

**TWENTY-NINTH DAY****Tuesday, March 12, 1991**

The Senate of the Sixteenth Legislature of the State of Hawaii, Regular Session of 1991, convened at 11:30 o'clock a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by Chaplain Malone, Aliamanu Chapel, after which the Roll was called showing all Senators present.

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

The following introductions of guests seated in the gallery were made to the members of the Senate:

Senator A. Kobayashi introduced her "shadow," Ms. Audrey Slagle, a third year student at the University of Hawaii - Manoa, a political science and economics major, and a member of the ASUH Senate. Ms. Slagle was accompanied by Mr. David Rosen.

Senator Koki introduced Mr. Floyd Jones, a "good friend from San Diego."

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 215 to 218) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 215, dated February 11, 1991, transmitting the "Strategic Plan for the Office of Youth Services in Hawaii," prepared by the Department of Human Services, Office of Youth Services, pursuant to Act 375, SLH 1989, was placed on file.

Gov. Msg. No. 216, informing the Senate of the withdrawal of the nominations of: Kina'u Boyd Kamali'i for State Administrator, State Health Planning and Development Agency, under Gov. Msg. No. 201 dated March 5, 1991; and Brian J.J. Choy for Director of Environmental Quality Control, under Gov. Msg. No. 202 dated March 5, 1991, was placed on file.

In compliance with Gov. Msg. No. 216, the nominations listed under Gov. Msg. Nos. 201 and 202 were returned.

Gov. Msg. No. 217, submitting for consideration and confirmation for State Administrator, State Health Planning and Development Agency, the nomination of Kina'u Boyd Kamali'i, term to expire June 30, 1994, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 218, submitting for consideration and confirmation for Director of Environmental Quality Control, the nomination of Brian J.J. Choy, term to expire June 30, 1994, was referred to the Committee on Executive Appointments.

**DEPARTMENTAL COMMUNICATION**

Dept. Com. No. 32, from the Office of Children and Youth dated February 28, 1991, transmitting Conference Report, "Out-of-Home Care: Reforming Our Delivery System," January 10-11, 1991, was read by the Clerk and was placed on file.

**SENATE CONCURRENT RESOLUTIONS**

The following concurrent resolutions (S.C.R. Nos. 55 to 64) were read by the Clerk and were referred to committees:

Senate  
Concurrent  
Resolution

No. 55 "SENATE CONCURRENT RESOLUTION URGING THE CURRICULUM RESEARCH AND DEVELOPMENT GROUP TO DETERMINE THE FEASIBILITY OF DEVELOPING CURRICULUM AND MATERIALS ON ASIA AND THE PACIFIC."

Offered by: Senators Tungpalan, Aki, Chang, Cobb, George, Koki, McCartney, Mizuguchi, Nakasato, Yamasaki.

Referred to: Committee on Education

No. 56 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PERSONNEL SERVICES TO CONDUCT A STUDY ON THE PRICING OF PERSONNEL CLERKS AND TECHNICIANS."

Offered by: Senators McCartney, Aki, Holt, Ikeda, Kobayashi, A., Kobayashi, B., Levin, Reed, Tungpalan, Yamasaki.

Referred to: Committee on Employment and Public Institutions

No. 57 "SENATE CONCURRENT RESOLUTION REQUESTING ESTABLISHMENT OF A PANEL TO DETERMINE THE NEED FOR REGULATING THE PRACTICE OF LOCKSMITHING IN HAWAII."

Offered by: Senators Cobb, Chang, Koki, Levin, Nakasato, Tungpalan.

Referred to: Committee on Consumer Protection and Business Regulation

No. 58 "SENATE CONCURRENT RESOLUTION URGING THAT U.S. ARMED FORCES PERSONNEL UNDER AGE TWENTY-ONE BE AUTHORIZED TO PURCHASE AND CONSUME ALCOHOL."

Offered by: Senators Cobb, Aki.

Referred to: Committee on Transportation and Intergovernmental Relations

No. 59 "SENATE CONCURRENT RESOLUTION URGING THE RETURN OF THE NORTHERN TERRITORIES TO JAPAN."

Offered by: Senators Cobb, Aki, Hagino, Levin, Solomon, Tungpalan.

Referred to: Committee on Transportation and Intergovernmental Relations

No. 60 "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S VISITOR ACCOMMODATION INDUSTRY TO SET ASIDE ROOMS TO PROVIDE HOUSING TO HAWAII'S WORKING HOMELESS POPULATION."

Offered by: Senator Levin.

Referred to: Committee on Tourism and Recreation

No. 61 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE USE OF DILLINGHAM AIRFIELD AS A SITE FOR THE HAWAIIAN HISTORICAL AVIATION FOUNDATION."

Offered by: Senators McMurdo, Aki, Blair, Fernandes Salling, George, Hagino, Nakasato.

Referred to: Committee on Transportation and Intergovernmental Relations

No. 62 "SENATE CONCURRENT RESOLUTION CALLING FOR A CONSTITUTIONAL CONVENTION TO DISCUSS ISSUES RELATING TO HAWAIIANS."

Offered by: Senator Crozier.

Referred to: Committee on Housing and Hawaiian Programs, then to the Committee on Judiciary

No. 63 "SENATE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION OF THE FEASIBILITY OF IMPROVING STATE PARKS THROUGH PRIVATE DEVELOPMENT."

Offered by: Senator Matsuura.

Referred to: Committee on Tourism and Recreation

No. 64 "SENATE CONCURRENT RESOLUTION SUPPORTING THE NOMINATION AND CONFIRMATION OF PATRICIA F. SAIKI AS ADMINISTRATOR OF THE UNITED STATES SMALL BUSINESS ADMINISTRATION, WASHINGTON, D.C."

Offered by: Senator George.

Referred to: Committee on Transportation and Intergovernmental Relations

### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 49 to 55) were read by the Clerk and were referred to committees:

Senate  
Resolution

No. 49 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PERSONNEL SERVICES TO CONDUCT A STUDY ON THE PRICING OF PERSONNEL CLERKS AND TECHNICIANS."

Offered by: Senators McCartney, Aki, Holt, Ikeda, Kobayashi, A., Kobayashi, B., Levin, Reed, Tungpalan, Yamasaki.

Referred to: Committee on Employment and Public Institutions

No. 50 "SENATE RESOLUTION REQUESTING ESTABLISHMENT OF A PANEL TO DETERMINE THE NEED FOR REGULATING THE PRACTICE OF LOCKSMITHING IN HAWAII."

Offered by: Senators Cobb, Levin, Nakasato, Tungpalan.

Referred to: Committee on Consumer Protection and Business Regulation

No. 51 "SENATE RESOLUTION URGING THAT U.S. ARMED FORCES PERSONNEL UNDER AGE TWENTY-ONE BE AUTHORIZED TO PURCHASE AND CONSUME ALCOHOL."

Offered by: Senators Cobb, Aki.

Referred to: Committee on Transportation and Intergovernmental Relations

No. 52 "SENATE RESOLUTION URGING THE RETURN OF THE NORTHERN TERRITORIES TO JAPAN."

Offered by: Senators Cobb, Aki, Chang, Holt, Levin, Reed, Solomon, Tungpalan.

Referred to: Committee on Transportation and Intergovernmental Relations

No. 53 "SENATE RESOLUTION REQUESTING HAWAII'S VISITOR ACCOMMODATION INDUSTRY TO SET ASIDE ROOMS TO PROVIDE HOUSING TO HAWAII'S WORKING HOMELESS POPULATION."

Offered by: Senator Levin.

Referred to: Committee on Tourism and Recreation

No. 54 "SENATE RESOLUTION REQUESTING AN EXAMINATION OF THE FEASIBILITY OF IMPROVING STATE PARKS THROUGH PRIVATE DEVELOPMENT."

Offered by: Senator Matsuura.

Referred to: Committee on Tourism and Recreation

No. 55 "SENATE RESOLUTION SUPPORTING THE NOMINATION AND CONFIRMATION OF PATRICIA F. SAIKI AS ADMINISTRATOR OF THE UNITED STATES SMALL BUSINESS ADMINISTRATION, WASHINGTON, D.C."

Offered by: Senator George.

Referred to: Committee on Transportation and Intergovernmental Relations

### ORDER OF THE DAY

#### THIRD READING

DEFERRED FROM FRIDAY, MARCH 8, 1991

S.B. No. 1230:

On motion by Senator Yamasaki seconded by Senator A. Kobayashi and carried, S.B. No. 1230, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 18:

On motion by Senator Nakasato, seconded by Senator McMurdo and carried, S.B. No. 18, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO RECREATIONAL AREAS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1850, S.D. 1:

By unanimous consent, action on S.B. No. 1850, S.D. 1, was deferred to the end of the calendar.

S.B. No. 399, S.D. 1:

By unanimous consent, action on S.B. No. 399, S.D. 1, was deferred to the end of the calendar.

S.B. No. 767, S.D. 1:

On motion by Senator McMurdo, seconded by Senator Levin and carried, S.B. No. 767, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1121, S.D. 1:

By unanimous consent, action on S.B. No. 1121, S.D. 1, was deferred to the end of the calendar.

S.B. No. 1451:

By unanimous consent, S.B. No. 1451, entitled: "A BILL FOR AN ACT RELATING TO CONDITIONAL RELEASE CENTERS," was recommitted to the Committee on Employment and Public Institutions.

### THIRD READING

S.B. No. 765:

By unanimous consent, action on S.B. No. 765 was deferred to the end of the calendar.

S.B. No. 941, S.D. 1:

By unanimous consent, S.B. No. 941, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was recommitted to the Committee on Education.

S.B. No. 771, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 771, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR LITTERING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1303, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1303, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

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

The Senate reconvened at 11:46 o'clock a.m.

S.B. No. 1307:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1307, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

At 11:47 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 o'clock a.m.

S.B. No. 1308:

By unanimous consent, S.B. No. 1308, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was recommitted to the Committee on Transportation and Intergovernmental Relations.

S.B. No. 1309:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1309, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1310, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1310, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE HIGHWAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Levin). Excused, 1 (Wong, R.).

S.B. No. 1312:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1312, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1332, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1332, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1630, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1630, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 34, S.D. 1:

By unanimous consent, action on S.B. No. 34, S.D. 1, was deferred to the end of the calendar.

S.B. No. 121, S.D. 1:

Senator Blair moved that S.B. No. 121, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak in support of the bill and said:

"Mr. President, I rise to speak in favor of Senate Bill 121, S.D. 1, which makes it easier to introduce evidence of a child's nonattendance at school and allows the chief family court judge to open certain family court proceedings which involve serious offenses. These are two separate matters.

"The first part of this bill is designed to help the courts intervene when a child's school attendance is so bad that the court's assistance is necessary to keep the child from abandoning their education. This situation is often symptomatic of other problems which need to be addressed. This bill will help the courts and schools act quickly and will benefit the child.

"The second part of the bill allows the senior family court judge to hold open family court proceedings in certain serious offenses. This is appropriate because there are occasions when a juvenile is not waived to adult court even though very serious offenses were involved. In those cases, the community needs to understand why the juvenile has not been waived and that the handling of the case and the disposition is appropriate. In these few cases, the interest of the community outweighs the child's interest in a closed proceeding.

"For these reasons, I urge my colleagues to vote in favor of Senate Bill 121."

The motion was put by the Chair and carried, S.B. No. 121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 130:

Senator Blair moved that S.B. No. 130, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair spoke in support of the bill and said:

"Mr. President, I speak in favor of Senate Bill 130. The current penalty for promoting prostitution is greater when the prostitute is under the age of 14.

"Mr. President, 'pimps' deserve to be treated equally harshly whenever the prostitute is a minor. Therefore, your Committee raised to 18 the age at which the enhanced penalty is imposed on persons who promote prostitution.

