

TWENTY-FOURTH DAY

Tuesday, March 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 Dan Chun, Assistant Minister of the First Presbyterian Church of Honolulu, after which the Roll was called showing all Senators present with the exception of Senator Ushijima who was excused.

The President announced that he had read and approved the Journal of the Twenty-Third Day.

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

Senator Anderson, on behalf of the members of the Senate, introduced a group of 46 senior citizens from the Moanalua Senior Citizens Club.

Senator Toyofuku introduced 12 senior citizens from Kauai, accompanied by two members of the Kauai Office of Elderly Affairs, Ms. Ellie Lloyd and Mr. Kealoha Takahashi.

Senator Young then rose and stated:

"Mr. President, I would like to introduce to the members of the Senate the Seinan Gakuen University Glee Club from Fukuoka, our sister-prefecture in Japan. The Glee Club, accompanied by Professor Haruo Furukawa, is en route home from a two-week concert tour which has taken them to California, Minnesota and New York.

"For the listening pleasure of the Senate, staff and visitors, they have agreed to sing a couple of numbers for us at this time. May I present the Seinan Gakuen Glee Club."

The members of the Glee Club, under the direction of student conductor Toshihiko Ide then sang "Mogamigawa Funa No Uta" and "Kuroda Bushi" for the members of the Senate.

Senator Holt then introduced 23 fifth and sixth graders from Kamehameha School, accompanied by their teacher, Miss Leigh Foster.

HOUSE COMMUNICATION

A communication from the House (Hse. Com. No. 24) transmitting House Bill No. 2163-82, which passed Third Reading

in the House of Representatives on March 1, 1982, was read by the Clerk and was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2163-82, entitled: "A BILL FOR AN ACT RELATING TO THE EXECUTIVE DEPARTMENTS," passed First Reading and was referred to the Committee on Housing and Hawaiian Homes, then to the Committee on Ways and Means.

STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 28-82) informing the Senate that Senate Concurrent Resolution Nos. 20 and 21, Senate Resolution Nos. 32 to 34 and Standing Committee Report No. 27-82 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 Ajifu, for the Committee on Government Operations and Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 29-82) recommending that Senate Bill No. 2408-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Toyofuku, seconded by Senator Ajifu and carried, the report of the Committee was adopted and S.B. No. 2408-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISBURSEMENT OF FINES AND FORFEITURES," passed Second Reading and was referred to the Committee on Ways and Means.

At 11:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:53 o'clock a.m.

Senator Kuroda, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 30-82) recommending that Senate Bill No. 2392-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Kuroda, seconded by Senator Soares and carried, the report of the Committee was adopted and S.B. No.

2392-82, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR TOURISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ajifu, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 31-82) recommending that Senate Bill No. 2169-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2169-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Cayetano, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 32-82) recommending that Senate Bill No. 2978-82 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Cayetano, seconded by Senator Carpenter and carried, the report of the majority of the Committee was adopted and S.B. No. 2978-82, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CANCER COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 33-82) recommending that Senate Bill No. 2201-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2201-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 34-82) recommending that Senate Bill No. 2429-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2429-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 35-82) recommending that Senate Bill No. 2486-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2486-82, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF HOUSING NEEDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 36-82) recommending that Senate Bill No. 2492-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2492-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 37-82) recommending that Senate Bill No. 2495-82 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2495-82, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 38-82) recommending that Senate Bill No. 2498-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2498-82, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN

APPROPRIATION FOR A STUDY OF THE COST OF GOVERNMENT REGULATION IN THE LAND DEVELOPMENT PROCESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 39-82) recommending that Senate Bill No. 2648-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2648-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 40-82) recommending that Senate Bill No. 2649-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2649-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS (OHA)," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the majority of the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 41-82) recommending that Senate Bill No. 2652-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the report of the majority of the Committee was adopted and S.B. No. 2652-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS (OHA)," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 42-82) recommending that Senate Bill No. 2982-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Kuroda and carried, the

report of the Committee was adopted and S.B. No. 2982-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ajifu, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 43-82) recommending that Senate Bill No. 2168-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2168-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION OF AGRICULTURAL ACTIVITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ajifu, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 44-82) recommending that Senate Bill No. 2187-82 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2187-82, entitled: "A BILL FOR AN ACT RELATING TO BRANDS AND AMENDING SECTION 142-41, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ajifu, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 45-82) recommending that Senate Bill No. 2942-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2942-82, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AQUACULTURE FEEDS PRODUCTION PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ajifu, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 46-82) recommending that Senate Bill No. 2356-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Economic Development.

