

SIXTH DAY

Thursday, January 24, 1991

The Senate of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1991, convened at 11:35 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Father Cyril Loeb of Saints Constantine and Helen Greek Orthodox Church, after which the Roll was called showing all Senators present with the exception of Senators Chang, Cobb, Ikeda, and Wong who were excused.

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

INTRODUCTION OF SENATE BILLS

On motion by Senator Solomon, seconded by Senator Reed and carried, the following bills passed First Reading by title, and were placed on the calendar for further consideration on Friday, January 25, 1991:

Senate Bill

No. 188 "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY ACTION VOLUNTEERS."

Introduced by: Senator Levin.

No. 189 "A BILL FOR AN ACT RELATING TO ENDANGERED FLORA AND FAUNA."

Introduced by: Senator Levin.

No. 190 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PROTECT ENDANGERED AND THREATENED PLANTS."

Introduced by: Senator Levin.

No. 191 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE NUMBER OF NOMINEES REQUIRED FOR JUDICIAL VACANCIES."

Introduced by: Senator Levin.

No. 192 "A BILL FOR AN ACT RELATING TO JURORS."

Introduced by: Senator Levin.

No. 193 "A BILL FOR AN ACT RELATING TO NOTIFICATION OF VICTIMS OF CRIMES."

Introduced by: Senator Levin.

No. 194 "A BILL FOR AN ACT RELATING TO A SPACE PORT SITING COUNCIL."

Introduced by: Senator Levin.

No. 195 "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT."

Introduced by: Senator Levin.

No. 196 "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT."

Introduced by: Senator Levin.

No. 197 "A BILL FOR AN ACT RELATING TO GEOTHERMAL DEVELOPMENT."

Introduced by: Senator Levin.

No. 198 "A BILL FOR AN ACT RELATING TO RELOCATION FOR RESIDENTS NEAR A GEOTHERMAL SITE."

Introduced by: Senator Levin.

No. 199 "A BILL FOR AN ACT RELATING TO DANGEROUS AND VICIOUS DOGS."

Introduced by: Senator Levin.

No. 200 "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS."

Introduced by: Senator Levin.

No. 201 "A BILL FOR AN ACT RELATING TO A GEOTHERMAL POWER FACILITY SITING COUNCIL."

Introduced by: Senator Levin.

No. 202 "A BILL FOR AN ACT RELATING TO VOLUNTEERS."

Introduced by: Senator Levin.

No. 203 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Senators Levin, Blair.

No. 204 "A BILL FOR AN ACT RELATING TO LITIGATION."

Introduced by: Senator Levin.

No. 205 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION, TO REQUIRE SENATE CONFIRMATION OF DISTRICT COURT JUDGE APPOINTMENTS."

Introduced by: Senators Levin, Blair.

No. 206 "A BILL FOR AN ACT RELATING TO DISTRICT COURT JUDGES."

Introduced by: Senators Levin, Blair.

No. 207 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION, TO REMOVE THE MANDATORY RETIREMENT AGE."

Introduced by: Senator Levin.

No. 208 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF ALCOHOL."

Introduced by: Senators Levin, Blair.

No. 209 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators Levin, Blair.

No. 210 "A BILL FOR AN ACT RELATING TO ROADSIDE PESTICIDE SPRAYING."

Introduced by: Senator Levin.

No. 211 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senator Levin.

No. 212 "A BILL FOR AN ACT RELATING TO TOWING VEHICLES."

Introduced by: Senator Levin.

No. 213 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Senator Levin.

No. 214 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY OF THE HEALTH EFFECTS OF SMOKING HAWAIIAN GROWN MARIJUANA CONTAINING MERCURY."

Introduced by: Senator Levin.

No. 215 "A BILL FOR AN ACT RELATING TO CONSERVATION."

Introduced by: Senator Levin.

No. 216 "A BILL FOR AN ACT RELATING TO JURORS."

Introduced by: Senator Levin.

No. 217 "A BILL FOR AN ACT RELATING TO RURAL ECONOMIC DEVELOPMENT."

Introduced by: Senator Levin.

No. 218 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Senator Levin.

No. 219 "A BILL FOR AN ACT RELATING TO THE SHORELINE."

Introduced by: Senator Levin.

No. 220 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Levin, by request.

No. 221 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF A STATE CLEARINGHOUSE TO ASSIST PERSONS CONFINED TO WHEELCHAIRS IN LOCATING BARRIER-FREE APARTMENTS."

