

TWENTY-THIRD DAY

Thursday, March 1, 1990

The Senate of the Fifteenth Legislature of the State of Hawaii, Regular Session of 1990, convened at 11:43 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by the Reverend Edward M. Robinson, Central Union Church, after which the Roll was called showing all Senators present with the exception of Senators George and Wong who were excused.

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

The following introductions were made to the members of the Senate:

Senator Tungpalan, on behalf of Senators Mizuguchi, Menor and herself, welcomed and introduced Kate Bowdish, Virginia Boardman, Mary Ferguson, Sharon Warner, Faye Monroe, Edna Kushima, Gladys Uehara, Elmira Smith, Kathleen McGuire and Shirley Renner, members of the Pearl City Kai Adventure Class, seated in the gallery, accompanied by Mr. Cirio Tungpalan.

Senator A. Kobayashi, on behalf of all the women in the Senate, recognized and introduced members of the Hawaii Foundation for Women's History Month, Inc., who were seated on the floor of the Senate, as follows:

"Mr. President, I'd like to announce that March 1990 has been designated National Women's History Month to recognize the integral and vital cultural, social, economic, and political role of women in our society. To honor the innumerable and enormous contributions of women to the family, community and society, the Foundation for Women's History Month, Inc. has planned a month of activities, events, and educational programs, which are fitting tributes to all women.

"Today, we have eight of these women here. They are: Harriet O'Sullivan, president, Agnes Conrad, La-Li Hing, Ruth Lieban, Kathleen McRae Lunsford, Charlotte Rath, Prosefina Strona, and Dona Welch."

The ladies rose to be recognized and were presented the congratulatory Senate certificate and leis.

Senator Crozier then introduced a group from St. Francis Medical Center as follows:

"Mr. President, St. Francis Hospital - West in the new Kapolei area, Leeward, Oahu, will be opened on March 6th. In 1982, Sister Marie who was the executive director of St. Francis Medical Center on Liliha Street wanted to build another hospital in the Waipahu area. The board of trustees were first against it but through her persistent effort they finally agreed to build a hospital in the Leeward area. It is now one of the major anchors to define the boundaries of the second city.

"At this time, I'd like to introduce the new chief executive officer of St. Francis Medical Center, Sister Beatrice Tom; the regional administrator, Sister Davilyn Ah Chick; Sister Jean Louise Forkin also from St. Francis Medical Center; and Mr. Phil Balch, the new administrator of St. Francis Hospital - West."

All of the honorees, seated on the floor of the Senate, rose to be recognized and were presented the congratulatory Senate certificate and leis.

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

The Senate reconvened at 11:57 o'clock a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 142 to 175) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 142, transmitting a report, "High Demand Occupation Training," prepared by the Department of Labor and Industrial Relations, pursuant to Section 53, Act 316, SLH 1989, was placed on file.

Gov. Msg. No. 143, transmitting a report, "Aloha State Specialized Employment Training Program (ASSET)," prepared by the Department of Labor and Industrial Relations, pursuant to Section 52, Act 316, SLH 1989, was placed on file.

Gov. Msg. No. 144, transmitting the "Hawaii Ocean Center Recommendations and Implementation Proposals," prepared by the Hawaii Ocean Center Planning Council, was placed on file.

Gov. Msg. No. 145, transmitting the "Program Report to the Legislature for Fiscal Year 1990, Office of Community Services," prepared by the Department of Labor and Industrial Relations, was placed on file.

Gov. Msg. No. 146, transmitting the 1989 Annual Report of the Regulated Industries Complaints Office (RICO), prepared by the Department of Commerce and Consumer Affairs, pursuant to Section 26-9(m), HRS, was placed on file.

Gov. Msg. No. 147, transmitting a report prepared by the Department of Human Services in response to H.R. No. 353 (1989) and H.C.R. No. 335 (1989), requesting a review and evaluation of health and social needs and services in rural areas, was placed on file.