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the report of the Committee was adopted

and S.B. No. 2356-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE WITHIN AGRICULTURAL DISTRICTS," passed Second Reading and was referred to the Committee on Economic Development.

Senator Ajifu, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 47-82) recommending that Senate Bill No. 2449-82 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Ajifu, seconded by Senator Kobayashi and carried, the report of the Committee was adopted and S.B. No. 2449-82, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHT TO FARM," passed Second Reading and was referred to the Committee on Judiciary.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 48-82) recommending that Senate Bill No. 2295-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2295-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DRIVER EDUCATION AND TRAINING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 49-82) recommending that Senate Bill No. 2637-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2637-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 50-82) recommending that Senate Bill No. 2681-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2681-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Henderson, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 51-82) recommending that Senate Bill No. 2716-82, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Economic Development.

On motion by Senator Henderson, seconded by Senator Yee and carried, the report of the Committee was adopted and S.B. No. 2716-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ECONOMIC REVITALIZATION OPPORTUNITIES ACT," passed First Reading and was recommitted to the Committee on Economic Development.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 52-82) recommending that Senate Bill No. 2325-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2325-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONRESIDENT VEHICLE PERMITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 53-82) recommending that Senate Bill No. 2851-82 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2851-82, entitled: "A BILL FOR AN ACT RELATING TO THE REGISTRATION OF VEHICLES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator George, for the majority of the Committee on Transportation, presented a report (Stand. Com. Rep. No. 54-82) recommending that Senate Bill No. 2571-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator George, seconded by Senator Cayetano and

carried, the report of the majority of the Committee was adopted and S.B. No. 2571-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S REVOCATION," passed Second Reading and was referred to the Committee on Judiciary.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 55-82) recommending that Senate Bill No. 2403-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2403-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII WING, CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 56-82) recommending that Senate Bill No. 2471-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2471-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE SAFETY RESPONSIBILITY ACT," passed Second Reading and was referred to the Committee on Judiciary.

Senator George, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 57-82) recommending that Senate Bill No. 2848-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator George, seconded by Senator Cayetano and carried, the report of the Committee was adopted and S.B. No. 2848-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFF-ROAD VEHICLES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Young, for the Committee on Housing and Hawaiian Homes, presented a report (Stand. Com. Rep. No. 58-82) recommending that Senate Bill No. 2981-82, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Young, seconded by Senator Holt and carried, the report

of the Committee was adopted and S.B. No. 2981-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Henderson, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 59-82) recommending that Senate Bill No. 1388, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Henderson, seconded by Senator Yee and carried, the report of the Committee was adopted and S.B. No. 1388, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCENTIVES FOR ENERGY CONSERVATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Henderson, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 60-82) recommending that Senate Bill No. 474 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Henderson, seconded by Senator Yee and carried, the report of the Committee was adopted and S.B. No. 474, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Judiciary.

Senator Henderson, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 61-82) recommending that Senate Bill No. 1395 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Henderson, seconded by Senator Yee and carried, the report of the Committee was adopted and S.B. No. 1395, entitled: "A BILL FOR AN ACT RELATING TO THE LIQUOR TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Henderson, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 62-82) recommending that Senate Bill No. 505 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Henderson, seconded by Senator Yee and carried, the report of the Committee was adopted and S.B. No. 505, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways

and Means.

Senator Henderson, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 63-82) recommending that Senate Bill No. 974, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Henderson, seconded by Senator Yee and carried, the report of the Committee was adopted and S.B. No. 974, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ALTERNATE ENERGY FACILITY," passed Second Reading and was referred to the Committee on Ways and Means.

ADJOURNMENT

At 11:58 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, March 3, 1982.