

## THIRTY-FIRST DAY

Thursday, March 11, 1982

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

The Divine Blessing was invoked by the Reverend Joseph Sanders, Pastor of the Nuuanu Baptist Church, after which the Roll was called showing all Senators present with the exception of Senator Yamasaki who was excused.

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

At this time, Senator Anderson introduced to the members of the Senate a group (40) from the Puu Waioapiopio Senior Citizens Club of Waikiki.

#### MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 104 to 177) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 104), submitting for consideration and confirmation to the Advisory Committee on Flowers and Foliage, the nomination of Howard Y. Takishita, term to expire December 31, 1985, was referred to the Committee on Agriculture.

A message from the Governor (Gov. Msg. No. 105), submitting for consideration and confirmation to the Board of Acupuncture, the nomination of John K. Char, D.D.S., term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 106), submitting for consideration and confirmation to the CATV Advisory Committee, the nomination of Milton Hironaka, term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 107), submitting for consideration and confirmation to the Board of Chiropractic Examiners, the nomination of Francisco V. Mariano, term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 108), submitting for consideration and confirmation to the Board of Cosmetology, the nomination of Warren J. Makalii, term to expire December 31, 1985, was

referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 109), submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of Nicholas W. Teves, Jr., term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 110), submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nominations of Edward Turner and Francis Y. Yamashiro, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 111), submitting for consideration and confirmation to the Board of Registration of Professional Engineers, Architects, Land Surveyors and Landscape Architects, the nominations of William B.C. Hee and Kenneth C.W. Kwock, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 112), submitting for consideration and confirmation to the Board of Medical Examiners, the nominations of George Goto, M.D., and Kenneth N. Sumimoto, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 113), submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of Randall D. Souza, term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 114), submitting for consideration and confirmation to the Board of Examiners of Nursing Home Administrators, the nominations of Dorothy Hoe, term to expire December 31, 1984, and Elroy Chong, term to expire December 31, 1983, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 115), submitting for consideration and confirmation to the Board of Examiners of Nursing Home Administrators, the nomination of Earl H. Baxendale, term to expire December 31, 1985, was referred to the Committee on Consumer

Protection and Commerce.

A message from the Governor (Gov. Msg. No. 116), submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of Carolee Stamper, term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 117), submitting for consideration and confirmation to the Board of Osteopathic Examiners, the nomination of Douglas H. Kaya, Jr., term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 118), submitting for consideration and confirmation to the Board of Pharmacy, the nomination of William G. Joor, Jr., term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 119), submitting for consideration and confirmation to the Board of Pilot Commissioners the nominations of Finn Anonsen and Kent H. Bowman, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 120), submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of Joseph Cravalho, term to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 121), submitting for consideration and confirmation to the Board of Certification for Practicing Psychologists, the nominations of Jayne G. Garside, Ph.D., and Leighton Oshima, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 122), submitting for consideration and confirmation to the Real Estate Commission, the nominations of Toru Kawakami and Gregg T. Yamanaka, terms to expire December 31, 1985, was referred to the Committee on Consumer Protection and Commerce.

A message from the Governor (Gov. Msg. No. 123), submitting for consideration and confirmation to the Environmental Council, the nomination of Jack Kellner, term to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 124), submitting for consideration and confirmation to the Environmental Quality Commission, the nomination of Miles A. Kinley, term to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 125), submitting for consideration and confirmation to the Animal Species Advisory Commission, the nomination of Spencer R. Malecha, Ph.D., term to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 126), submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, City and County of Honolulu, the nominations of Ivan H. Morita and Donald K. Andrews, terms to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 127), submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, County of Hawaii, the nomination of Bruce Heidenfeldt, term to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 128), submitting for consideration and confirmation to the Aquatic Life and Wildlife Advisory Committee, County of Maui, the nomination of Wallace H. Fujii, term to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 129), submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nominations of William Kikuchi, Ph.D., Herbert M. Mark, Richard Paglinawan, Betty Ann Rocha and Bernhard Hormann, Ph.D., terms to expire January 1, 1986, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 130), submitting for consideration and confirmation to the Natural Area Reserves System Commission, the nomination of Augustine S. Furumoto, term to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 131), submitting for consideration and confirmation to the Board of Certification

of Operating Personnel in Wastewater Treatment Plants, the nominations of John J.N. Springer and Brian L. Gray, terms to expire December 31, 1985, was referred to the Committee on Ecology, Environment and Recreation.