"Children, whether they are 13, 15 or 17, deserve the greater protection from predatory pimps that this bill provides. For that reason, I urge my colleagues to vote in favor."

The motion was put by the Chair and carried, S.B. No. 130, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," having been read throughout, passed

Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 148, S.D. 1:

Senator Blair moved that S.B. No. 148, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak in support of the measure as follows:

"Mr. President, I speak in favor of Senate Bill 148, S.D. 1, which decriminalizes most traffic offenses and streamlines the handling of these offenses. The judicial system, particularly the criminal judicial system, can be time consuming and expensive which is only appropriate in dealing with serious offenses. When we treat parking tickets and minor traffic offenses as criminal matters, we are acting inefficiently and waste judicial resources.

"This bill will save taxpayers a lot of money and will be more convenient for the public, who are now required to go through an unduly burdensome process in order to respond to a traffic citation.

"This is an attempt by your Judiciary Committee to save the taxpayers money by using the resources of the judicial system for cases where it is appropriate, but not burden it with tasks which are better handled by an administrative process.

"I urge my colleagues to support this bill."

The motion was put by the Chair and carried, S.B. No. 148, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC OFFENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 193:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 193, entitled: "A BILL FOR AN ACT RELATING TO NOTIFICATION OF VICTIMS OF CRIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 595, S.D. 1:

By unanimous consent, S.B. No. 595, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," was recommitted to the Committee on Judiciary.

S.B. No. 597, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 597, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 603, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT,"

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

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:52 o'clock a.m.

At this time, the Chair made the following observation:

"Members of the Senate, the Chair would like to point out that some of the bills which are being recommitted is because of the fact that the House bills have come over to the Senate and also because of the long discussions we had last night in caucus."

S.B. No. 750, S.D. 1:

Senator Blair moved that S.B. No. 750, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak in support of the bill and said:

"Mr. President, I rise to speak in favor of Senate Bill 750, S.D. 1, and to thank Senator George for introducing it.

"This bill adds school vehicles to the current law which provides for enhanced penalties when someone is convicted for promoting drugs in the vicinity of school grounds.

"I also note that Senator George is not the only Republican who has contributed to the Judiciary committee's work this session. In fact, we are voting today for bills introduced by each member of the minority party. The work of your judiciary committee is necessarily nonpartisan. There is no difference between our two parties in the desire to provide a safe community. I appreciate very much the contribution from each member of the minority party."

The motion was put by the Chair and carried, S.B. No. 750, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 800, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 800, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC RECORD DISCLOSURES OF FINANCIAL INTERESTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 801:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 801, entitled: "A BILL FOR AN ACT RELATING TO DISCLOSURE OF FINANCIAL INTERESTS AMOUNTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 802:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 802, entitled: "A BILL FOR AN ACT RELATING TO RESTRICTIONS ON POST-EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Levin). Excused, 1 (Wong, R.).

S.B. No. 803:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 803, entitled: "A BILL FOR AN ACT RELATING TO LIST OF PERSONS EXAMINING RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 804:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 804, entitled: "A BILL FOR AN ACT RELATING TO CONFIDENTIALITY OF CHARGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 806:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 806, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS LAW EXEMPTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1259, S.D. 1:

By unanimous consent, S.B. No. 1259, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATIONS OF ACTIONS," was recommitted to the Committee on Judiciary.

S.B. No. 1417, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 1417, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRIMARY ELECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Cobb). Excused, 1 (Wong, R.).

S.B. No. 1529:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 1529, entitled: "A BILL FOR AN ACT RELATING TO TORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1539, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 1539, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRACTICES AND PROCEDURES OF THE HAWAII CIVIL RIGHTS COMMISSION," having been read throughout, passed

Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1624, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 1624, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1837, S.D. 1:

Senator Blair moved that S.B. No. 1837, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair then rose to speak in support of the measure and remarked:

"Mr. President, I speak in favor of Senate Bill 1837, S.D. 1, which allows police officers to take the fingerprints of minors arrested for law violations and curfew or truancy violations and add those fingerprints to the statewide automatic fingerprint identification system.

"There are some in our community who feel that we should not fingerprint minors. Your Committee disagrees. We think it is better for both the minor and society, that the minor's first contact reflect society's serious interest in their future conduct.

"Another benefit of having minors in the fingerprint identification system is that there is a better chance of early intervention if there is any further criminal behavior. Too often, we fail to treat a minor's actions seriously enough and they think the system can be beaten and needn't be taken seriously. The consequences are bad for society, but even worse for a young adult who got further involved in criminal behavior before society intervenes with the full force of the adult criminal laws. We do a disservice to the child when we don't take their behavior seriously at an early stage. By fingerprinting these children, we treat them seriously and make it more likely that any future contact will occur sooner, when the chance of rehabilitation is greater.

"For those reasons, I urge all of my colleagues to vote for this bill, which benefits the children and society."

The motion was put by the Chair and carried, S.B. No. 1837, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTOMATIC FINGERPRINT IDENTIFICATION SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1852, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 1852, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEARCH AND SEIZURE IN PUBLIC SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Crozier). Excused, 1 (Wong, R.).

S.B. No. 2145, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 2145, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROBATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1251:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 1251, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1348:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 1348, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1352:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 1352, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Koki, Reed). Excused, 1 (Wong, R.).

S.B. No. 1634, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 1634, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDLORD TENANT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Chang, Fernandes Salling). Excused, 1 (Wong, R.).

S.B. No. 408:

Senator McCartney moved that S.B. No. 408, having been read throughout, pass Third Reading, seconded by Senator Tungpalan.

Senator McCartney rose to speak in support of the measure as follows:

"Mr. President, I rise to speak in favor of this bill. For the record, I'd like to clarify a point.

"The purpose of this bill is to set an affirmative policy from the Legislature to say parental involvement is important in our public schools. What we're saying is that the greater the parental involvement, the greater the chance of success in our public schools and the greater the chance of success for our children.

"In no way is this bill meant to be negative in the sense that giving the Board of Education the power to impose penalties on parents. We're simply stating policy from the state Legislature that parental involvement is very

important and we're empowering the Board of Education to adopt policies, rules and procedures to allow that to occur, and also set that at the school level.

"I'd like to thank the Senator from Kaimuki for having the vision to put this bill forward for us today. Thank you."

The motion was put by the Chair and carried, S.B. No. 408, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL INVOLVEMENT IN EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1334:

On motion by Senator McCartney, seconded by Senator Tungpalan and carried, S.B. No. 1334, entitled: "A BILL FOR AN ACT RELATING TO ATTENDANCE OF BLIND AND DEAF CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1335:

On motion by Senator McCartney, seconded by Senator Tungpalan and carried, S.B. No. 1335, entitled: "A BILL FOR AN ACT RELATING TO REVOCATION OF CERTIFICATES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1336:

On motion by Senator McCartney, seconded by Senator Tungpalan and carried, S.B. No. 1336, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE CENTER FOR STUDENTS WITH HEARING AND VISUAL IMPAIRMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 369, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 369, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 955, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 955, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1082, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 1082, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," having been read throughout, passed

Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1083, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 1083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1285, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 1285, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1811, S.D. 1:

Senator Mizuguchi moved that S.B. No. 1811, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Crozier.

Senator Mizuguchi, in support of the bill, asked:

"Mr. President, may I have some letters in support of the bill from the Hawaii Council of Churches inserted into the Journal?"

The Chair having so ordered, the letters are Attachments "A," "B," "C," "D," and "E" to the Journal of this day.

The motion was put by the Chair and carried, S.B. No. 1811, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Koki, Reed). Excused, 1 (Wong, R.).

S.B. No. 479, S.D. 1:

On motion by Senator McMurdo seconded by Senator Levin and carried, S.B. No. 479, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE COORDINATING COUNCIL ON DEAFNESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1487:

By unanimous consent, S.B. No. 1487, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF CAPITAL EXPENDITURE," was recommitted to the Committee on Health and Human Services.

S.B. No. 1951:

On motion by Senator McMurdo seconded by Senator Levin and carried, S.B. No. 1951, entitled: "A BILL FOR AN ACT RELATING TO THE PRACTICE OF PSYCHOLOGY IN HEALTH CARE FACILITIES,"

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

Ayes, 23. Noes, 1 (Kobayashi, B.). Excused, 1 (Wong, R.).

S.B. No. 1965, S.D. 1:

By unanimous consent, action on S.B. No. 1965, S.D. 1, was deferred to the end of the calendar.

S.B. No. 1776, S.D. 1:

Senator McMurdo moved that S.B. No. 1776, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Levin.

Senator Koki rose to speak against the bill as follows:

"Mr. President, the scope of this bill is too broad. It would cover, in some instances, Boy Scouts camps, church camps, and other camps never intended to be regulated by this bill.

"I hope this bill will be amended to cover only those camps that are the focus of this bill."

The motion was put by the Chair and carried, S.B. No. 1776, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR YOUTH PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Koki). Excused, 1 (Wong, R.).

S.B. No. 1359, S.D. 1:

On motion by Senator McMurdo seconded by Senator Levin and carried, S.B. No. 1359, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE COMPREHENSIVE EMERGENCY MEDICAL SERVICES SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1366, S.D. 1:

On motion by Senator McMurdo seconded by Senator Levin and carried, S.B. No. 1366, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VITAL RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1278:

On motion by Senator Chang seconded by Senator Ikeda and carried, S.B. No. 1278, entitled: "A BILL FOR AN ACT RELATING TO MARINE LIFE CONSERVATION DISTRICTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 2031, S.D. 1:

By unanimous consent, S.B. No. 2031, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL COOPERATIVE ASSOCIATIONS," was recommitted to the Committee on Agriculture and Environmental Protection.

S.B. No. 2053, S.D. 1:

On motion by Senator Chang, seconded by Senator Ikeda and carried, S.B. No. 2053, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 25, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 25, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 62, S.D. 1:

On motion by Senator Fernandes Salling seconded by Senator Cobb and carried, S.B. No. 62, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 212, S.D. 1:

On motion by Senator Chang, seconded by Senator Ikeda and carried, S.B. No. 212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Blair, Ikeda). Excused, 1 (Wong, R.).

At 12:06 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 o'clock p.m.

S.B. No. 1297:

By unanimous consent, action on S.B. No. 1297 was deferred to the end of the calendar.

S.B. No. 1304, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1304, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT RULES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1306:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1306, entitled: "A BILL FOR AN ACT RELATING TO OPERATION OF THRILL CRAFT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1902, S.D. 1:



On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1902, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 524 (S.B. No. 1524, S.D. 3):

On motion by Senator Chang, seconded by Senator Ikeda and carried, Stand. Com. Rep. No. 524 was adopted and S.B. No. 1524, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 363, S.D. 1:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 363, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 526 (S.B. No. 23, S.D. 1):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 526 was adopted and S.B. No. 23, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CLAIMS CONCILIATION PANELS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 527 (S.B. No. 1168, S.D. 1):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 527 was adopted and S.B. No. 1168, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 528 (S.B. No. 1270):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 528 was adopted and S.B. No. 1270, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 529 (S.B. No. 1271, S.D. 1):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 529 was adopted and S.B. No. 1271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 530 (S.B. No. 1598, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 530 and S.B. No. 1598, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATHLETIC CONTEST OFFICIALS," were recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 531 (S.B. No. 1714, S.D. 1):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 531 was adopted and S.B. No. 1714, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 532 (S.B. No. 1962, S.D. 2):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 532 was adopted and S.B. No. 1962, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 533 (S.B. No. 2095, S.D. 1):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 533 was adopted and S.B. No. 2095, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAMING OF THE OFFICE OF HAWAIIAN AFFAIRS AS A DEFENDANT IN QUIET TITLE ACTIONS INVOLVING KULEANA LAND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 534 (S.B. No. 1719, S.D. 1):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 534 was adopted and S.B. No. 1719, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE ARTICLE 6 - BULK SALES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 154, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 154, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD LABELING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 389, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 389, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL SERVICES LOAN COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Cobb). Excused, 1 (Wong, R.).