Gov. Msg. No. 148, transmitting the 1989 Annual Report of the Waikiki Convention Center Authority, prepared by the Department of Business and Economic Development, pursuant to Chapter 206X-15, HRS, was placed on file.

Gov. Msg. No. 149, transmitting a report "Relating to Financial Statements and Supplementary Information of the Community Hospitals," prepared by the Department of Health pursuant to Act 390, Section 88A, as amended, was placed on file.

Gov. Msg. No. 150, transmitting a report on the Research and Statistics Data Base Project, prepared by the Department of Labor and Industrial Relations, pursuant to Section 56, Act 316, SLH 1989, was placed on file.

Gov. Msg. No. 151, transmitting a report on the School to Work Transition Center Program, prepared by the Department of Labor and Industrial Relations pursuant to Section 54, Act 316, SLH 1989, was placed on file.

Gov. Msg. No. 152, transmitting the "Hawaii Production Directory 1990," prepared by the Film Industry Branch, Department of Business and Economic Development, was placed on file.

Gov. Msg. No. 153, transmitting the Department of Commerce and Consumer Affairs "Report of the Insurance Commissioner of Hawaii 1989, Summary of Insurance Business for the Year 1988," pursuant to Section 431:2-211, HRS, was placed on file.

Gov. Msg. No. 154, transmitting a report from the Department of Commerce and Consumer Affairs in response to H.C.R. No. 6 (1989) and H.R. No. 10 (1989), requesting the Insurance Commissioner to research the affordability of liability insurance for human service agencies, was placed on file.

Gov. Msg. No. 155, transmitting the Department of Business and Economic Development "State Energy Resources Coordinator's Annual Report, Fiscal Year 1988 - 1989," pursuant to Section 196-4(11), HRS, was placed on file.

Gov. Msg. No. 156, transmitting a report on the trade-off/transfer or establishment of 25 positions, prepared by the Department of Human Services pursuant to Section 102, Act 316, SLH 1989, was placed on file.

Gov. Msg. No. 157, transmitting the "CIP Status Report 1989 Financial Summary," prepared by the Department of Budget and Finance, was placed on file.

Gov. Msg. No. 158, transmitting the "CIP Status Report 1989 Construction Summary," prepared by the Department of Budget and Finance, was placed on file.

Gov. Msg. No. 159, submitting for consideration and confirmation to the Animal Species Advisory Commission, the nominations of Kenneth Y. Kaneshiro, Ph.D., and Richard C. Wass, Ph.D., terms to expire June 30, 1994, was referred to the Committee on Agriculture.

Gov. Msg. No. 160, submitting for consideration and confirmation to the Hawaii Aquaculture Advisory Council, the nominations of Robert K. Hanohano, George S. Lockwood and William Charles Rowland, terms to expire June 30, 1994, was referred to the Committee on Agriculture.

Gov. Msg. No. 161, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of Russell N. Fukumoto, term to expire June 30, 1993, was referred to the Committee on Agriculture.

Gov. Msg. No. 162, submitting for consideration and confirmation to the Board of Public Accountancy, the nominations of Eileen C. Phillips and Patrick H. Okawaki, terms to expire June 30, 1994, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 163, submitting for consideration and confirmation to the Board of Acupuncture, the nominations of Susan Tamura Sato and Ted S. Watanabe, D.C., L.Ac., terms to expire June 30, 1992, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 164, submitting for consideration and confirmation to the Boxing Commission, the nomination of Benny C. Rodrigues, term to expire June 30, 1994, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 165, submitting for consideration and confirmation to the Board of Cosmetology, the nominations of Lucrecia Anne Whitehurst and Milton Y. Migita, terms to expire June 30, 1994, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 166, submitting for consideration and confirmation to the Board of Massage, the nominations of Franklin I. Hayashida and Eve Gaté, terms to expire June 30, 1994, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 167, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nominations of: Buster M. Komori, term to expire June 30, 1994, and Charles C. Denman, term to expire June 30, 1990, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 168, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of Charles C. Denman, term to expire June 30, 1994, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 169, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nominations of Alexander K. Cho and Howard Tagomori, terms to expire June 30, 1994, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 170, submitting for consideration and confirmation to the Board of Psychology, the nominations of Jean Adair-Leland, Ph.D., and Ken T. Kuniyuki, terms to expire June 30, 1994, was referred to the Committee on Consumer Protection and Commerce.