A message from the Governor (Gov. Msg. No. 132), submitting for consideration and confirmation to the Board of Directors, Aloha Tower Development Corporation, the nominations of Donald M. Kuyper, term to expire December 31, 1982, Thomas Trask, term to expire December 31, 1984, and Aaron Levine, term to expire December 31, 1983, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 133), submitting for consideration and confirmation to the Board of Planning and Economic Development, the nomination of Raymond T. Sasaki, Jr., term to expire December 31, 1985, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 134), submitting for consideration and confirmation to the Commission on Population and the Hawaiian Future, the nomination of Hitoshi Mogi, term to expire December 31, 1985, was referred to the Committee on Economic Development.

A message from the Governor (Gov. Msg. No. 135), submitting for consideration and confirmation to the State Foundation on Culture and the Arts, the nominations of M. Naomi Morita and Robert K. Fujita, terms to expire December 31, 1985, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 136), submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nominations of Howard H. Crowell, Vernon K. White and Mary Lani Rawlins, terms to expire December 31, 1985, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 137), submitting for consideration and confirmation to the Library Advisory Commission, City and County of Honolulu, the nomination of Patricia W. Buckman, term to expire December 31, 1985, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 138), submitting for consideration and confirmation to the Library Advisory Commission, County of Hawaii, the nominations of Daisy U. Smith and Diana Mae Miyaji, terms to expire December 31, 1985, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 139), submitting for consideration and confirmation to the Library Advisory Commission, County of Kauai, the nominations of Eleanor L.D. Tamura, Margaret R. O'Leary, Lena K. Palama and Kathleen A. Koerte, terms to expire December 31, 1985, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 140), submitting for consideration and confirmation to the Board of Public Broadcasting, the nomination of Ann B. Simpson, term to expire December 31, 1982, was referred to the Committee on Education.

A message from the Governor (Gov. Msg. No. 141), submitting for consideration and confirmation to the Board of Health, the nomination of Andrew P. Sackett, M.D., term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 142), submitting for consideration and confirmation to the State Planning Council on Developmental Disabilities, the nomination of Kathleen Campbell, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 143), submitting for consideration and confirmation to the Advisory Commission on Drug Abuse and Controlled Substances, the nominations of Chester Segawa and Russell D. Hicks, M.D., terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 144), submitting for consideration and confirmation to the State Emergency Medical Services Advisory Committee, the nominations of Merle D. Crow and Shirley K. Takahashi, terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 145), submitting for consideration and confirmation to the Commission on the Handicapped the nomination of Christian Peter Larsen, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 146), submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nominations of Verna M.K. Keyes and Barbara Dart, terms to expire December 31, 1984, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 147), submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of Reiko Iga, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 148), submitting for consideration and confirmation to the East Honolulu Subarea Health Planning Council, the nomination of Ronald Nagano, term to expire December 31, 1983, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 149), submitting for consideration and confirmation to the East Honolulu Subarea Health Planning Council, the nominations of Claudia Ann Shay and Leonard P. Paresa, Sr., terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 150), submitting for consideration and confirmation to the Central Oahu Subarea Health Planning Council, the nominations of Reginald S. Lee and Donna Kishi, terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 151), submitting for consideration and confirmation to the Waianae Coast Subarea Health Planning Council, the nominations of Tommy Tomimbang and James E. Roscher, terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 152), submitting for consideration and confirmation to the Windward Oahu Subarea Health Planning Council, the nominations of Carl T. Hamada and Kapua K. Sproat, terms to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 153), submitting for consideration and confirmation to the Hawaii County Subarea Health Planning Council, the nomination of Hannah K. Springer, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 154), submitting for consideration and confirmation to the Kauai County Subarea Health Planning Council, the nomination of Virginia A. Rapozo, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 155), submitting for consideration and confirmation to the County Hospital

Management Advisory Committee, City and County of Honolulu Hospital System, the nomination of Allen B. Oblow, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 156), submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Hawaii County Hospital System, the nomination of Renee M. Bitle, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 157), submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Maui County Hospital System, the nomination of Ruth I. Johnson, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 158), submitting for consideration and confirmation to the County Hospital Management Advisory Committee, Kauai County Hospital System, the nomination of Norman Akita, term to expire December 31, 1985, was referred to the Committee on Health.