S.B. No. 740:

By unanimous consent, action on S.B. No. 740 was deferred to the end of the calendar.

S.B. No. 819:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 819, entitled: "A BILL FOR AN ACT RELATING TO THE FINANCIAL SERVICES LOAN INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 827, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 827, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MACADAMIA NUTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1123, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1123, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1205, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REFUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1206:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1206, entitled: "A BILL FOR AN ACT RELATING TO BEAUTY CULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1207, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OSTEOPATHY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1208:

By unanimous consent, S.B. No. 1208, entitled: "A BILL FOR AN ACT RELATING TO THE MEDICAL CLAIMS CONCILIATION PANEL," was recommitted to the Committee on Consumer Protection and Business Regulation.

S.B. No. 1210, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1211:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1211, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1212, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF MEDICAL EXAMINERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 548 (S.B. No. 1316, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Iwase and carried, Stand. Com. Rep. No. 548 was adopted and S.B. No. 1316, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 549 (S.B. No. 1317, S.D. 1):

On motion by Senator Ikeda, seconded by Senator Iwase and carried, Stand. Com. Rep. No. 549 was adopted and S.B. No. 1317, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1628, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1628, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEST CONTROL OPERATORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1649, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1649, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICIANS AND PLUMBERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Blair, Koki). Excused, 1 (Wong, R.).

S.B. No. 1757, S.D. 1:

By unanimous consent, action on S.B. No. 1757, S.D. 1, was deferred to the end of the calendar.

S.B. No. 1861, S.D. 1:

By unanimous consent, action on S.B. No. 1861, S.D. 1, was deferred to the end of the calendar.

S.B. No. 2007, S.D. 1:

Senator Ikeda moved that S.B. No. 2007, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Iwase.

Senator Chang rose to speak on the measure and said:

"Mr. President, I have filed a minority committee report on this matter. I would like to compliment the chairman of the subject matter committee for moving a bill that is needed, but I have some reservations about Section 6 of the bill and I would like to insert my minority committee report into the record."

The Chair, having so ordered, the minority report reads as follows:

"I support the purpose and intent of the bill insofar as it provides criteria for the certification of water treatment devices and prohibits the false advertisement of such devices.

"However, there are sufficient safeguards established by the bill to accomplish these ends without the additional burdens imposed on sellers by SECTION 6.

"Furthermore, these unwarranted, additional burdens, unfairly discriminates against one particular segment of the industry, thereby placing them at an unfair competitive marketing disadvantage, inasmuch as these burdens are not imposed upon other segments of the industry.

"Therefore, I believe that the bill should be amended to delete SECTION 6 in its entirety, or in the alternative that the language 'door-to-door' be deleted from SECTION 6.

Respectfully submitted.

/S/ Anthony K.U. Chang  
ANTHONY K.U. CHANG"

Senator Cobb then asked:

"Mr. President, if there is a minority or dissenting report, may copies be provided to members of the Senate also for review?"

The Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2007, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER TREATMENT DEVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 2144, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 2144, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRADE," having

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

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 556 (S.B. No. 2008, S.D. 2):

On motion by Senator Ikeda, seconded by Senator Iwase and carried, Stand. Com. Rep. No. 556 was adopted and S.B. No. 2008, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRUST COMPANY POWERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Blair). Excused, 1 (Wong, R.).

S.B. No. 2086, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Crozier and carried, S.B. No. 2086, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASE DISCLOSURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 63, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 63, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNLAWFUL ENTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 600, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, S.B. No. 600, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 560 (S.B. No. 813, S.D. 2):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 560 was adopted and S.B. No. 813, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1262:

Senator Blair moved that S.B. No. 1262, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak in support of the measure and remarked:

"Mr. President, I speak in favor of Senate Bill 1262 which provides for periodic review of child support orders by an administrative proceeding.

"It is an unfortunate fact that our family court system is so clogged that it is not possible to periodically review child support orders through the judicial system. This bill, pursuant to federal law, provides for periodic

administrative review of child support orders, to assure that they reflect the current circumstances of both parents.

"In those instances where a parent disagrees with an adjustment made by this process, they can appeal through the family court system. Periodically updating child support orders to reflect the current circumstances of the parents is very much in the interest of the children of Hawaii. For that reason, I urge my colleagues to vote 'aye.'"

The motion was put by the Chair and carried, S.B. No. 1262, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1268, S.D. 1:

Senator Blair moved that S.B. No. 1268, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak in support of the measure as follows:

"Mr. President, I speak in favor of Senate Bill 1268, S.D. 1, which provides that dangerous weapons possessed or used in violation of Chapter 134 will be forfeited to the state.

"Under current law, it is sometimes necessary to return the weapon to a person who is guilty of a weapons offense. That is a very unfortunate circumstance which this bill seeks to end. For that reason, I urge my colleagues to vote in favor of it."

The motion was put by the Chair and carried, S.B. No. 1268, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSET FORFEITURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 563 (S.B. No. 1269, S.D. 2):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 563 was adopted and S.B. No. 1269, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REVOCATION OF DRIVER'S LICENSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1356, S.D. 1:

Senator Blair moved that S.B. No. 1356, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak in support of the measure and said:

"Mr. President, I speak in favor of Senate Bill 1356, S.D. 1, which will greatly restrict the sale of cigarettes from vending machines.

"Just as we do not allow liquor to be sold from vending machines, we should not allow cigarette sales from vending machines. There are few in our society who still fail to recognize that smoking is a very serious health hazard. Unfortunately, many children buy their cigarettes

from vending machines because there is little or no supervision of those sales. Starting at a young age, these children are very likely to develop serious and often fatal diseases. If we want our children to have a healthy future, we have to take steps now to separate our children from cigarettes. This bill attempts to do that and I urge all members to vote for it."

The motion was put by the Chair and carried, S.B. No. 1356, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 15. Noes, 9 (Cobb, Crozier, Holt, Iwase, Kobayashi, A., McCartney, Mizuguchi, Nakasato, Solomon). Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 565 (S.B. No. 1543, S.D. 2):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 565 was adopted and S.B. No. 1543, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION ACCESS ORGANIZATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1845, S.D. 1:

Senator Blair moved that S.B. No. 1845, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair then rose to speak in support of the bill and stated:

"Mr. President, I speak in favor of Senate Bill 1845, S.D. 1, which creates an additional Class A felony for a person who smuggles sufficient quantities of certain drugs.

"Mr. President, this bill will serve as a deterrent to drug smuggling. In addition, for those who are caught, the severity of the penalty will be a great incentive to cooperate and help convict the people who are higher up in the illegal drug business. This will be especially helpful in dealing with the importation of heroin, cocaine and crystal methamphetamine which come from outside our state.

"I urge all of my colleagues to vote in favor of this bill in recognition of the serious impact that drug use is having on our community."

The motion was put by the Chair and carried, S.B. No. 1845, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC HEALTH AND MORALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 2006:

Senator Blair moved that S.B. No. 2006, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak for the measure and said:

"Mr. President, I speak in favor of Senate Bill 2006, relating to lifeguard services at state beach parks. This

bill provides some protection for the counties when county lifeguards are hired by the state to guard state beaches.

"The beneficiaries of this bill are not the city or state, but the citizens and visitors who enjoy our beaches and beach parks and need better lifeguard service. I urge my colleagues to support this measure."

The motion was put by the Chair and carried, S.B. No. 2006, entitled: "A BILL FOR AN ACT RELATING TO STATE TORT LIABILITY ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 390, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 390, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1156, S.D. 1:

By unanimous consent, action on S.B. No. 1156, S.D. 1, was deferred to the end of the calendar.

S.B. No. 1204, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1204, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 952, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 952, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1089, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 1089, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Reed). Excused, 1 (Wong, R.).

S.B. No. 1449, S.D. 1:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 1449, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1279, S.D. 1:

On motion by Senator Chang, seconded by Senator Ikeda and carried, S.B. No. 1279, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1329, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1329, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUID FUEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (George). Excused, 1 (Wong, R.).

S.B. No. 107, S.D. 1:

On motion by Senator Matsuura, seconded by Senator Chang and carried, S.B. No. 107, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 741:

On motion by Senator Ikeda, seconded by Senator Mizuguchi and carried, S.B. No. 741, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1052, S.D. 1:

On motion by Senator Holt, seconded by Senator Solomon and carried, S.B. No. 1052, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL PARKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1280:

On motion by Senator Holt, seconded by Senator Solomon and carried, S.B. No. 1280, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1282:

On motion by Senator Holt, seconded by Senator Solomon and carried, S.B. No. 1282, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1396:

On motion by Senator Holt, seconded by Senator Solomon and carried, S.B. No. 1396, entitled: "A BILL FOR AN ACT RELATING TO THE BOUNDARIES OF THE ALOHA TOWER COMPLEX," having been read

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

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 1399, S.D. 1:

On motion by Senator Holt, seconded by Senator Solomon and carried, S.B. No. 1399, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 583 (S.B. No. 339):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 583 was adopted and S.B. No. 339, entitled: "A BILL FOR AN ACT RELATING TO RENT SUPPLEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 584 (S.B. No. 356, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 584 was adopted and S.B. No. 356, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HOUSING ASSISTANCE PROJECT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 585 (S.B. No. 1093, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 585 was adopted and S.B. No. 1093, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTERS' INCOME TAX CREDIT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 586 (S.B. No. 1246, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 586 and S.B. No. 1246, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 587 (S.B. No. 1252):

By unanimous consent, Stand. Com. Rep. No. 587 and S.B. No. 1252, entitled: "A BILL FOR AN ACT RELATING TO RENTAL HOUSING," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 588 (S.B. No. 1255, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 588 was adopted and S.B. No. 1255, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND REFORM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 589 (S.B. No. 1382, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 589 was adopted and S.B. No. 1382, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ASSISTANCE TO HOMELESS FAMILIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 590 (S.B. No. 1383, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 590 was adopted and S.B. No. 1383, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESS PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 591 (S.B. No. 1434, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 591 was adopted and S.B. No. 1434, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS DISPOSSESSED OR DISPLACED BY VOLCANIC ERUPTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 592 (S.B. No. 1435, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 592 be adopted and S.B. No. 1435, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Levin rose to speak in support of the measure and said:

"Mr. President, on our calendar today are two bills concerning lava victims. I want to thank Senator Crozier, chairman of the Housing Committee for, first, introducing these bills; second, for his work on them; and, most of all, his sensitivity to the needs of the community which is uniquely within my district.

"The bill we just approved unanimously sets aside a parcel of ceded land for Hawaiians who were displaced by the ongoing volcanic eruptions which have destroyed Kalapana.

"The bill now before us is different. It sets up a loan program of low interest loans for self-help home construction. The homes could be built on the ceded land parcel that we just talked about, but they also could be built anywhere else.

"I believe this kind of program would be extremely welcomed in my district. However, I also believe that it should be open to people of all races, not restricted to Hawaiians only. The loan program is not directly related to nor dependent on ceded lands or revenues owing to the Hawaiian people, but rather should accommodate all victims of the tragic destruction that has befallen about 180 families of various ethnic backgrounds.

"I will be voting for this bill, Mr. President, as I hope my colleagues will, but it is also my hope that

consideration will be given to modifying the bill as it passes through the legislative process to include as many of the families as might choose to avail themselves of this chance to get some relief from the natural disaster that befell them through no fault of their own. Thank you."