Gov. Msg. No. 171, submitting for consideration and confirmation to the State Foundation on Culture and the Arts, the nominations of Millicent M.Y.H. Kim, Arthur A. Kohara and Gladys Y. Sonomura, terms to expire June 30, 1994, was referred to the Committee on Culture, Arts and Historic Preservation.

Gov. Msg. No. 172, submitting for consideration and confirmation to the Hawaii Historic Places Review Board, the nominations of Kiyoshi Ikeda, Ph.D., Edith K. McKinzie, Lynette K. Paglinawan, Yosihiko Sinoto, D.Sc., and Gerald T. Takano, terms to expire June 30, 1994, was referred to the Committee on Culture, Arts and Historic Preservation.

Gov. Msg. No. 173, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nominations of Frank T.S. Kim and Alfred O. Souza, terms to expire June 30, 1994, was referred to the Committee on Government Operations.

Gov. Msg. No. 174, submitting for consideration and confirmation to the Juvenile Justice Interagency Board, the nominations of: Charles M.L.S. Nakoa and Gail P. Gnazzo, terms to expire June 30, 1994, and Harold Kawasaki, term to expire June 30, 1992, was referred to the Committee on Judiciary.

Gov. Msg. No. 175, submitting for consideration and confirmation to the Board of Trustees, Deferred Compensation Plan, the nomination of Ralston H. Nagata, term to expire June 30, 1994, was referred to the Committee on Labor and Employment.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 13 to 19) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 13, transmitting House Bill No. 186, H.D. 2, which passed Third Reading in the House of Representatives on February 21, 1990, was placed on file.

On motion by Senator Blair, seconded by Senator Reed and carried, H.B. No. 186, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNATTENDED VEHICLES," passed First reading by title and was referred to the Committee on Transportation.

Hse. Com. No. 14, transmitting House Bill No. 2008, H.D. 1, which passed Third Reading in the House of Representatives on February 21, 1990, was placed on file.

On motion by Senator Blair, seconded by Senator Reed and carried, H.B. No. 2008, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUPIL TRANSPORTATION," passed First reading by title and was referred jointly to the Committee on Education and the Committee on Transportation.

Hse. Com. No. 15, transmitting House Bill No. 2537, which passed Third Reading in the House of Representatives on February 21, 1990, was placed on file.

On motion by Senator Blair, seconded by Senator Reed and carried, H.B. No. 2537, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First reading by title and was referred to the Committee on Consumer Protection and Commerce.

Hse. Com. No. 16, transmitting House Bill No. 2664, H.D. 1, which passed Third Reading in the House of Representatives on February 21, 1990, was placed on file.

On motion by Senator Blair, seconded by Senator Reed and carried, H.B. No. 2664, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTROMAGNETIC RADIATION," passed First reading by title and was referred to the Committee on Health.

Hse. Com. No. 17, transmitting House Bill No. 2669, H.D. 1, which passed Third Reading in the House of Representatives on February 21, 1990, was placed on file.

On motion by Senator Blair, seconded by Senator Reed and carried, H.B. No. 2669, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed First reading by title and was referred to the Committee on Health.

Hse. Com. No. 18, transmitting House Bill No. 2901, which passed Third Reading in the House of Representatives on February 21, 1990, was placed on file.