Introduced by: Senator Levin.

No. 222 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS ELDERLY HOUSING."

Introduced by: Senator Levin.

No. 223 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION."

Introduced by: Senator Levin.

No. 224 "A BILL FOR AN ACT RELATING TO THE TRANSMISSION OF ELECTRICAL POWER."

Introduced by: Senator Levin, by request.

No. 225 "A BILL FOR AN ACT RELATING TO A DONATION OF LEAVE PROGRAM."

Introduced by: Senator Levin.

No. 226 "A BILL FOR AN ACT RELATING TO STRATEGIC PLANNING."

Introduced by: Senator Levin, by request.

No. 227 "A BILL FOR AN ACT RELATING TO A SPACE PORT SITING COUNCIL."

Introduced by: Senator Levin.

No. 228 "A BILL FOR AN ACT RELATING TO A GEOTHERMAL ENERGY FACILITY SITING COUNCIL."

Introduced by: Senator Levin.

No. 229 "A BILL FOR AN ACT RELATING TO HELIPORTS AND HELIPADS."

Introduced by: Senator Levin.

No. 230 "A BILL FOR AN ACT RELATING TO A HELICOPTER ADVISORY COMMISSION."

Introduced by: Senator Levin.

No. 231 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Levin.

No. 232 "A BILL FOR AN ACT RELATING TO NON-BID CONTRACTS."

Introduced by: Senator Levin.

No. 233 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII CONSTITUTION RELATING TO THE NOMINATION OF JUSTICES AND JUDGES."

Introduced by: Senator Levin.

No. 234 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Levin.

No. 235 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Levin.

No. 236 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Levin.

No. 237 "A BILL FOR AN ACT RELATING TO POLLUTION."

Introduced by: Senator Levin.

No. 238 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Levin.

No. 239 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Senator Levin.

No. 240 "A BILL FOR AN ACT RELATING TO HOUSING FOR ELDERLY HAWAIIANS."

Introduced by: Senator Levin.

No. 241 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senators Levin, McMurdo.

No. 242 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Levin, McMurdo.

No. 243 "A BILL FOR AN ACT RELATING TO A SENIOR HEALTH INSURANCE INFORMATION PROGRAM."

Introduced by: Senators Levin, McMurdo.

No. 244 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FACILITIES."

Introduced by: Senators Levin, McMurdo.

No. 245 "A BILL FOR AN ACT RELATING TO OIL RECYCLING."

Introduced by: Senators Levin, McMurdo.

No. 246 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senators Levin, McMurdo.

No. 247 "A BILL FOR AN ACT RELATING TO PHYSICIANS."

Introduced by: Senator Levin.

No. 248 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE INSTALLATION OF ENERGY EFFICIENT LIGHTING."

Introduced by: Senator Levin.

No. 249 "A BILL FOR AN ACT RELATING TO COUNTY BUILDING CODES"

Introduced by: Senator Levin.

No. 250 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR A SECURED PSYCHIATRIC TREATMENT FACILITY."

Introduced by: Senators Levin, McMurdo.

No. 251 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senator Levin.

No. 252 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Senator Levin.

No. 253 "A BILL FOR AN ACT RELATING TO PROTECTION OF HAWAII'S NATIVE FLORA AND FAUNA."

Introduced by: Senator Levin.

No. 254 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."

Introduced by: Senator Levin.

No. 255 "A BILL FOR AN ACT RELATING TO PROTECTION OF HAWAII'S NATIVE FLORA AND FAUNA."

Introduced by: Senator Levin.

No. 256 "A BILL FOR AN ACT RELATING TO A COMMISSION ON ENDANGERED PLANTS AND ANIMALS."

Introduced by: Senator Levin.

No. 257 "A BILL FOR AN ACT RELATING TO ENDANGERED AND THREATENED FLORA AND FAUNA."

Introduced by: Senator Levin.

No. 258 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senator Levin.

No. 259 "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION."

Introduced by: Senator Levin, by request.

No. 260 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF A PUBLIC SERVICE TELEVISION AND RADIO CAMPAIGN TO EDUCATE THE PUBLIC ON PROPER DRIVING PRACTICES."

Introduced by: Senators McMurdo, Levin.

No. 261 "A BILL FOR AN ACT RELATING TO BEFORE-SCHOOL CHILD CARE."

Introduced by: Senators McMurdo, Levin.