Senator Crozier also supported the measure and said:

"Mr. President, I would just like to make a few comments.

"Both Senate Bills 1383 and 1435 complement each other. It's a package. And the reason why I passed these bills out ... I guess ... let me go back from the start. I, wisely or foolishly, had this campaign slogan 'Count on Crozier.' Well, the native Hawaiians from the Kalapana area counted on me. They came to me and asked for help. Anybody else from Kalapana could have come to ask me for help, but they didn't come. My door is open. And if on the House side others are included, I have no problem with that. I make myself available to all people. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 592 was adopted and S.B. No. 1435, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS DISPOSSESSED OR DISPLACED BY VOLCANIC ERUPTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 558:

On motion by Senator Fernandes Salling seconded by Senator Cobb and carried, S.B. No. 558, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 560, S.D. 1:

On motion by Senator Fernandes Salling seconded by Senator Cobb and carried, S.B. No. 560, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 584, S.D. 1:

On motion by Senator Fernandes Salling seconded by Senator Cobb and carried, S.B. No. 584, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF SAFETY HELMETS BY MOPED OPERATORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 699, S.D. 1:

On motion by Senator Fernandes Salling seconded by Senator Cobb and carried, S.B. No. 699, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR SALES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Cobb, Crozier, Ikeda, McCartney). Excused, 1 (Wong, R.).

S.B. No. 1907, S.D. 1:

On motion by Senator Fernandes Salling seconded by Senator Cobb and carried, S.B. No. 1907, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (McCartney). Excused, 1 (Wong, R.).

S.B. No. 1909, S.D. 1:

On motion by Senator Fernandes Salling seconded by Senator Cobb and carried, S.B. No. 1909, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTORCYCLE LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

S.B. No. 113, S.D. 1:

Senator Yamasaki moved that S.B. No. 113, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Solomon supported the measure and said:

"In recent years ever since Hurricane Iwa, the Big Island and other islands of the state of Hawaii have suffered the impact of ciguatera poisoning caused by a variety of reef fishes (kahala, roi, kole, etc.), with ulua (jack) being one of the major causes in recent years. The reef fishermen and families relying on fish as a source of protein have felt the impact of ciguatera poisoning. It is also becoming a major problem that is spreading to the mainland states as fish consumption increases along with exportation of reef fishes. Just recently, 22 out of 22 people eating po'ou (rose colored wrasse) in a restaurant came down with ciguatera fish poisoning of which 13 were hospitalized with cardiac symptoms. These fishes were caught by commercial fishermen from the Big Island who unknowingly sold their contaminated fishes to various commercial outlets.

"Let me digress a bit and explain ciguatera. It is fish poisoning caused by a variety of polyether chemical compounds of which ciguatoxin is the most toxic.

"When eating a fish contaminated with ciguatoxin or its related polyethers, three main clinical symptoms occur:

- 1- gastro-intestinal - diarrhea, vomiting and nausea.
- 2- neurological - temperature reversal (hot feels cold and cold feels hot), tingling sensations around the mouth, hands and feet (parathesia).
- 3- cardiovascular changes - (slow or rapid and irregular heart beat) as observed recently with 5 patients eating the contaminated po'ou.

Other symptoms are muscle and joint pains along with general weakness which may persist for many months. Currently, there is no real cure for ciguatera poisoning, thus making prevention extremely important.

"The Department of Pathology has presented a bill (S.B. 1896) for an extensive study of the major ciguatera problem on the Big Island. They hope to examine the conditions over a period of time to determine the factor(s)

that cause ciguatera poisoning to flare up. These conditions would include the water condition and the nutrients therein, the different species of algae causing the bloom of Gambriodiscus toxicus, a microorganism producing ciguatoxin), the various species of fish associated with ciguatera and at what month of the year they are most toxic. Some of these data are available but more needs to be done in order to determine the cause of ciguatera poisoning.

"The testing system devised by the Department of Pathology is now in the hands of a private enterprise and kits to test fishes should be forthcoming. However, the Department of Pathology is continuing to prepare and further optimize the kits on an experimental basis. These kits are available for the public but not for the commercial industry.

"The uncomfortable and often long lasting symptoms of ciguatera poisoning as well as the economic stability of the fishing industry rely on much research and comprehension of the cause of this poisoning. As long as questions exist out there in the reef, ciguatera outbreaks will remain unanswered and periodic toxicity outbreaks will occur, leaving many people at risk to the effects of ciguatera poisoning."

The motion was put by the Chair and carried, S.B. No. 113, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHARACTERIZATION OF NON-CIGUATERA MARINE TOXIN IN REEF FISH AND ALGAE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 600 (S.B. No. 1718, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 600 was adopted and S.B. No. 1718, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 601 (S.B. No. 1171, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 601 was adopted and S.B. No. 1171, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 602 (S.B. No. 248, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 602 was adopted and S.B. No. 248, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE INSTALLATION OF ENERGY EFFICIENT LIGHTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 603 (S.B. No. 818, S.D. 1):

Senator Yamasaki moved that Stand. Com. Rep. No. 603 be adopted and S.B. No. 818, S.D. 1, having been

read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Tungpalan rose to support the measure and said:

"I rise to speak in support of Senate Bill 818, S.D. 1, which proposes to grant public employees the right to three months of unpaid parental leave for the birth or adoption of a child.

"The women of this Senate and state join me in expressing our thanks to the Employment and Ways and Means chairs for moving this measure and bringing it before us. People should not be forced to choose between work and family. We have a tradition of supporting children and family in our culture, but not fully supporting them in our social policies. When we compare this country with other industrialized nations, the United States ranks poorly in several key indicators of children's and families' quality of life. American parents join those families in only two other nations in the world in having to choose between their newborn or newly adopted children or their jobs. In the United States 39 states and two territories already have some form of parental/family leave policies. This bill will make Hawaii the 40th state with a similar family leave policy.

"The Legislative Reference Bureau analyzed this important issue at great length in a 1989 study. The LRB's conclusion was, 'It would be feasible for the Legislature to mandate employers statutorily to grant employees a parental leave to care for a newborn child.' Even at the national level, the United States Congress determined last year that the entire nation could afford a family leave and passed the 'Family and Medical Leave Act.' The bill was, unfortunately, vetoed by President Bush.

"The bonding of a child to its parents is an essential first step to healthy emotional growth. Family leave for workforce parents gives time for the bond to form and develop and strengthen. Currently, most working mothers can take six weeks of paid temporary disability after the birth of a child. An additional time of unpaid leave with a guaranty to job security is an essential step in resolving one of the many dilemmas faced by employees with family obligations -- do you take time off to care for your child and in so doing, risk losing your job? Or do you sacrifice the emotional needs of the child and your family for job security?

"For these reasons, I urge this body to support the passage of this very important legislation. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 603 was adopted and S.B. No. 818, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 604 (S.B. No. 873, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 604 was adopted and S.B. No. 873, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISPLACED LANAI WORKERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).



Stand. Com. Rep. No. 605 (S.B. No. 1073, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 605 was adopted and S.B. No. 1073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 606 (S.B. No. 1186, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 606 was adopted and S.B. No. 1186, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS BY THE STATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 607 (S.B. No. 1235, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 607 and S.B. No. 1235, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 608 (S.B. No. 1236, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 608 and S.B. No. 1236, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 609 (S.B. No. 1237, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 609 and S.B. No. 1237, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 610 (S.B. No. 1239, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 610 was adopted and S.B. No. 1239, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENTS OF THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 611 (S.B. No. 1241, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 611 was adopted and S.B. No. 1241, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 612 (S.B. No. 1286, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 612 was adopted and S.B. No. 1286, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 613 (S.B. No. 1289, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 613 was adopted and S.B. No. 1289, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SHORTAGE CATEGORY CLASSES FOR PUBLIC EMPLOYMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 614 (S.B. No. 1287, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 614 and S.B. No. 1287, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 615 (S.B. No. 1294):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 615 was adopted and S.B. No. 1294, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COMPENSATION OF CRIMINAL INJURIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 616 (S.B. No. 1320):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 616 was adopted and S.B. No. 1320, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 617 (S.B. No. 1322, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 617 and S.B. No. 1322, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONNEL OF THE HAWAII CIVIL RIGHTS COMMISSION," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 618 (S.B. No. 1338, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 618 was adopted and S.B. No. 1338, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SALARIES AND CLASSIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 619 (S.B. No. 1346, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 619

was adopted and S.B. No. 1346, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 620 (S.B. No. 1373, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 620 was adopted and S.B. No. 1373, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 621 (S.B. No. 1537, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 621 was adopted and S.B. No. 1537, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ADJUST THE SALARIES OF UNIVERSITY OF HAWAII ADMINISTRATIVE PROFESSIONAL AND TECHNICAL EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 622 (S.B. No. 1534):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 622 was adopted and S.B. No. 1534, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT COMPENSATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 623 (S.B. No. 1915, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 623 and S.B. No. 1915, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 624 (S.B. No. 484):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 624 was adopted and S.B. No. 484, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATEWIDE CENTER FOR STUDENTS WITH HEARING AND VISUAL IMPAIRMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 625 (S.B. No. 544, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 625 was adopted and S.B. No. 544, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE PARENT-COMMUNITY NETWORKING CENTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 626 (S.B. No. 621, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 626 was adopted and S.B. No. 621, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PROFESSIONAL DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Wong, R.).

Stand. Com. Rep. No. 627 (S.B. No. 695, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 627 was adopted and S.B. No. 695, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BOAT AND WATER SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 628 (S.B. No. 1045, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 628 and S.B. No. 1045, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 629 (S.B. No. 1048, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 629 was adopted and S.B. No. 1048, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF TECHNOLOGY TRANSFER AND ECONOMIC DEVELOPMENT, UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 630 (S.B. No. 1313):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 630 was adopted and S.B. No. 1313, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 631 (S.B. No. 1314, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 631 was adopted and S.B. No. 1314, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 632 (S.B. No. 1337, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 632 was adopted and S.B. No. 1337, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EDUCATIONAL OFFICER CLASSIFICATION AND COMPENSATION ADJUSTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 633 (S.B. No. 1460, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 633 was adopted and S.B. No. 1460, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HAWAII OPPORTUNITY PROGRAM IN EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 634 (S.B. No. 1484, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 634 was adopted and S.B. No. 1484, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EXPANSION OF THE HAWAIIAN LANGUAGE IMMERSION PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 635 (S.B. No. 1511, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 635 was adopted and S.B. No. 1511, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A CLASSROOM LIBRARY INCLUDING A LIBRARY INVENTORY, MOBILE CARTS, AND SHELVING FOR KAPAA ELEMENTARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 636 (S.B. No. 1657, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 636 was adopted and S.B. No. 1657, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO JOB-SEEKING SKILLS AND JOB PLACEMENT FOR SECONDARY SCHOOL STUDENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 637 (S.B. No. 1681, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 637 was adopted and S.B. No. 1681, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE 'NO HOPE IN DOPE' PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 638 (S.B. No. 1683, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 638 was adopted and S.B. No. 1683, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HIGH SCHOOL ATHLETICS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 639 (S.B. No. 2099, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 639 was adopted and S.B. No. 2099, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ONE SECRETARY POSITION AND TWO FIFTEEN PASSENGER VANS FOR STOREFRONT, WAHIAWA, OAHU," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 640 (S.B. No. 8, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 640 was adopted and S.B. No. 8, S.D. 2, 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, 24. Noes, 1 (Reed). Excused, none.

Stand. Com. Rep. No. 641 (S.B. No. 1067, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 641 was adopted and S.B. No. 1067, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OIL INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (George). Excused, none.