On motion by Senator Blair, seconded by Senator Reed and carried, H.B. No. 2901, entitled: "A BILL FOR AN ACT RELATING TO PREVENTIVE MEDICINE," passed First reading by title and was referred to the Committee on Health.

Hse. Com. No. 19, transmitting House Bill No. 2946, H.D. 1, which passed Third Reading in the House of Representatives on February 21, 1990, was placed on file.

On motion by Senator Blair, seconded by Senator Reed and carried, H.B. No. 2946, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed First reading by title and was referred to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 57 to 60) were read by the Clerk and were referred to committees:

Senate
Concurrent
Resolution

No. 57 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO DETERMINE THE PLACEMENT AND COST OF A MULTIPURPOSE CENTER FOR THE WAIANAE COAST."

Offered by: Senators Aki, Chang, Cobb, Crozier, Fernandes Salling, Hagino, Holt, Ikeda, Kobayashi, A., Kobayashi, B., Koki, Levin, Matsuura, McCartney, Reed, Solomon, Tungpalan, Wong, R., Yamasaki.

Referred to: Committee on Government Operations

No. 58 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AND IMPLEMENT A STRATEGY TO INCREASE THE ROLE OF HAWAII'S PUBLIC SCHOOLS IN PROVIDING PRENATAL CARE EDUCATION."

Offered by: Senators Levin, Kobayashi, B.

Referred to: Committee on Education

No. 59 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A STUDY TO DETERMINE THE REASONS BEHIND THE DISPARITY IN THE CONDITION OF SCHOOLS DESPITE SIMILAR ALLOTMENTS FOR REPAIR AND MAINTENANCE IN PAST YEARS."

Offered by: Senator Yamasaki.

Referred to: Committee on Education

No. 60 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE AUDITOR TO CONDUCT A STUDY TO ASSESS THE FEASIBILITY OF ESTABLISHING A STATE TRAVEL AGENCY."

Offered by: Senator Yamasaki, by request.

Referred to: Committee on Government Operations

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 49 to 51) were read by the Clerk and were referred to committees:

Senate
Resolution

No. 49 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO DETERMINE THE PLACEMENT AND COST OF A MULTIPURPOSE CENTER FOR THE WAIANAE COAST."

Offered by: Senators Aki, Chang, Cobb, Crozier, Hagino, Holt, Ikeda, Kobayashi, A., Kobayashi, B., Koki, Levin, Matsuura, McCartney, Reed, Solomon, Tungpalan, Wong, R., Yamasaki.

Referred to: Committee on Government Operations

No. 50 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AND IMPLEMENT A STRATEGY TO INCREASE THE ROLE OF HAWAII'S PUBLIC SCHOOLS IN PROVIDING PRENATAL CARE EDUCATION."

Offered by: Senators Levin, Kobayashi, B.

Referred to: Committee on Education

No. 51 "SENATE RESOLUTION REQUESTING THE UNITED STATES FARMERS HOME ADMINISTRATION TO INCREASE SECTION 502 HOUSING LOAN LIMITS TO \$85,000 FOR THE WEST MOLOKAI HOUSING PROJECT."

Offered by: Senator Yamasaki.

Referred to: Committee on Housing and Hawaiian Programs

STANDING COMMITTEE REPORTS

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2336) recommending that S.B. No. 2119, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No. 2119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSITIES AND COLLEGES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2337) recommending that S.B. No. 2312, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No. 2312, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM HOTEL OPERATORS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2338) recommending that S.B. No. 2345, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Chang and carried, the report of the Committee was adopted and S.B. No. 2345, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BONDS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2339) recommending that S.B. No. 2346, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2346, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REAL ESTATE COMMISSION," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2340) recommending that S.B. No. 2435, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and

