Introduced by: Senator Wong, by request.
- No. 2205-82 "A Bill for an Act Relating to County/State Hospital System."
- Introduced by: Senator Wong, by request.
- No. 2206-82 "A Bill for an Act Relating to Prophylaxis for the Prevention of Blindness in the Newborn."
- Introduced by: Senator Wong, by request.
- No. 2207-82 "A Bill for an Act Relating to Itinerant Vendors of Medicines, Drugs, and Devices."
- Introduced by: Senator Wong, by request.
- No. 2208-82 "A Bill for an Act Relating to Blood Samples of Pregnant Women."
- Introduced by: Senator Wong, by request.
- No. 2209-82 "A Bill for an Act Relating

to Smoking in Public Places."

Introduced by: Senator Wong, by request.

No. 2210-82 "A Bill for an Act Relating to Hospital Administrators of the County/State Hospital System."

Introduced by: Senator Wong, by request.

No. 2211-82 "A Bill for an Act Relating to Solid Waste Disposal."

Introduced by: Senator Wong, by request.

No. 2212-82 "A Bill for an Act Relating to Employment Security."

Introduced by: Senator Wong, by request.

No. 2213-82 "A Bill for an Act Relating to Employment Security."

Introduced by: Senator Wong, by request.

No. 2214-82 "A Bill for an Act Relating to Public Lands."

Introduced by: Senator Wong, by request.

No. 2215-82 "A Bill for an Act Relating to Public Lands."

Introduced by: Senator Wong, by request.

No. 2216-82 "A Bill for an Act Relating to Forest and Water Reserve Zones."

Introduced by: Senator Wong, by request.

No. 2217-82 "A Bill for an Act Relating to Aquatic Resources and Wildlife."

Introduced by: Senator Wong, by request.

No. 2218-82 "A Bill for an Act Relating to the Enforcement Program of the Department of Land and Natural Resources."

Introduced by: Senator Wong, by request.

No. 2219-82 "A Bill for an Act Relating to Intoxicating Liquors."

Introduced by: Senator Wong, by request.

No. 2220-82 "A Bill for an Act Relating to the Compensation of Managerial

Support Employees Excluded from Collective Bargaining."

Introduced by: Senator Wong, by request.

No. 2221-82 "A Bill for an Act Relating to Public Officers and Employees."

Introduced by: Senator Wong, by request.

No. 2222-82 "A Bill for an Act Relating to Marine Affairs Coordination."

Introduced by: Senator Wong, by request.

No. 2223-82 "A Bill for an Act Relating to the Control of Petroleum Products."

Introduced by: Senator Wong, by request.

No. 2224-82 "A Bill for an Act Relating to the Department of Planning and Economic Development."

Introduced by: Senator Wong, by request.

No. 2225-82 "A Bill for an Act Relating to the Hawaii State Planning Act."

Introduced by: Senator Wong, by request.

No. 2226-82 "A Bill for an Act Relating to Planning in the State of Hawaii."

Introduced by: Senator Wong, by request.

No. 2227-82 "A Bill for an Act Relating to Public Utilities."

Introduced by: Senator Wong, by request.

No. 2228-82 "A Bill for an Act Relating to Public Utilities."

Introduced by: Senator Wong, by request.

No. 2229-82 "A Bill for an Act Relating to Public Utilities."

Introduced by: Senator Wong, by request.

No. 2230-82 "A Bill for an Act Relating to the Hawaii Motor Vehicle Accident Reparations Act."

Introduced by: Senator Wong, by request.

No. 2231-82 "A Bill for an Act Relating to Solicitation of Funds from the Public."

Introduced by: Senator Wong, by request.

No. 2232-82 "A Bill for an Act Relating to Corporations."

Introduced by: Senator Wong, by request.

No. 2233-82 "A Bill for an Act Relating to Public Agency Meetings and Records."

Introduced by: Senator Wong, by request.

No. 2234-82 "A Bill for an Act Relating to Boards and Commissions."

Introduced by: Senator Wong, by request.

No. 2235-82 "A Bill for an Act Relating to Professional Engineers, Architects, Surveyors, Landscape Architects."

Introduced by: Senator Wong, by request.

No. 2236-82 "A Bill for an Act Relating to the Contractors License Law."

Introduced by: Senator Wong, by request.

No. 2237-82 "A Bill for an Act Relating to the Board of Dental Examiners."

Introduced by: Senator Wong, by request.

No. 2238-82 "A Bill for an Act Relating to the Board of Dental Examiners."

Introduced by: Senator Wong, by request.

No. 2239-82 "A Bill for an Act Relating to the Landlord-Tenant Code."

Introduced by: Senator Wong, by request.

No. 2240-82 "A Bill for an Act Relating to the Hawaii Public Broadcasting Authority."

Introduced by: Senator Wong, by request.

No. 2241-82 "A Bill for an Act Relating to the Department of Social Services and Housing."

Introduced by: Senator Wong, by request.

No. 2242-82 "A Bill for an Act Relating to the Department of Social Services and Housing."

Introduced by: Senator Wong, by request.

No. 2243-82 "A Bill for an Act Relating to Children in Foster Care."

Introduced by: Senator Wong, by request.

No. 2244-82 "A Bill for an Act Relating to Recovery of Money Owed to the State."

Introduced by: Senator Wong, by request.