Stand. Com. Rep. No. 642 (S.B. No. 1125):

By unanimous consent, Stand. Com. Rep. No. 642 and S.B. No. 1125, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO REVIEW THE LAWS RELATING TO FINANCIAL INSTITUTIONS," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 643 (S.B. No. 1198, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 643 was adopted and S.B. No. 1198, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 644 (S.B. No. 1213, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 644 was adopted and S.B. No. 1213, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION FOR CONSUMERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 645 (S.B. No. 1914, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 645 was adopted and S.B. No. 1914, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE

TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 646 (S.B. No. 33):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 646 was adopted and S.B. No. 33, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO PURCHASE LAND FOR A MAJOR PARK IN CENTRAL OAHU," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 647 (S.B. No. 809, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 647 was adopted and S.B. No. 809, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN AND CONSTRUCTION OF A BIKE PATH AND WALKWAY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 648 (S.B. No. 1053):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 648 was adopted and S.B. No. 1053, entitled: "A BILL FOR AN ACT RELATING TO THE WILDLIFE REVOLVING FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 649 (S.B. No. 1311, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 649 was adopted and S.B. No. 1311, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 650 (S.B. No. 1377, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 650 was adopted and S.B. No. 1377, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 651 (S.B. No. 1595, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 651 was adopted and S.B. No. 1595, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE INDUSTRIAL PARK SPECIAL FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 652 (S.B. No. 1131, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 652 be adopted and S.B. No. 1131, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Koki spoke in support of the measure and remarked:

"Mr. President, I'd like to add a few remarks in favor of this bill.

"Mt. Olomana is considered by many Windward residents to be the Diamond Head of the windward side. Preservation of Mt. Olomana is important not only to the windward side but all of Hawaii. I encourage my colleagues to vote to preserve this valuable, scenic and historical landmark. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 652 was adopted and S.B. No. 1131, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 348, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 348, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLISION INSURANCE FOR RENTED MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 178, S.D. 1:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 178, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION BUDGETS AND RESERVES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1250:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 1250, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASEHOLDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 290, S.D. 1:

By unanimous consent, S.B. No. 290, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALES TO OWNER-OCCUPANTS," was recommitted to the Committee on Housing and Hawaiian Programs.

S.B. No. 2097, S.D. 1:

On motion by Senator Crozier, seconded by Senator Fernandes Salling and carried, S.B. No. 2097, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 2050, S.D. 1:

On motion by Senator Crozier, seconded by Senator Holt and carried, S.B. No. 2050, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN WATER RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1536:

On motion by Senator Mizuguchi, seconded by Senator Crozier and carried, S.B. No. 1536, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1344, S.D. 1:

On motion by Senator Holt, seconded by Senator Solomon and carried, S.B. No. 1344, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 661 (S.B. No. 215, S.D. 2):

On motion by Senator Chang, seconded by Senator Ikeda and carried, Stand. Com. Rep. No. 661 was adopted and S.B. No. 215, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 276, S.D. 1:

On motion by Senator Chang, seconded by Senator Ikeda and carried, S.B. No. 276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONDEGRADABLE SOLID WASTE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1819, S.D. 1:

On motion by Senator Chang, seconded by Senator Ikeda and carried, S.B. No. 1819, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LEASES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 940, S.D. 1:

On motion by Senator McCartney, seconded by Senator Tungpalan and carried, S.B. No. 940, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 249, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 249, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY BUILDING CODES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Koki). Excused, none.

S.B. No. 1188, S.D. 1:

On motion by Senator Chang, seconded by Senator Ikeda and carried, S.B. No. 1188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1469, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1469, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1822, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 1822, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 2085, S.D. 1:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 2085, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USED CARS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 104, S.D. 1:

Senator Blair moved that S.B. No. 104, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator McMurdo rose to speak against the measure and said:

"Mr. President, I rise to speak against this bill.

"I never thought that I would ever rise to speak against any initiative bill that came on the floor of this Senate, but I feel that this bill is only an illusion of initiative. It's so emasculated that I would call this a 'hushpuppy' bill.

"For those of you who do not know what a hushpuppy is, down in the deep South when they have a fish-fry and usually ... this was really in the old days ... everybody would be gathered at the fish camp, including all the men who had been hunting rabbits and they'd have their hounds there, and the children would be there, and the

minute the cooks started to fry the catfish the smell would attract the dogs so the cooks used to dip into the batter and fry them into little balls. They'd throw these to the dogs and they'd say, 'Now, you hush, puppy.' And that's exactly the way I feel about this bill.

"I think this is a hushpuppy that's been tossed to the people of this state who really treasure and value their democratic process of the indirect initiative.

"Those who have done Poipu; those who have done the Date-Laau initiative, those who have done the Ft. DeRussy initiative; the Hapuna; the Sandy Beach; will not be satisfied with a hushpuppy. They want the whole meal. Thank you very much."

Senator Chang then rose to speak in support of the bill and said:

"Mr. President, I rise to correct the good Senator from Waikiki. This is not the first time she has stood in opposition to an initiative bill. When I served as chairman of the Judiciary Committee, I advanced to the floor of the Senate a bill that she took umbrage with, if she will recall.

"I believe that the present chairman of the Judiciary Committee has done a good job in forming what I think is a vehicle for discussion. I think that there are many concepts we've entertained over the last several weeks that are worthy of further discussion, and I think that these concepts are contained in vehicles that are now advancing to the House for their ideas, their thoughts, their responses.

"So with respect to the specifics and details of the present bill, I think that there is less to be objected to at this time and that we should wait until the final formulation and compromise has been developed before we apply any kind of pejorative to the vehicle that we have today. Thank you."

Senator McMurdo responded:

"Mr. President, I rise to speak to the previous speaker's remarks.

"Compromise is one thing, but emasculation is another. And you're right, the bill that the good Senator put in when he was Judiciary chairman was almost as bad as this one. Thank you."

Senator Blair rose to speak in support of the measure and remarked:

"Mr. President, I rise to speak in favor of the bill.

"I, of course, had the opportunity to write the committee report and I trust that most of the members will have read it so I won't repeat it. I went into great detail as to why I think this is an excellent bill.

"This is not a new idea. I floated this bill when I was a member of the House six years ago. At that point ... I believe it was six years ago ... a freshman Senator came over and testified against the bill, manifesting the same all-or-nothing attitude that we've heard spoken here on the floor today. It's too bad that bill didn't pass six years ago because it would have provided a vehicle for the public to present an initiative on that subject matter. Under the terms of the bill six years ago, we would have a floor vote in both chambers or, in the alternative, it would be on the ballot for the public.

"It's unfortunate that some people denigrate efforts at compromise. It's unfortunate that some people have an

all-or-nothing attitude. And I think that people who have an all-or-nothing attitude, at some level of their psyches, prefer to be on the losing side and feel themselves virtuous rather than achieve some compromise which meets the legitimate needs of all parties. That's an unfortunate psychological profile for a legislator.

"In any event, Mr. President, we have to recognize that the opponents of initiative raised some good points. We are, in fact, a very small and heterogeneous population. The possibility exists that an initiative could be quite divisive within our community in some circumstances. The balance that's achieved by this bill is an important one. It preserves for the Legislature its rights to intervene completely and with all of its powers if it chooses to do so.

"What we've been criticized for over the 17 years that I've been here, Mr. President, is not any issue that we've had a floor vote on. At least there's been no procedural concern addressed. Some may disagree with the particular vote. Where we've been criticized from a process perspective, and initiative is an attempt to address problems in process not in substance, has been where we have a chairman decide an issue, such as your present chairman of the Judiciary Committee's unilateral decision not to hear a death penalty bill, or in other circumstances where it's been the decision of a committee not to report a bill to the floor, and the public believes that the committee position does not reflect the sentiment of the entire Senate. It's been those instances, where there's been conclusory action before a bill reaches the floor, that we've been criticized on a process basis. This bill addresses those process concerns absolutely. It's not half-a-loaf on the process issue. The public will have the opportunity for us to vote up, down, or sideways on the floor and if we choose not to, then the matter goes onto the ballot for the public to address the policy issues.

"I take offense that anyone would characterize this as a hushpuppy or an emasculation. I think it is a very important bill. What this bill will do is provide us with some experience with the initiative process, so that the next constitutional convention will not be dealing with the issue in an abstract form and talking about California. We will have actual experience in our home state. I think it's unfortunate for anyone to say that that isn't important. Thank you."

Senator McMurdo then remarked:

"Mr. President, it's unfortunate that our honorable chair of the Judiciary Committee could not have kept his remarks as eloquent as his committee report, but has to stoop to personal slurs. I might add that this particular Senator has certainly changed his tune when it comes to initiative because, before, he voted unanimously for a solid bill which has the support of the people."

The motion was put by the Chair and carried, S.B. No. 104, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR THE INDIRECT INITIATIVE PROCESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (McMurdo). Excused, none.

S.B. No. 133, S.D. 1:

Senator Blair moved that S.B. No. 133, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair spoke in support of the measure and said:

"Mr. President, I rise to speak in favor of Senate Bill 133, S.D. 1, which applies greater penalties to individuals whose victims are children under the age of 10, developmentally disabled persons or mentally retarded persons. It is entirely appropriate to impose a tougher sentence on people who victimize society's more vulnerable members."

The motion was put by the Chair and carried, S.B. No. 133, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

At 1:01 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:11 o'clock p.m. with the Senate President in the Chair.

Stand. Com. Rep. No. 672 (S.B. No. 140, S.D. 2):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 672 was adopted and S.B. No. 140, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

At 1:12 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:13 o'clock p.m.

Stand. Com. Rep. No. 673 (S.B. No. 159, S.D. 1):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 673 was adopted and S.B. No. 159, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 674 (S.B. No. 689, S.D. 1):

Senator Blair moved that Stand. Com. Rep. No. 674 be adopted and S.B. No. 689, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Holt.

Senator Blair rose to speak in support of the bill and said:

"Mr. President, I speak in favor of Senate Bill 689, S.D. 1, which provides that, when health care workers or emergency service workers are exposed to a patient's blood or bodily fluid, they can be advised of the HIV status of the patient without the patient's consent.

"Under current law there have been few, maybe only one, cases where the patient refused to allow their blood to be tested for the HIV virus after medical or emergency service personnel were exposed to the patient's blood or bodily fluids. This bill recognizes the right of emergency service workers and health care workers who perform what are usually life saving procedures for a patient to be advised of that patient's HIV status, in cases where their

exposure to blood or bodily fluids was to a degree capable of transmitting the HIV virus.

"I urge my colleagues to vote for this bill as a way to encourage health care workers and emergency service workers to make every effort on behalf of all patients. They are truly performing a heroic task, as the HIV virus is now present in approximately 1% of our population. They deserve our complete support and this bill gives it."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 674 was adopted and S.B. No. 689, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1956, S.D. 1:

On motion by Senator Fernandes Salling, seconded by Senator Cobb and carried, S.B. No. 1956, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 676 (S.B. No. 1584, S.D. 2)

By unanimous consent, Stand Com. Rep. No. 676 and S.B. No. 1584, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCTS," were recommitted to the Committee on Health and Human Services.

S.B. No. 1567, S.D. 1:

On motion by Senator McMurdo, seconded by Senator Levin and carried, S.B. No. 1567, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 4 (Cobb, Crozier, Holt, Mizuguchi). Excused, none.

S.B. No. 1406:

By unanimous consent, action on S.B. No. 1406 was deferred to the end of the calendar.