A message from the Governor (Gov. Msg. No. 159), submitting for consideration and confirmation to the Board of Regents, University of Hawaii, the nomination of Robert M. Fujimoto, term to expire December 31, 1985, was referred to the Committee on Higher Education.

A message from the Governor (Gov. Msg. No. 160), submitting for consideration and confirmation to the Advisory Council for Children and Youth, the nomination of Walter Nunokawa, Ph.D., term to expire December 31, 1985, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 161), submitting for consideration and confirmation to the Advisory Council for Children and Youth, the nomination of Conrad Hokama, term to expire December 31, 1982, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 162), submitting for consideration and confirmation to the Civil Service Commission, the nomination of Julie-Ellen K. Simmons and Takumi Akama, terms to expire December 31, 1985, was referred to the Committee on Human Resources.

A message from the Governor (Gov. Msg. No. 163), submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, the following nominations:

Herbert M. Dias, term to expire  
October 27, 1985;

Valri Lei Kunimoto, term to expire  
October 27, 1982;

Ronald N. Hirano, term to expire  
October 27, 1985;

Mitsuyoshi Fukuda, term to expire  
October 27, 1984; and

Robert E. Cooling, term to expire  
October 27, 1983,

was referred to the Committee on Human  
Resources.

A message from the Governor (Gov.  
Msg. No. 164), submitting for consideration  
and confirmation to the Advisory Commission  
on Manpower and Full Employment,  
the nominations of Virgie Chattergy,  
Ed.D., Gerri Watanabe, Sandra L.  
Hammond and Henry V. Rosario, terms  
to expire June 30, 1985, was referred  
to the Committee on Human Resources.

A message from the Governor (Gov.  
Msg. No. 165), submitting for consideration  
and confirmation to the Board of Vocational  
Rehabilitation the nomination of Daisy  
Mae Slagle, term to expire December  
31, 1985, was referred to the Committee  
on Human Resources.

A message from the Governor (Gov.  
Msg. No. 166), submitting for consideration  
and confirmation to the Hawaii Housing  
Authority, the nominations of Wayne  
T. Takahashi and Lawrence N.C.  
Ing, terms to expire December 31, 1985,  
was referred to the Committee on Housing  
and Hawaiian Homes.

A message from the Governor (Gov.  
Msg. No. 167), submitting for consideration  
and confirmation to the Factory-Built  
Housing Advisory Board, the nominations  
of Maurice H. Yamasato and Jose L.  
Encarnacion, terms to expire December  
31, 1985, was referred to the Committee  
on Housing and Hawaiian Homes.

A message from the Governor (Gov.  
Msg. No. 168), submitting for consideration  
and confirmation to the Hawaii Community  
Development Authority, the nomination  
of George Nitta, term to expire December  
31, 1985, was referred to the Committee  
on Housing and Hawaiian Homes.

A message from the Governor (Gov.  
Msg. No. 169), submitting for consideration  
and confirmation to the Juvenile Justice  
Interagency Board, the nomination  
of Eli Nahulu, term to expire December  
31, 1985, was referred to the Committee  
on Judiciary.

A message from the Governor (Gov.  
Msg. No. 170), submitting for consideration  
and confirmation to the Commission  
on the Status of Women, the nominations  
of Cobey Black, Althea Momi Kamau,  
Sharon Y. Moriawaki, Ph.D., Kevin  
Mulligan, Lyn A. Hemmings and Vivian  
Rae Hanson, terms to expire December  
31, 1985, was referred to the Committee  
on Judiciary.

A message from the Governor (Gov.  
Msg. No. 171), submitting for consideration  
and confirmation to the Board of Registration,  
Kauai and Niihau, the nomination of  
Joan H. Yamamoto, term to expire  
December 31, 1985, was referred to  
the Committee on Judiciary.

A message from the Governor (Gov.  
Msg. No. 172), submitting for consideration  
and confirmation to the Commission  
to Promote Uniform Legislation, the  
nomination of John A. Chanin, term  
to expire December 31, 1985, was referred  
to the Committee on Judiciary.