No. 262 "A BILL FOR AN ACT RELATING TO EXCISE TAXES ON FOOD."

Introduced by: Senators McMurdo, Kobayashi, B.

No. 263 "A BILL FOR AN ACT RELATING TO CELLULAR TELEPHONES."

Introduced by: Senators McMurdo, Levin.

No. 264 "A BILL FOR AN ACT RELATING TO PROSTITUTION."

Introduced by: Senators McMurdo, Levin.

No. 265 "A BILL FOR AN ACT RELATING TO PASSENGER CARRIERS."

Introduced by: Senator McMurdo.

No. 266 "A BILL FOR AN ACT RELATING TO RECYCLING."

Introduced by: Senators McMurdo, Chang, Levin, McCartney, Solomon.

No. 267 "A BILL FOR AN ACT RELATING TO THE USE OF PUBLIC FUNDS."

Introduced by: Senators McMurdo, Chang, Iwase, Kobayashi, A., Levin, McCartney.

No. 268 "A BILL FOR AN ACT RELATING TO OZONE DEPLETING COMPOUNDS."

Introduced by: Senators McMurdo, Kobayashi, A., Levin.

No. 269 "A BILL FOR AN ACT RELATING TO THE DISPOSAL OF INCINERATOR RESIDUE."

Introduced by: Senator McMurdo.

No. 270 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senators McMurdo, Kobayashi, A.

No. 271 "A BILL FOR AN ACT RELATING TO PAPER PRODUCTS."

Introduced by: Senators McMurdo, Chang, Iwase, Kobayashi, A., Levin, McCartney.

No. 272 "A BILL FOR AN ACT RELATING TO POLLUTION CONTROL."

Introduced by: Senators McMurdo, Chang, Iwase, Kobayashi, A., Levin, McCartney, Solomon.

No. 273 "A BILL FOR AN ACT RELATING TO RECYCLED PAPER PRODUCTS."

Introduced by: Senators McMurdo, Chang, Iwase, Kobayashi, A., Levin, McCartney, Solomon.

No. 274 "A BILL FOR AN ACT RELATING TO THE OPERATION OF INCINERATORS."

Introduced by: Senators McMurdo, Chang, Iwase, Kobayashi, A., Levin, McCartney.

No. 275 "A BILL FOR AN ACT RELATING TO THE RECOVERY, RECYCLING, AND DISPOSAL OF CFCs, HALONS, AND OTHER OZONE-DEPLETING COMPOUNDS."

Introduced by: Senators McMurdo, Chang, Kobayashi, A., Levin, McCartney, Solomon.

No. 276 "A BILL FOR AN ACT RELATING TO NONDEGRADABLE SOLID WASTE."

Introduced by: Senators McMurdo, Chang, Kobayashi, A., Levin, McCartney, Solomon.

No. 277 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC."

Introduced by: Senators Fernandes Salling, Aki.

No. 278 "A BILL FOR AN ACT RELATING TO LAND."

Introduced by: Senators George, Koki, Reed.

No. 279 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senators George, Koki, Reed.

No. 280 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."

Introduced by: Senators Cobb, Aki, Ikeda, Levin, Solomon, Yamasaki.

No. 281 "A BILL FOR AN ACT RELATING TO VETERINARIANS."

Introduced by: Senators Cobb, Aki, George, Ikeda, Yamasaki.

No. 282 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senators Cobb, Aki, Ikeda, McCartney, McMurdo, Solomon.

No. 283 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Cobb, Aki, McCartney, Solomon, Tungpalan.

No. 284 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Cobb, Aki, Ikeda, McCartney, McMurdo.

No. 285 "A BILL FOR AN ACT RELATING TO BEVERAGE CONTAINERS."

Introduced by: Senators Cobb, Aki, McCartney, McMurdo, Nakasato, Solomon.

No. 286 "A BILL FOR AN ACT RELATING TO COMMERCIAL PAPER."

Introduced by: Senators Cobb, Aki, Chang, Fernandes Salling, Hagino.

No. 287 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Senators Cobb, Aki, Levin, McCartney, McMurdo, Solomon.

No. 288 "A BILL FOR AN ACT RELATING TO THE HOMES REVOLVING FUND."

Introduced by: Senator Crozier.

No. 289 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."

Introduced by: Senators Ikeda, Iwase.

No. 290 "A BILL FOR AN ACT RELATING TO SALES TO OWNER-OCCUPANTS."

Introduced by: Senators Ikeda, Iwase.