S.B. No. 1126, S.D. 1:

On motion by Senator McMurdo, seconded by Senator Levin and carried, S.B. No. 1126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UTILIZATION REVIEW AND MANAGED CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 153, S.D. 1:

On motion by Senator McMurdo, seconded by Senator Crozier and carried, S.B. No. 153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE DOGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1305, S.D. 1:

On motion by Senator McMurdo, seconded by Senator Fernandes Salling and carried, S.B. No. 1305, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING IN PUBLIC PLACES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1247, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 1247, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 180, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 180, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING FINANCE AND DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 702, S.D. 1:

By unanimous consent, S.B. No. 702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was recommitted to the Committee on Housing and Hawaiian Programs.

S.B. No. 388, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 388, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PUBLIC REPORTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 393, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 393, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1248, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 1248, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1766, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 1766, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR

ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (McCartney). Excused, none.

S.B. No. 1249, S.D. 1:

On motion by Senator Crozier seconded by Senator Fernandes Salling and carried, S.B. No. 1249, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING FINANCE AND DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 690 (S.B. No. 592, S.D. 3):

By unanimous consent, Stand. Com. Rep. No. 690 and S.B. No. 592, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 691 (S.B. No. 546):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 691 was adopted and S.B. No. 546, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII'S PLANTATION VILLAGE PROJECT OF THE WAIPAHU CULTURAL PARK," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 692 (S.B. No. 1330, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 692 was adopted and S.B. No. 1330, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOLIDAYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 693 (S.B. No. 1462):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 693 was adopted and S.B. No. 1462, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOVING IMAGE PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 694 (S.B. No. 1801):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 694 was adopted and S.B. No. 1801, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR STRENGTHENING THE HAWAII INTERNATIONAL FILM FESTIVAL OUTREACH PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 695 (S.B. No. 925, S.D. 2):



On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 695 was adopted and S.B. No. 925, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 696 (S.B. No. 1273, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 696 was adopted and S.B. No. 1273, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A FOREST STEWARDSHIP," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 697 (S.B. No. 1378, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 697 was adopted and S.B. No. 1378, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATURAL AREA PARTNERSHIPS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 698 (S.B. No. 1523, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 698 was adopted and S.B. No. 1523, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT MINERAL RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 699 (S.B. No. 1525, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 699 was adopted and S.B. No. 1525, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MARINE AND COASTAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 700 (S.B. No. 353, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 700 was adopted and S.B. No. 353, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 701 (S.B. No. 355, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 701 was adopted and S.B. No. 355, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE KOLOA/POIPU BYPASS, KAUAI COUNTY,"

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

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 702 (S.B. No. 440, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 702 was adopted and S.B. No. 440, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 703 (S.B. No. 442, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 703 was adopted and S.B. No. 442, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINES AND FORFEITURES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 704 (S.B. No. 472, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 704 was adopted and S.B. No. 472, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SERVICE COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 705 (S.B. No. 502, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 705 was adopted and S.B. No. 502, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 706 (S.B. No. 539, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 706 was adopted and S.B. No. 539, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 707 (S.B. No. 1222, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 707 was adopted and S.B. No. 1222, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CERTIFICATE FOR LIQUOR LICENSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 708 (S.B. No. 1223):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 708 was adopted and S.B. No. 1223, entitled: "A BILL FOR AN ACT RELATING TO THE FUEL TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 709 (S.B. No. 1226):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 709 was adopted and S.B. No. 1226, entitled: "A BILL FOR AN ACT RELATING TO COUNTY FUEL TAX CHANGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 710 (S.B. No. 1296):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 710 was adopted and S.B. No. 1296, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL FACILITY REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 711 (S.B. No. 1847, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 711 was adopted and S.B. No. 1847, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MAKING AN APPROPRIATION TO UPGRADE THE TELECOMMUNICATIONS SYSTEM OF THE HONOLULU POLICE DEPARTMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 712 (S.B. No. 246):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 712 was adopted and S.B. No. 246, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 713 (S.B. No. 372, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 713 was adopted and S.B. No. 372, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CENTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 714 (S.B. No. 401, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 714 was adopted and S.B. No. 401, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY CHILDHOOD PROGRAM TUITION

ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 715 (S.B. No. 402, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 715 was adopted and S.B. No. 402, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FAMILY HELP PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 716 (S.B. No. 420, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 716 was adopted and S.B. No. 420, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 717 (S.B. No. 430, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 717 was adopted and S.B. No. 430, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A MOBILE THERAPY TEAM PROGRAM FOR INFANTS AND TODDLERS WITH DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 718 (S.B. No. 487, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 718 was adopted and S.B. No. 487, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS, AND CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 719 (S.B. No. 648, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 719 was adopted and S.B. No. 648, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 720 (S.B. No. 693, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 720 was adopted and S.B. No. 693, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NURSING HOME WITHOUT WALLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 721 (S.B. No. 733, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 721 was adopted and S.B. No. 733, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 722 (S.B. No. 963, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 722 was adopted and S.B. No. 963, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 723 (S.B. No. 1120, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 723 was adopted and S.B. No. 1120, S.D. 1, entitled: "A BILL FOR AN ACT APPROPRIATION FOR OUTREACH HELP TO INJECTION DRUG USERS AND SEXUAL PARTNERS OF INJECTION DRUG USERS FOR PREVENTION OF TRANSMISSION OF THE HIV VIRUS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1157, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1157, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF REFUNDING SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE EVANGELICAL LUTHERAN GOOD SAMARITAN SOCIETY IN PROVIDING A HEALTH CARE FACILITY TO THE GENERAL PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 725 (S.B. No. 1349):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 725 was adopted and S.B. No. 1349, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL CARE SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 726 (S.B. No. 1351, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 726 was adopted and S.B. No. 1351, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CREATION OF THE RANDOLPH-SHEPPARD REVOLVING ACCOUNT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 727 (S.B. No. 1353, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 727 was adopted and S.B. No. 1353, S.D. 1, 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, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 728 (S.B. No. 1354):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 728 was adopted and S.B. No. 1354, 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, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 729 (S.B. No. 1404, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 729 was adopted and S.B. No. 1404, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LITERACY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Levin). Excused, none.

Stand. Com. Rep. No. 730 (S.B. No. 1498, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 730 was adopted and S.B. No. 1498, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR GAP BUDGETING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1516, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1516, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 732 (S.B. No. 1572, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 732 was adopted and S.B. No. 1572, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 733 (S.B. No. 1573, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 733 was adopted and S.B. No. 1573, S.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO ASSISTANCE PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 734 (S.B. No. 1612, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 734 was adopted and S.B. No. 1612, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID ELIGIBILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 735 (S.B. No. 1736, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 735 was adopted and S.B. No. 1736, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE WAIANAE ADOLESCENT HEALTH NETWORK," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 736 (S.B. No. 1775, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 736 was adopted and S.B. No. 1775, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PEDIATRIC IMMUNOLOGY PROGRAM FOR CHILDREN INFECTED WITH HUMAN IMMUNODEFICIENCY VIRUS (HIV)," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 737 (S.B. No. 1224, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 737 was adopted and S.B. No. 1224, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION OF COUNTY TRANSPORTATION SYSTEMS UNDER THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 738 (S.B. No. 1403, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 738 and S.B. No. 1403, S.D. 2, was deferred to the end of the calendar.

Stand. Com. Rep. No. 739 (S.B. No. 480):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 739 was adopted and S.B. No. 480, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH SERVICES FOR PERSONS WHO ARE DEAF AND HARD-OF-HEARING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 740 (S.B. No. 2114, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 740 was adopted and S.B. No. 2114, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ALA MOANA GATEWAY IMPROVEMENT PROJECT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 741 (S.B. No. 976, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 741 was adopted and S.B. No. 976, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING FINANCE AND DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 742 (S.B. No. 1858, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 742 was adopted and S.B. No. 1858, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF YOUTH SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 743 (S.B. No. 1737, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 743 was adopted and S.B. No. 1737, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM FOR THE COMMUNITY-BASED DEVELOPMENT PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 744 (S.B. No. 631, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 744 was adopted and S.B. No. 631, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 745 (S.B. No. 179):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 745 was adopted and S.B. No. 179, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A CONDOMINIUM PROJECT POSITION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 746 (S.B. No. 1209):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 746 was adopted and S.B. No. 1209, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSIONER OF FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 747 (S.B. No. 1372, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 747 was adopted and S.B. No. 1372, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 748 (S.B. No. 999, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 748 was adopted and S.B. No. 999, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 749 (S.B. No. 1158, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 749 was adopted and S.B. No. 1158, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE HISTORY CENTER OR MUSEUM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 750 (S.B. No. 1231, S.D. 1):

By unanimous consent, Stand. Com. Rep. No. 750 and S.B. No. 1231, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR EMPLOYMENT OF VOCATIONAL REHABILITATION REFERRALS," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 751 (S.B. No. 1408, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 751 was adopted and S.B. No. 1408, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTEGRATED SOLID WASTE MANAGEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 752 (S.B. No. 2013, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 752 was adopted and S.B. No. 2013, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GAMES OF CHANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (George, Ikeda, Kobayashi, B., Koki, Levin, Matsuura, Reed). Excused, none.

Stand. Com. Rep. No. 753 (S.B. No. 808, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 753 be adopted and S.B. No. 808, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Hagino requested a ruling from the Chair as follows:

"Mr. President, I would like a ruling on a conflict of interest. I work for the company that is mentioned in this bill."

The Chair inquired:

"Are you a director of the company?"

Senator Hagino responded:

"I'm an employee."

The Chair ruled that Senator Hagino was not in conflict.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 753 was adopted and S.B. No. 808, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A FEEDS MILL LABORATORY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 754 (S.B. No. 1076, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 754 was adopted and S.B. No. 1076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 755 (S.B. No. 831, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 755 be adopted and S.B. No. 831, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Blair rose to speak in support of the bill and said:

"Mr. President, I speak in favor of Senate Bill 831, S.D. 2, which provides limited immunity to the men and women who volunteer as managers, coaches, umpires and referees for non-profit sports associations.

"The children of our community benefit from the athletic opportunities provided by organized sports. Unfortunately, it is increasingly difficult to find managers, coaches, instructors, umpires, organizers and referees in part because of concern for their personal assets if a child is injured and files suit. Another problem is the cost to the children and their families to participate. A big part of the participation fees are used to pay for liability insurance. This cost sometimes prevents children from participating.

"This bill does not grant absolute immunity. In instances where the adult volunteer engages in acts which create a substantial risk of actual harm, they will still be

liable. However, there have been unfortunate instances where the normal and inevitable risks of athletic competition are the basis for suits against volunteer coaches, managers, instructors and umpires. Even just the risk of such cases is effecting insurance rates and the participation of volunteers and children.

"Your Committee has amended the bill to include a repeal after three years. This will coincide with the general review of the 1986 tort law amendments. At that time, we will see if this bill accomplished its intended purpose. If so, it can be reenacted as permanent legislation.

"I urge my colleagues to support youth sports activities in our state by voting in favor of this bill."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 755 was adopted and S.B. No. 831, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL IMPROVEMENTS AND SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 756 (S.B. No. 1792, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 756 was adopted and S.B. No. 1792, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 757 (S.B. No. 9, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 757 was adopted and S.B. No. 9, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF ENVIRONMENTAL PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 758 (S.B. No. 2122, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 758 was adopted and S.B. No. 2122, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SOCIAL AND EMPLOYMENT SERVICES INCUBATOR PROJECT FOR THE WEST OAHU REGION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 759 (S.B. No. 1901, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 759 was adopted and S.B. No. 1901, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AN INTERNATIONAL FLIGHT TRAINING CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 760 (S.B. No. 1538, S.D. 2):

By unanimous consent, Stand. Com. Rep. No. 760 and S.B. No. 1538, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 761 (S.B. No. 1381, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 761 was adopted and S.B. No. 1381, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CREATION OF A COMMISSION FOR PERFORMANCE STANDARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 762 (S.B. No. 864, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 762 was adopted and S.B. No. 864, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS INNOVATION RESEARCH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 763 (S.B. No. 1130, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 763 was adopted and S.B. No. 1130, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX RELIEF FOR DEPLOYED MILITARY PERSONNEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 764 (S.B. No. 532):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 764 was adopted and S.B. No. 532, entitled: "A BILL FOR AN ACT RELATING TO CLASS SIZE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 765 (S.B. No. 1390, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 765 was adopted and S.B. No. 1390, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 766 (S.B. No. 870, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 766 was adopted and S.B. No. 870, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A MARINE GERMPASM COLLECTION CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1379, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1379, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (McMurdo). Excused, none.