A message from the Governor (Gov.  
Msg. No. 173), submitting for consideration  
and confirmation to the State Highway  
Safety Council, the nominations of Betty  
Mae Ching and Joseph Dart, III, terms  
to expire December 31, 1985, was referred  
to the Committee on Transportation.

A message from the Governor (Gov.  
Msg. No. 174), submitting for consideration  
and confirmation to the Medical Advisory  
Board, the nomination of James F.  
Pierce, M.D., term to expire December  
31, 1985, was referred to the Committee  
on Transportation.

A message from the Governor (Gov.  
Msg. No. 175), submitting for consideration  
and confirmation to the Board of Taxation  
Review, First Taxation District, the  
nomination of Charles J. Leland, term  
to expire December 31, 1985, was referred  
to the Committee on Ways and Means.

A message from the Governor (Gov.  
Msg. No. 176), submitting for consideration  
and confirmation to the Board of Taxation  
Review, Third Taxation District,  
the nomination of Hugo Coutandin,  
term to expire December 31, 1985, was  
referred to the Committee on Ways  
and Means.

A message from the Governor (Gov.  
Msg. No. 177), submitting for consideration  
and consent as Chief Judge of the Intermediate  
Court of Appeals, the nomination of  
James S. Burns, for a term of ten years,  
in accordance with the provisions of  
Article VI, Section 3, of the Hawaii  
State Constitution, was referred to  
the Committee on Judiciary.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 61 to 68) were read by the Clerk and were disposed of as follows:

A communication from the House (Hse. Com. No. 61), transmitting House Bill No. 2045-82, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2045-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY DEVICES," passed First Reading and was referred jointly to the Committee on Economic Development and the Committee on Consumer Protection and Commerce.

A communication from the House (Hse. Com. No. 62), transmitting House Bill No. 2098-82, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2098-82, H.D. 1, entitled: "A BILL FOR AN ACT TO AMEND SECTION 707-741, HAWAII REVISED STATUTES, CREATING TWO CLASSES OF INCEST," passed First Reading and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 63), transmitting House Bill No. 2246-82, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2246-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VISITATION AND SUPPORT," passed First Reading and was referred to the Committee on Judiciary.

A communication from the House (Hse. Com. No. 64), transmitting House Bill No. 2295-82, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2295-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REGULATORY LICENSING REFORM ACT," passed First Reading and was referred to the Committee on Consumer Protection and Commerce.

A communication from the House (Hse. Com. No. 65), transmitting House Bill No. 2561-82, H.D. 1, which passed

Third Reading in the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2561-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MANAGEMENT OF STATE FUNDS," passed First Reading and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 66), transmitting House Bill No. 2562-82, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2562-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPOSITS OF PUBLIC FUNDS," passed First Reading and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 67), transmitting House Bill No. 2839-82, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.B. No. 2839-82, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX REVIEW COMMISSION," passed First Reading and was referred to the Committee on Ways and Means.

A communication from the House (Hse. Com. No. 68), transmitting House Concurrent Resolution No. 101 which was adopted by the House of Representatives on March 10, 1982, was placed on file.

On motion by Senator Cobb, seconded by Senator Anderson and carried, H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION HONORING AND COMMENDING LECH WALESIA FOR HIS INSPIRING LEADERSHIP OF THE POLISH LABOR UNION 'SOLIDARITY'.'," was adopted.

## STANDING COMMITTEE REPORTS

Senator Young, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 261-82) informing the Senate that the following have been printed and distributed to the members of the Senate:

Wednesday, March 10, 1982: Senate Concurrent Resolution Nos. 25 to 33, Senate Resolution Nos. 41 to 49; and Standing Committee Report Nos. 251-82 to 260-82; and

Thursday, March 11, 1982; Governor's

Message Nos. 104 to 177 and Standing Committee Report Nos. 262-82 to 267-82.

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

Senator Anderson, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 262-82) recommending that Senate Bill No. 2255-82, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Anderson, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.B. No. 2255-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 15, 1982.

Senator Anderson, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 263-82) recommending that Senate Bill No. 2256-82 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Anderson, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.B. No. 2256-82, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 15, 1982.

Senator Anderson, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 264-82) recommending that Senate Bill No. 2257-82, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Anderson, seconded by Senator Abercrombie and carried, the report of the Committee was adopted and S.B. No. 2257-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INHERITANCE TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 15, 1982.