S.B. No. 2435, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2341) recommending that S.B. No. 2460, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2460, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2342) recommending that S.B. No. 2694 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2694, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2343) recommending that S.B. No. 3209, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3209, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF NURSE AIDES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2344) recommending that S.B. No. 3295, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Matsuura, for the Committee on Energy and Natural Resources, presented a report (Stand. Com. Rep. No. 2345) recommending that S.B. No. 2393, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2393, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2346) recommending that S.B. No. 2776 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2776, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS FOR OVERPAYMENT OF TAXES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2347) recommending that S.B. No. 3246 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3246, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Tungpalan, for the Committee on Culture, Arts and Historic Preservation, presented a report (Stand. Com. Rep. No. 2348) recommending that S.B. No. 2711 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2711, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PROPERTIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Ikeda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 2349) recommending that S.B. No. 3013, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3013, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Ikeda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 2350) recommending that S.B. No. 3109, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3109, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL STATUTES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Ikeda, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 2351) recommending that S.B. No. 3423 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 3423, entitled: "A BILL FOR AN ACT RELATING TO FENCES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2352) recommending that S.B. No. 2102, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2102, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MIDWIVES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2353) recommending that S.B. No. 2120, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABORATORIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2354) recommending that S.B. No. 2314, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2314, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2355) recommending that S.B. No. 2693, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2693, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Blair, for the Committee on Consumer Protection and Commerce, presented a report (Stand. Com. Rep. No. 2356) recommending that S.B. No. 2834, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 2834, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 5, 1990.

Senator Fernandes Salling, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 2357) recommending that S.B. No. 1721, as amended in S.D. 1, pass First Reading and be placed on the calendar for Second Reading and Third Reading.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1721, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed First Reading and was placed on the calendar for Second Reading on Friday, March 2, 1990, and for Third Reading on Monday, March 5, 1990.

Senator Yamasaki, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 2358) recommending that S.B. No. 1569, as amended in S.D.

1, pass First Reading and be recommitted to the Committee on Ways and Means.

On motion by Senator Blair, seconded by Senator Reed and carried, the report of the Committee was adopted and S.B. No. 1569, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," passed First Reading and was recommitted to the Committee on Ways and Means.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 2324 (Gov. Msg. No. 88):

Senator Mizuguchi moved that Stand. Com. Rep. No. 2324 be received and placed on file, seconded by Senator Menor and carried.

Senator Mizuguchi then moved that the Senate advise and consent to the nomination of George Iranon as Director, Department of Corrections, seconded by Senator Menor.

Senator Mizuguchi then rose to speak in support of the nomination and remarked:

"Mr. President, I speak in favor of Governor's Message No. 88 nominating George Iranon for the position of Director of the Department of Corrections.

"I am very pleased to report to this body that your Committee on Corrections, after carefully examining the qualifications of the nominee, can strongly recommend that the Senate consent to the appointment of George Iranon.

"The appointment of George Iranon is both appropriate and important. As you know, the Department of Corrections will soon become a major part of the new Department of Public Safety. Therefore, it is urgent that we support all parties concerned with the corrections system, especially the managers and employees of the department, with actions that signify our interest in continued improvements to the corrections department and our confidence in the leadership which Mr. Iranon has shown as acting director.

"It is a personal tribute to the character and sense of high responsibility of George Iranon that he returned to the public service after virtually a lifetime of having already served the public with honor and distinction in law enforcement.

"It is also a personal tribute to George Iranon -- as well as a tribute to our state as a society of opportunity -- that a person who grew up in the small plantation town of Honomu on the Big Island can rise through resourcefulness and hard work to the position of the highest corrections official in Hawaii.

"Mr. President, in bringing about change to the corrections system, we need commitment more than anything else, and George Iranon has been a leader in making that commitment.

"I am confident that he will be able to shoulder the task with great resolve and confidence after this body confirms his appointment as director, as I respectfully urge all senators to do.

"Thank you, Mr. President,"

Senator Solomon also supported the nominee and said:

"Mr. President, I too would like to express my support for this confirmation.