Stand. Com. Rep. No. 768 (S.B. No. 1410, S.D. 1):

By unanimous consent, action on Stand. Com. Rep. No. 768 and S.B. No. 1410, S.D. 1, was deferred to the end of the calendar.

S.B. No. 1333:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1333, entitled: "A BILL FOR AN ACT RELATING TO THE WAIKIKI AQUARIUM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 721, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 721, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1393:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1393, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 772 (S.B. No. 1702, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 772 was adopted and S.B. No. 1702, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 773 (S.B. No. 12, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 773 was adopted and S.B. No. 12, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMPLETION OF CONSTRUCTION OF THE PEARL CITY PERFORMING ARTS CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 774 (S.B. No. 626, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 774 was adopted and S.B. No. 626, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL/COMMUNITY-BASED MANAGEMENT OF THE PUBLIC SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 775 (S.B. No. 1039, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 775 was adopted and S.B. No. 1039, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL/LEASE MOTOR VEHICLE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 776 (S.B. No. 1706, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 776 was adopted and S.B. No. 1706, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (George, Koki, Reed). Excused, none.

Stand. Com. Rep. No. 777 (S.B. No. 1340, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 777 was adopted and S.B. No. 1340, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (George, Koki, Reed). Excused, none.

Stand. Com. Rep. No. 778 (S.B. No. 1424, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 778 was adopted and S.B. No. 1424, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROSECUTING ATTORNEYS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Reed). Excused, none.

Stand. Com. Rep. No. 779 (S.B. No. 1110, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 779 was adopted and S.B. No. 1110, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTIVE SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 780 (S.B. No. 2055, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 780 was adopted and S.B. No. 2055, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL COMMERCIAL DISPUTE RESOLUTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1778, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1778, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SPECIAL AND REVOLVING FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 782 (S.B. No. 543, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 782 was adopted and S.B. No. 543, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 783 (S.B. No. 100):

By unanimous consent, Stand. Com. Rep. No. 783 and S.B. No. 100, entitled: "A BILL FOR AN ACT RELATING TO ALTERNATIVE DISPUTE RESOLUTION," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 784 (S.B. No. 125):

Senator Yamasaki moved that Stand. Com. Rep. No. 784 be adopted and S.B. No. 125, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Blair rose to speak in support of the measure as follows:

"Mr. President, I speak in favor of Senate Bill 125. This bill did not get any media coverage but it is an important bill because it will make our court system more efficient. Our district or circuit court cashiers process thousands of small charges that must be paid when litigants file various documents. This bill eliminates many of these charges and saves the time and effort now expended by court staff and members of the public and the bar who are required to issue, process and reconcile these small transactions. To avoid any revenue loss to the state, the charge for the initial filing of a complaint is increased. What we are doing is following the example of the Federal District Court and charging a single fee up front, instead of nicking the parties for numerous smaller amounts throughout the litigation. It is simply a more efficient way to do business. For that reason, I urge the members of the Senate to vote aye on Senate Bill 125."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 784 was adopted and S.B. No. 125, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT AND CIRCUIT COURT COSTS AND FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 785 (S.B. No. 139, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 785 be adopted and S.B. No. 139, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Blair spoke in support of the bill and said:

"Mr. President, I speak in favor of Senate Bill 139, S.D. 2, which changes the family courts from district courts to circuit courts.

"Mr. President, this means that family court judges will be appointed by the governor and submitted to the State Senate for public hearing and for us to advise and consent to their appointments. It means that we recognize that the issues confronting our family court judges are as emotional, complex and important as the civil and criminal issues now facing our circuit judges.

"I handled civil, criminal and family court trials over the last ten years and believe that the stakes in family court are higher than in either criminal or civil court. Family courts must deal with the break up of the family, our most important social unit. If you want to appreciate a judicial burden, you should observe our family court judges as they determine who will have custody of a child or whether a child will be put into a foster home. These are decisions which require our best minds and our best hearts. The wisdom of Solomon was, you will recall, demonstrated in a family law case. Therefore I think it is imperative that we recognize the importance of our family courts and elevate these courts to the same classification as the courts with civil cases above \$5,000 and criminal cases that involve possible incarceration. For that reason, I urge the members to support Senate Bill 139, S.D. 2."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 785 was adopted and S.B. No. 139, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 786 (S.B. No. 788, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 786 was adopted and S.B. No. 788, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STATEWIDE CONFERENCE ON CRIMES AGAINST WOMEN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 787 (S.B. No. 789, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 787 was adopted and S.B. No. 789, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEVELOPMENT OF COMMUNITY STANDARDS WHICH DEFINE VIOLENT SEXUAL BEHAVIOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 788 (S.B. No. 791, S.D. 2):



On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 788 was adopted and S.B. No. 791, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE COMMISSION ON THE STATUS OF WOMEN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 789 (S.B. No. 1263):

By unanimous consent, Stand. Com. Rep. No. 789 and S.B. No. 1263, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATIONS BY THE ATTORNEY GENERAL AND THE COUNTY PROSECUTING ATTORNEYS," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 790 (S.B. No. 795, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 790 be adopted and S.B. No. 795, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator A. Kobayashi, in support of the measure, said:

"Mr. President, we just voted on many bills from the Women's Caucus crime package and we would like to thank the chairman of the Judiciary Committee and the chairman of the Ways and Means Committee for their cooperation in helping us move this package of bills on crimes against women. We thank you."

The motion was put by the Chair and carried Stand. Com. Rep. No. 790 was adopted and S.B. No. 795, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE COMMITTEE ON GENDER AND OTHER FAIRNESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 791 (S.B. No. 817, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 791 was adopted and S.B. No. 817, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 792 (S.B. No. 1167, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 792 be adopted and S.B. No. 1167, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Blair supported the measure and stated:

"Mr. President, I speak in favor of Senate Bill 1167, S.D. 2, which establishes a juvenile justice information system to collect, analyze and disseminate juvenile offender information for use by juvenile justice agencies in carrying out their responsibilities.

"Your Committee wishes to emphasize that doing a better job of intervening and directing our youngest offenders away from future criminal conduct does both the child and society a favor. This bill will result in a more

informed juvenile justice system which can better respond to each child who comes under the jurisdiction of the family court."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 792 was adopted and S.B. No. 1167, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF A JUVENILE JUSTICE INFORMATION SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 793 (S.B. No. 1258, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 793 was adopted and S.B. No. 1258, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 794 (S.B. No. 1797, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 794 was adopted and S.B. No. 1797, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 795 (S.B. No. 1839, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 795 was adopted and S.B. No. 1839, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BLOOD AND SALIVA TESTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 796 (S.B. No. 1841, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 796 be adopted and S.B. No. 1841, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Blair rose to speak in support of the bill and said:

"Mr. President, I speak in favor of Senate Bill 1841, S.D. 2, relating to drug demand reduction fines. This bill imposes an additional fine for convicted drug distributors. This is in addition to the other penalties now provided by the penal code.

"The money is to be used for drug treatment, drug prevention and drug education programs. It is very just and appropriate to take the profits from illegal drug sales and use that money to reduce future demand for drugs. We need more money for programs which attempt to reduce the drug problem in our community. What better source to pay for it than those who profit from drug sales. I urge my colleagues to support this just and appropriate measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 796 was adopted and S.B. No. 1841, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DRUG DEMAND REDUCTION FINES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 797 (S.B. No. 1842, S.D. 2):

Senator Yamasaki moved that Stand. Com. Rep. No. 797 be adopted and S.B. No. 1842, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator A. Kobayashi.

Senator Blair supported the bill and remarked:

"Mr. President, I rise to speak in favor of Senate Bill 1842, S.D. 2, relating to substance abuse. This bill provides for a more coordinated drug abuse prevention, treatment and control effort. It also requires private health care providers and insurers to submit reports to the Department of Health regarding substance abuse treatments and services. There are many good programs which will be funded by this bill. I know my colleagues recognize that a lot of criminal activity is drug related. That is, crimes committed to acquire money for drugs or committed when a drug user's behavior is influenced by the effects of the drugs. This bill is a very important part of our effort to reduce crime in our community and should have the strong support of all members."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 797 was adopted and S.B. No. 1842, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 798 (S.B. No. 94, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 798 was adopted and S.B. No. 94, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (George, Koki, Reed). Excused, none.

Stand. Com. Rep. No. 799 (S.B. No. 103, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 799 was adopted and S.B. No. 103, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 800 (S.B. No. 115, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 800 was adopted and S.B. No. 115, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII UNDERSEA RESEARCH LABORATORY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 801 (S.B. No. 163):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 801 was adopted and S.B. No. 163, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 802 (S.B. No. 200, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 802 was adopted and S.B. No. 200, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 803 (S.B. No. 277, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 803 was adopted and S.B. No. 277, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST UTILITIES SERVING THE GENERAL PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 804 (S.B. No. 431, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 804 was adopted and S.B. No. 431, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ETV HAWAII/ELEPHANT TELEVISION, INC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 805 (S.B. No. 1176, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 805 was adopted and S.B. No. 1176, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SOLAR ECLIPSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 806 (S.B. No. 1243, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 806 was adopted and S.B. No. 1243, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 807 (S.B. No. 1388):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 807 was adopted and S.B. No. 1388, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII FILM FACILITY SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 808 (S.B. No. 1398, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 808 was adopted and S.B. No. 1398, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF FUNDS AMONG BUSINESS LOAN REVOLVING FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (George, Reed). Excused, none.

Stand. Com. Rep. No. 809 (S.B. No. 1522, S.D. 2):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 809 was adopted and S.B. No. 1522, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GRANT OF A FRANCHISE FOR THE ISLAND OF MAUI TO MAUI ELECTRIC COMPANY, LIMITED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 810 (S.B. No. 1596, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 810 was adopted and S.B. No. 1596, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 811 (S.B. No. 1726, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 811 was adopted and S.B. No. 1726, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Reed). Excused, none.

Stand. Com. Rep. No. 812 (S.B. No. 1892, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 812 was adopted and S.B. No. 1892, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST OLOKELE SUGAR COMPANY IN IMPROVING ITS ELECTRICAL POWER GENERATION CAPABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 813 (S.B. No. 1998):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 813 was adopted and S.B. No. 1998, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 814 (S.B. No. 2135, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 814 was adopted and S.B. No. 2135, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Reed). Excused, none.

S.B. No. 712:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 712, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Reed). Excused, none.

S.B. No. 732, S.D. 1:

By unanimous consent, action on S.B. No. 732, S.D. 1, was deferred to the end of the calendar.

S.B. No. 1216, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1216, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX PAYMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1217:

By unanimous consent, S.B. No. 1217, entitled: "A BILL FOR AN ACT RELATING TO THE PAYMENT OF INTEREST ON TAXES," was recommitted to the Committee on Ways and Means.