Senator Anderson, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 265-82) recommending that Senate Bill No. 2258-82 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Anderson, seconded by Senator Abercrombie

and carried, the report of the Committee was adopted and S.B. No. 2258-82, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 15, 1982.

Senator Ajifu, for the Committee on Government Operations and Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 266-82) recommending that Senate Bill No. 2321-82, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ajifu, seconded by Senator Kuroda and carried, the report of the Committee was adopted and S.B. No. 2321-82, S.D. 1, entitled: "A BILL FOR AN ACT AMENDING SECTION 46-6, HAWAII REVISED STATUTES, RELATING TO PARKS AND PLAYGROUNDS FOR SUBDIVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 15, 1982.

Senator Abercrombie, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 267-82) recommending that Senate Bill No. 1434, as amended in S.D. 1, pass First Reading and be recommitted to the Committee on Ways and Means.

On motion by Senator Abercrombie, seconded by Senator Campbell and carried, the report of the majority of the Committee was adopted and S.B. No. 1434, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading and was recommitted to the Committee on Ways and Means.

#### ORDER OF THE DAY

#### THIRD READING

#### MATTERS DEFERRED FROM MARCH 10, 1982

Senate Bill No. 2322-82, S.D. 1:

By unanimous consent, action on S.B. No. 2322-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE NUMBER PLATES," was deferred until Friday, March 12, 1982.

Standing Committee Report No. 230-82 (S.B. No. 1390, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 230-82 and S.B. No. 1390, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SEIZURE OF UNLICENSED DOGS," was deferred

until Friday, March 12, 1982.

Senate Bill No. 2196-82, S.D. 1:

By unanimous consent, action on S.B. No. 2196-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS OF THE STATE OF HAWAII," was deferred until Friday, March 12, 1982.

Senate Bill No. 2198-82:

By unanimous consent, action on S.B. No. 2198-82, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COMPENSATION CLAIMS ADJUSTMENTS," was deferred until Friday, March 12, 1982.

Standing Committee Report No. 233-82 (H.B. No. 798, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 233-82 and H.B. No. 798, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTEREST ON UNDERPAYMENTS AND OVERPAYMENTS," was deferred to Friday, March 12, 1982.

Standing Committee Report No. 234-82 (H.B. No. 804, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 234-82 and H.B. No. 804, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INHERITANCE, ESTATE TAXES," was deferred until Friday, March 12, 1982.

Standing Committee Report No. 235-82 (H.B. No. 1100, H.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 235-82 and H.B. No. 1100, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEE FOR CIVIL IDENTIFICATION CERTIFICATE," was deferred until Friday, March 12, 1982.

Senate Bill No. 2288-82:

By unanimous consent, action on S.B. No. 2288-82, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," was deferred until Friday, March 12, 1982.

#### MATTERS DEFERRED FROM MARCH 9, 1982

Senate Bill No. 2970-82, S.D. 1:

By unanimous consent, action on S.B. No. 2970-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Friday, March 12, 1982.

Senate Bill No. 2642-82:

By unanimous consent, action on S.B. No. 2642-82, entitled: "A BILL FOR AN ACT RELATING TO THE JUVENILE JUSTICE INTERAGENCY BOARD," was deferred until Friday, March 12, 1982.

Senate Bill No. 2182-82, S.D. 1:

By unanimous consent, action on S.B. No. 2182-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIRTH CERTIFICATES," was deferred until Friday, March 12, 1982.

Senate Bill No. 2189-82, S.D. 1:

By unanimous consent, action on S.B. No. 2189-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," was deferred until Friday, March 12, 1982.

Senate Bill No. 2475-82, S.D. 1:

By unanimous consent, action on S.B. No. 2475-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMES," was deferred until Friday, March 12, 1982.

Senate Bill No. 2624-82, S.D. 1:

By unanimous consent, action on S.B. No. 2624-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GRAND JURY COUNSEL," was deferred until Friday, March 12, 1982.

Senate Bill No. 2366-82, S.D. 1:

By unanimous consent, action on S.B. No. 2366-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING REPORT," was deferred until Friday, March 12, 1982.

Senate Bill No. 2248-82, S.D. 1:

By unanimous consent, action on S.B. No. 2248-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PATERNITY STATUTE OF LIMITATIONS," was deferred until Friday, March 12, 1982.