No. 2245-82 "A Bill for an Act Relating to Reciprocal Enforcement of Support."

Introduced by: Senator Wong, by request.

No. 2246-82 "A Bill for an Act Relating to Elderly Abuse or Neglect."

Introduced by: Senator Wong, by request.

No. 2247-82 "A Bill for an Act Relating to Veteran's Rights and Benefits."

Introduced by: Senator Wong, by request.

No. 2248-82 "A Bill for an Act Relating to Paternity Statute of Limitations."

Introduced by: Senator Wong, by request.

No. 2249-82 "A Bill for an Act Relating to Visitation and Support."

Introduced by: Senator Wong, by request.

No. 2250-82 "A Bill for an Act Relating to Housing."

Introduced by: Senator Wong, by request.

No. 2251-82 "A Bill for an Act Relating to Offenses against the Person."

Introduced by: Senator Wong, by request.

No. 2252-82 "A Bill for an Act Relating to Taxation."

Introduced by: Senator Wong, by request.

No. 2253-82 "A Bill for an Act Relating to General Excise Tax."

Introduced by: Senator Wong, by request.

No. 2254-82 "A Bill for an Act Relating to Taxation."

Introduced by: Senator Wong, by request.

No. 2255-82 "A Bill for an Act Relating to Taxation."

Introduced by: Senator Wong, by request.

No. 2256-82 "A Bill for an Act Relating to Taxation."

Introduced by: Senator Wong, by request.

No. 2257-82 "A Bill for an Act Relating to Inheritance Taxation."

Introduced by: Senator Wong, by request.

No. 2258-82 "A Bill for an Act Relating to General Excise Tax."

Introduced by: Senator Wong, by request.

No. 2259-82 "A Bill for an Act Relating to Tax Incentives for Solar Energy Devices."

Introduced by: Senator Wong, by request.

No. 2260-82 "A Bill for an Act Relating to the Use of Qualified State Appraisers as well as Independent Appraisers to Determine the Value of Remnants."

Introduced by: Senator Wong, by request.

No. 2261-82 "A Bill for an Act Relating to Transportation."

Introduced by: Senator Wong, by request.

No. 2262-82 "A Bill for an Act Relating to the State Higher Education Loan Fund."

Introduced by: Senator Wong, by request.

No. 2263-82 "A Bill for an Act Relating to Juveniles with Learning Disabilities."

Introduced by: Senator Saiki, by request.

No. 2264-82 "A Bill for an Act Relating to Tourism."

Introduced by: Senators Anderson, Kobayashi, Ajifu, Young, Henderson, Toyofuku, Machida, Kuroda, Holt,

Uwaine, Saiki and Campbell.

No. 2265-82 "A Bill for an Act Making an Appropriation for Improvements to Visitor Destination Areas."

Introduced by: Senators Anderson, Kobayashi, Ajifu, Young, Henderson, Toyofuku, Machida, Holt, Campbell, Kuroda, Saiki, Carpenter and Uwaine.

No. 2266-82 "A Bill for an Act Relating to the Hawaii Tourism Authority."

Introduced by: Senators Anderson, Kobayashi, Ajifu, Henderson, Wong, Saiki, Yee, Uwaine and Holt.

No. 2267-82 "A Bill for an Act Relating to Campaign Spending Limits."

Introduced by: Senators Cobb, Uwaine, Soares, George, Kuroda, Young, Kawasaki, Carpenter, Henderson, Cayetano and Kobayashi.

No. 2268-82 "A Bill for an Act Relating to the Public Employees' Retirement System."

Introduced by: Senator Uwaine.

STANDING COMMITTEE REPORT

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 6-82) informing the Senate that Senate Bill Nos. 2167-82 to 2182-82 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.

ORDER OF THE DAY

THIRD READING

House Bill No. 2011-82, H.D. 1:

On motion by Senator Yamasaki, seconded by Senator Anderson and carried, 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," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Carpenter, Cayetano and Wong).

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills that were

introduced on Tuesday, February 2, 1982:

Senate Bills Referred to:

No. 2167-82 Committee on Ecology, Environment and Recreation, then to the Committee on Ways and Means

No. 2168-82 Committee on Agriculture, then to the Committee on Ways and Means

No. 2169-82 Committee on Agriculture, then to the Committee on Ways and Means

No. 2170-82 Committee on Human Resources, then to the Committee on Ways and Means

No. 2171-82 Committee on Human Resources, then to the Committee on Ways and Means

No. 2172-82 Committee on Judiciary

No. 2173-82 Committee on Human Resources, then to the Committee on Ways and Means

No. 2174-82 Committee on Judiciary

No. 2175-82 Committee on Human Resources, then to the Committee on Ways and Means

No. 2176-82 Committee on Consumer Protection and Commerce

No. 2177-82 Committee on Consumer Protection and Commerce

No. 2178-82 Committee on Consumer Protection and Commerce

No. 2179-82 Committee on Judiciary

No. 2180-82 Committee on Human Resources, then to the Committee on Ways and Means

No. 2181-82 Committee on Transportation

No. 2182-82 Committee on Judiciary

At 11:40 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:42 o'clock a.m.

At this time, the Chair informed all members of the Senate that the session will begin promptly at the time set for convening each day and requested that all Senators make every effort to be present on the Chamber floor.

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., Thursday, February 4, 1982.