No. 291 "A BILL FOR AN ACT RELATING TO SCHOOL COUNSELORS."

Introduced by: Senators Levin, McCartney.

No. 292 "A BILL FOR AN ACT RELATING TO SCHOOLS."

Introduced by: Senators Levin, McCartney.

No. 293 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR LONG-RANGE FACILITY PLANNING FOR PUBLIC SCHOOLS."

Introduced by: Senators Levin, McCartney.

No. 294 "A BILL FOR AN ACT RELATING TO THE SCHOOL FOOD SERVICES."

Introduced by: Senators Levin, McCartney.

No. 295 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Reed.

No. 296 "A BILL FOR AN ACT RELATING TO ROADSIDE PESTICIDE SPRAYING."

Introduced by: Senator Reed.

No. 297 "A BILL FOR AN ACT RELATING TO INDIVIDUAL MEDICAL ACCOUNTS."

Introduced by: Senator Reed.

No. 298 "A BILL FOR AN ACT RELATING TO OCEAN RECREATION."

Introduced by: Senator Reed.

No. 299 "A BILL FOR AN ACT RELATING TO THRILL CRAFT."

Introduced by: Senator Reed.

No. 300 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senator Reed.

No. 301 "A BILL FOR AN ACT RELATING TO SALE OF REAL PROPERTY."

Introduced by: Senator Reed.

No. 302 "A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY."

Introduced by: Senator Reed.

No. 303 "A BILL FOR AN ACT RELATING TO FINES."

Introduced by: Senator Reed.

No. 304 "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR."

Introduced by: Senator Reed.

No. 305 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PURCHASE AND INSTALLATION OF A CENTRAL AIR CONDITIONING UNIT FOR THE CAFETERIA AT KIHEI SCHOOL, MAUI."

Introduced by: Senator Reed.

The Chair made the following committee assignments of bills introduced on Wednesday, January 23, 1991:

Senate Bill	Referred to:
No. 150	Committee on Health and Human Services
No. 151	Committee on Tourism and Recreation, then to the Committee on Ways and Means
No. 152	Committee on Consumer Protection and Business Regulation
No. 153	Jointly to the Committee on Health and Human Services and the Committee on Housing and Hawaiian Programs
No. 154	Committee on Consumer Protection and Business Regulation
No. 155	Committee on Agriculture and Environmental Protection
No. 156	Committee on Consumer Protection and Business Regulation
No. 157	Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means
No. 158	Committee on Judiciary
No. 159	Committee on Transportation and Intergovernmental Relations, then to the Committee on Consumer Protection and Business Regulation
No. 160	Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
No. 161	Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means
No. 162	Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
No. 163	Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
No. 164	Committee on Consumer Protection and Business Regulation
No. 165	Committee on Judiciary
No. 166	Committee on Judiciary
No. 167	Committee on Agriculture and Environmental Protection, then to the Committee on Ways and Means
No. 168	Committee on Judiciary
No. 169	Committee on Employment and Public Institutions
No. 170	Committee on Transportation and Intergovernmental Relations
No. 171	Committee on Judiciary

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

No. 172 Committee on Science, Technology
and Economic Development

No. 173 Committee on Science, Technology
and Economic Development, then to the Committee on
Ways and Means

No. 174 Committee on Agriculture and
Environmental Protection

No. 175 Committee on Planning, Land and
Water Use Management

No. 176 Committee on Education, then to the
Committee on Ways and Means

No. 177 Committee on Housing and Hawaiian
Programs, then to the Committee on Ways and Means

No. 178 Committee on Housing and Hawaiian
Programs

No. 179 Committee on Housing and Hawaiian
Programs, then to the Committee on Ways and Means

No. 180 Committee on Housing and Hawaiian
Programs

No. 181 Committee on Employment and Public
Institutions

No. 182 Committee on Consumer Protection
and Business Regulation, then to the Committee on Ways
and Means

No. 183 Committee on Planning, Land and
Water Use Management

No. 184 Committee on Judiciary

No. 185 Committee on Housing and Hawaiian
Programs, then to the Committee on Ways and Means

No. 186 Committee on Employment and Public
Institutions, then to the Committee on Ways and Means

No. 187 Committee on Judiciary

ADJOURNMENT

At 11:40 o'clock a.m., on motion by Senator Solomon,
seconded by Senator Reed and carried, the Senate
adjourned until 11:30 o'clock a.m., Friday, January 25,
1991.