Senate Bill No. 2572-82, S.D. 1:

By unanimous consent, action on S.B. No. 2572-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," was deferred until Friday, March 12, 1982.

Senate Bill No. 2867-82:



By unanimous consent, action on S.B. No. 2867-82, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 7, OF THE HAWAII CONSTITUTION, TO CHANGE THE RESIGNATION REQUIREMENTS FOR AN ELECTED PUBLIC OFFICER DESIRING TO RUN FOR ANOTHER PUBLIC OFFICE," was deferred until Friday, March 12, 1982.

Senate Bill No. 2245-82, S.D. 1:

By unanimous consent, action on S.B. No. 2245-82, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECIPROCAL ENFORCEMENT OF SUPPORT," was deferred until Friday, March 12, 1982.

#### RE-REFERRAL OF HOUSE BILL

The President re-referred House Bill No. 2445-82 which was received on Thursday, March 4, 1982, to the Committee on Ways and Means.

At this time, Senator Anderson rose on a point of personal privilege and stated:

"Mr. President, I don't wish to belabor this but I think I owe Senator Uwaine an apology. Brought to my attention a few minutes ago is an article that was written in this morning's... this afternoon's paper which says, 'Senate GOP coalition leader D.G. Andy Anderson told reporters that the leadership of the Senate forced...' the word 'forced' ... 'Uwaine to keep the bill alive...' in talking about the executive pay raise. I didn't use the word 'forced' and I am sorry if there is any embarrassment to this.

"Talking to reporters a few minutes ago when it was brought to my attention, the word 'prevailed' was the one that came up from everybody remembering so I would ask the reporter who wrote this to get a washcloth and some soap for his ears.

"I am sorry, Senator."

Senator Wong also rose on a point of personal privilege and stated:

"Mr. President, I rise on a point of personal privilege to follow up on Senator Anderson.

"I want to make the record clear that the leadership in the Senate and in particular the President's office did not force Senator Uwaine to move the bill out laterally to Ways and Means.

"I would like for the record to state, Mr. President, that Senator Uwaine came to me with some concern about the need for further discussions on the pay bill, such discussions being on an open basis. Therefore, he thought it was necessary to keep a vehicle alive. In that spirit and that context he decided to waive the referral of the executive pay bill to the Ways and Means Committee for further discussion.

"Thank you."

Senator O'Connor then stated:

"Mr. President, I'm sure the reporters in that story were referring to Senator Cayetano's remarks the other day about golf because as you know in golf you regularly use a 'foursome.'"

Senator Anderson further remarked as follows:

"Mr. President, the briefings that I've had thus far from Senator Uwaine have been very comprehensive and very thorough. I think keeping the bill alive for the purpose of discussing it is a very positive one. And I might add, in case the reporters or whoever is following this, it's not just a question of 15% or 20% or 30%. Senator Uwaine's approach to this, from what I've been briefed on... it's an entire freezing... county/state; it's talking about the philosophy of whether the Governor should be the highest paid or not; the linkage that exists between HPERB and circuit courts. In other words, the 'whole ball of wax' and not just the amount of dollars that somebody may get. I think it's a responsible approach and I'm sorry that the Speaker, evidently, feels it shouldn't be in conference.

"I don't know, after my 20 years of experience where we decide these bills... it's always been in conference in my years of experience. I hope the Senate puts together a very responsible package and moves it to the House. If the Speaker doesn't want to have it negotiated in public, then I'm sorry."

Senator Abercrombie added his remarks as follows:

"Mr. President, on a point of personal privilege, let's not lose our perspective. I thought I reminded everybody the other day what comes first. What comes first is our pay package that is now over in the House and when that comes over here and we're able to put it on the ballot so that we can get a proper pay schedule ourselves, then we can begin to worry about it.

"I would suggest that all the people who are interested in the pay bill, whether it has to do with a 'ball of wax' or whether it has to do with an increase in salaries and so on, that they get on their little lobby horses and go over to the House and make sure that Senator Abercrombie is duly satisfied, at which time our minds will clear amazingly quickly."

The Chair then responded as follows:

"Speaking about Senator Uwaine's

independence, I think it's much to the credit of this body that there are members in this body who can never be forced into anything. I think it reflects credit on the independence of this body."

#### 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., Friday, March 12, 1982.