"As the Senator from the Third Senatorial District I think it's an honor to have a man of such credibility and I'm hoping to see some fast improvements in our field of corrections. Thank you,"

Senator Menor added his support and remarked:

"Mr. President, as the vice chairman of the Senate Corrections Committee, I want to echo the previous comments in support of the confirmation of George Iranon. I've known Mr. Iranon now for many years and he has demonstrated himself to be a competent, diligent and hardworking administrator, as well as being a fine and outstanding individual. There's no question in my mind that he will be an outstanding administrator with the Department of Corrections. I urge my colleagues to vote in favor of Mr. Iranon's confirmation to the Department of Corrections,"

Senator A. Kobayashi, in support of the nominee, then said:

"Mr. President, I also would like to add my words of support to the confirmation of Mr. Iranon. I've always had many concerns about the correctional system, especially the women's prison. After talking with Mr. Iranon and watching him work and listening to his philosophy about the whole correctional system, I know that we're going to be moving in a real positive manner,"

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

At this time, Senator Mizuguchi recognized and introduced to the members of the Senate newly confirmed Director of Corrections George Iranon who was seated in the Senate gallery with his wife Pat.

THIRD READING

S.B. No. 2273, S.D. 1:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 2273, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFICERS AND EMPLOYEES OF THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 3079:

On motion by Senator McMurdo, seconded by Senator Yamasaki and carried, S.B. No. 3079, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 3146:

On motion by Senator McMurdo, seconded by Senator Yamasaki and carried, S.B. No. 3146, entitled: "A BILL FOR AN ACT RELATING TO HOME AND COMMUNITY-BASED CARE," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 3341, S.D. 1:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 3341, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 973, S.D. 2:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 973, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 3236, S.D. 1:

By unanimous consent, action on S.B. No. 3236, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," was deferred until Friday, March 2, 1990.

S.B. No. 2311:

By unanimous consent, S.B. No. 2311, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was recommitted to the Committee on Consumer Protection and Commerce.

S.B. No. 3038:

On motion by Senator Blair, seconded by Senator Chang and carried, S.B. No. 3038, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 2839, S.D. 1:

On motion by Senator Blair, seconded by Senator Chang and carried, S.B. No. 2839, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RATING ORGANIZATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 2433, S.D. 1:

On motion by Senator Blair, seconded by Senator Chang and carried, S.B. No. 2433, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

S.B. No. 2835:

On motion by Senator Blair, seconded by Senator Chang and carried, S.B. No. 2835, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF REAL ESTATE APPRAISERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (George, Wong, R.).

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Wednesday, February 21, 1990:

| Senate Concurrent Resolution | Referred to: |
|------------------------------------|---|
| No. 54 | Committee on Energy and Natural Resources |
| No. 55 | Committee on Labor and Employment |
| No. 56 | Committee on Labor and Employment |

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Wednesday, February 21, 1990:

| Senate Resolution | Referred to: |
|----------------------|--|
| No. 47 | Committee on Labor and Employment, then to the Committee on Legislative Management |
| No. 48 | Committee on Labor and Employment, then to the Committee on Legislative Management |

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

| Senate Bill | Referred to: |
|-------------|-----------------------------|
| No. 1724 | Committee on Ways and Means |
| No. 2520 | Committee on Judiciary |
| No. 2845 | Committee on Ways and Means |

RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

| Senate Concurrent Resolution | Referred to: |
|------------------------------------|---|
| No. 33 | Committee on Tourism, Recreation and Planning |

No. 37 Committee on Agriculture

RE-REFERRAL OF SENATE RESOLUTIONS

The Chair re-referred the following Senate resolutions that were offered:

Senate
Resolution

Referred to:

No. 31
and Planning

Committee on Tourism, Recreation

No. 34

Committee on Agriculture

ADJOURNMENT

At 12:03 o'clock p.m., on motion by Senator Blair, seconded by Senator Reed and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, March 2, 1990.