S.B. No. 1218, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1218, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RETURN FILING REQUIREMENTS FOR THE PUBLIC SERVICE COMPANY TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1812, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 1812, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 2025, S.D. 1:

By unanimous consent, S.B. No. 2025, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX," was recommitted to the Committee on Ways and Means.

S.B. No. 1843, S.D. 1:

By unanimous consent, action on S.B. No. 1843, S.D. 1, was deferred to the end of the calendar.

Stand. Com. Rep. No. 823 (S.B. No. 1347, S.D. 2):

On motion by Senator Blair, seconded by Senator Holt and carried, Stand. Com. Rep. No. 823 was adopted and S.B. No. 1347, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE AND WELFARE SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

At 1:46 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:12 o'clock p.m.

#### ORDER OF THE DAY

#### MATTERS DEFERRED FROM EARLIER ON THE CALENDAR

S.B. No. 1850, S.D. 1:

On motion by Senator Nakasato, seconded by Senator McMurdo and carried, S.B. No. 1850, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC CONCESSIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Ikeda).

S.B. No. 399, S.D. 1:

By unanimous consent, S.B. No. 399, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRIBUTION OF SMOKELESS TOBACCO PRODUCTS," was recommitted to the Committee on Health and Human Services.

S.B. No. 1121, S.D. 1:

On motion by Senator McMurdo, seconded by Senator Levin, S.B. No. 1121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," having been read throughout, and Roll Call vote having been requested, failed to pass Third Reading on the following showing of Ayes and Noes:

Ayes, 11. Noes, 13 (Aki, Cobb, Crozier, Holt, Iwase, Kobayashi, A., Koki, Matsuura, Mizuguchi, Nakasato, Solomon, Yamasaki., George). Excused, 1 (Ikeda).

S.B. No. 765:

Senator Tungpalan moved that S.B. No. 765, having been read throughout, pass Third Reading, seconded by Senator B. Kobayashi.

Senator McMurdo rose to speak in support of the bill as follows:

"Mr. President, I would like to speak in favor of this bill

"Hawaii is unique because it is the only state in the union which has had a state fish, which everybody remembers. They may not be able to pronounce it but they know what it is, and for the last year we have been bereft because we have had no state fish at all. The passage of this bill would rectify this pitiful situation. This fish which is the little fish with the longest name is renowned in song and story and dance and it's known all over the world. I urge my colleagues to vote for this. Thank you."

Senator Crozier also spoke in support of the measure and said:

"Mr. President, thank you very much for giving me this opportunity to share a few thoughts with you on this cute little fish.

"Mr. President, five, six years ago, seven years ago, I forget when, we went through the whole experience of choosing a fish. Many fishes ran for the position of state fish -- the 'humuhumunukunukuapuaa,' the 'aweoweo,' the 'manini,' what else, all kinds of other fishes. One of the most important fishes that symbolizes what Hawaii represents or is was left out.

"Mr. President, I was the supporter of the lowly 'akule.' The akule is just a mackerel and under the strain of fishes, the swordfish, which some people think is the alii's fish; other people think the aweoweo is the alii's fish. Everybody wants to relate to the alii's fish. But I thought it would be appropriate that we dedicated a fish that the working man looked on for sustenance as the state fish.

"However, minds greater than mine rejected my thoughts. They didn't realize that it is one of the cheapest fishes that people can get today. They don't realize that many of our people educate their kids by catching akule. Lot of people get their recreation by doing down to the piers or going down to the bays and throwing their hooks off the shoreline or the piers and have that entertainment. But that's all been forgotten. And that's all fading as we evolve into a new society.

"But, Mr. President, I have to say the people of Hawaii chose the humuhumunukunukuapuaa as the state fish, so who are the supporters of the akule? Me and my wife and my two kids. Nobody else wanted to back us up. But we're team players and we went along with supporting this fish. However, we didn't concede until the humuhumunukunukuapuaa came on the radio in a song and taught the little children of Hawaii how to say his name. But the thing is, the person or the fish's voice is identical to the good governor upstairs. I think our governor should be the state fish -- the voice, anyway.

"With that, I ask all the guys who support the akule to cast their votes for the humuhumunukunukuapuaa. Thank you, Mr. President."

The Chair responded:

"Senator Crozier, your comments sound a little fishy to me."

Senator Matsuura then said:

"Mr. President, if the state fish was to be judged on taste, the chairmen of the Ways and Means Committee and the Science and Technology Committee would have submitted the name of another fish. However, since a bill died, all of you can vote for this fish now. Thank you."

Senator McMurdo then remarked:

"Mr. President, can you imagine what the tourists who come to our fair city would think if the good Senator from the Big Island's nominee had won. They'd go, ughhh!"

Senator Matsuura responded:

"Mr. President, we were going to nominate the 'manini.'

Senator Tungpalan spoke in support of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"We allowed this measure to come before this body at this time to enable people in our community to have a chance to give input. They have decisively, and this is why the measure is before us. I fully concur and urge all of you to vote for this measure. Thank you."

The motion was then put by the Chair and carried, S.B. No. 765, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FISH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 34, S.D. 1:

By unanimous consent, S.B. No. 34, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAIVER OF JURISDICTION," was recommitted to the Committee on Judiciary.

S.B. No. 1965, S.D. 1:

On motion by Senator McMurdo seconded by Senator Levin and carried, S.B. No. 1965, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRODUCT SELECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Cobb, Iwase). Excused, none.

S.B. No. 1297:

Senator Fernandes Salling moved that S.B. No. 1297, having been read throughout, pass Third Reading, seconded by Senator Aki.

Senator Cobb spoke against the bill as follows:

"Mr. President, I rise to speak against this measure, and in doing so I'd like to preface my remarks by saying that there are no good guys or bad guys on this issue. There are good people sitting here with a difference of opinion on how best to resolve this, and as I note the sign in your office it says in effect, I appreciate the difference in opinion because without it my opinion will have no meaning. So I am about to experience the difference today, perhaps on the short end, but I would like to share my concerns with the members of this body on this particular bill.

"Mr. President, one of the first duties of any officer in any of the branches of the armed services -- in fact, duty No. 1, which was just reiterated in the recent conflict is to take care of our men and women who serve under us. That duty is implanted and pounded into us from the very beginning, from the time we learn how to be an officer.

And usually through the process of career progression, those officers who fail to live up to that standard are weeded out. I've met a few who haven't and I've helped weed out a few who haven't. But it's more than just a duty or discipline. It's a way of life. It means, in effect, you do not sleep until your men sleep. You do not take food or shelter until they have food or shelter. You do not take any comfort until they have it first.

"And looking at a bill like this, Mr. President, I would be remiss if I did not speak out on behalf of those young enlisted men and women who will be adversely affected by it and who already have been.

"The public radio on the day of the returning veterans from the Persian Gulf stated that the first thing those veterans wanted was a cold beer in Waikiki. If we follow, literally, the dictates of the law, all of those under the age of 21 could not have that cold beer in Waikiki.

"Speaking from experience, there are three things that any soldier in combat misses the most and they're things we take for granted -- a hot shower, a cold beer and a toilet that actually flushes. And until you miss those things you really don't appreciate how much they mean. I remember that day I came back from Vietnam my father thought I was crazy because I spent half an hour flushing the toilet, just to watch it work because it had been almost a year since I'd seen something like that. Our troops coming back today are doing exactly the same thing.

"Now, the radio report said that the very first thing they wanted was that cold beer in Waikiki and several Senators corrected me and said, 'No, there are other things,' but on a family TV station all you can mention is a cold beer in Waikiki.

"Mr. President, I don't think people realize that the average age of soldiers in Vietnam was 19 and the average age of most soldiers, male and female, in the Persian Gulf is between 19 and 20, particularly for the young enlisted people. Ironically, one of the former female prisoners of war was due to celebrate her 21st birthday on returning home. So she was old enough to fight for her country, to lay her life on the line for our country but not old enough to have a drink within its own borders, legally.

"And that's my problem with this particular bill. Because if we truly support our troops we should be making at least two exceptions to this 21-year-old drinking age. One, we should be exempting all military bases and clubs. Otherwise, United States Department of Defense regulation states that the state law applies and no one under the age of 21 can drink legally on a base or in a club. Two, we should exempt only those members of the military service under 21, either in uniform or with a valid ID card, rather than exempting all people under 21.

"There are several reasons why I feel this way and I'd like to share them with members of the Senate today. First, to exempt all of those under 21 would fail to recognize that those who've chosen to join the military have made a commitment, have accepted a level of responsibility, and have said they're willing to place their lives on the line in our defense. Simply because a person is of military age is not sufficient reason to allow drinking. Two, the military already has a very strict and comprehensive program on alcohol and drug abuse education and very strict discipline which is imposed on any member who abuses alcohol or drugs. They have an ongoing education program on both alcohol and drug abuse in every branch of the military service, and it seems to be working very well.

"During the course of the hearing on this bill, I asked the Honolulu Police Department if they had any accident statistics on military personnel and within a week after the hearing I received a written reply in the negative. They do not. They do not keep such separate statistics. DUI enforcement efforts have been stepped up since 1986 when we first passed the 21-year-old drinking age with a five-year sunset.

"In addition, Mr. President, I have received from military personnel a series of petitions against the continuation of this law. I would like it inserted into the Journal and I will do so by reading it. The contents of the petition received primarily from lower ranking enlisted men and officers of all branches of the armed services of whom approximately 20 to 25 percent are veterans of the Persian Gulf. And these petitions have been received in the last 24 hours in my office. Quote:

'We the undersigned members of the United States Military Forces due hereby petition our Commander in Chief to urge repeal of Public Law 98-363 (1984) which establishes a minimum national drinking law of 21 years of age under penalty of loss to any state not complying of 10 percent of its federal highway funds and which public law forced the State of Hawaii to enact a 21-year-old drinking law (Act 342), and which when combined with 10 USC 2683 prohibits any soldier stationed in Hawaii and under the age of 21 from having any alcoholic beverage, either on or off post, even when awaiting transfer to a war zone.'

"The five petitions that I've received so far contained an average of 20 names per page and over 95 percent of the soldiers, sailors, airmen and marines who were presented with this petition voluntarily signed it.

"Mr. President, it seems hollow to me to say we support our troops and hear the rhetoric from Washington about supporting our troops and yet deny them the basic right of being able to have a legal drink within the borders of our state or our nation after what they have been through. Keeping in mind that all the time they were in Saudi Arabia they could not have a drink. And when they liberated Kuwait they could not have a drink because those are Moslem countries. And when they returned to this country, if they're under 21 they legally cannot have a drink.

"If anything, Mr. President, I think Hawaii should be taking the lead in asking Congress to change this unjust law and to that purpose I have introduced Senate Resolution No. 51 and Senate Concurrent Resolution No. 58 in the Senate asking Congress to change the law with respect to members of the military under the age of 21 for the purpose of being able to legally drink within the borders of the United States.

"The sad truth, Mr. President, is that we're doing this, continuing the 21 age drinking law, primarily for the money because 10 percent of our highway funds would equal approximately \$9 million. And the spokesman from the Department of Transportation was very upfront when he came in to testify and acknowledged this. He said, 'We need the money.' The sad thing is that for the money, we are willing to continue the forfeiture of a basic right of those who have fought to defend our country and to serve it in time of war.

"It's an irony that the sunset occurred this year, in the very same year as the conflict in the Persian Gulf because when we first passed this back in 1986 Vietnam was but a distant memory. You and I and others have had long discussions, Mr. President, on how life is not fair. And this is a classic example of where old people like us make decisions; the young people pay for those decisions or

suffer the consequences of them. Men and women older than us have made decisions about peace and war and life and death, and men and women younger than us have put their lives on the line because of it. And yet we do not allow them, legally, to celebrate with a drink of alcohol when they return.

"All these celebrations that are taking place, for anyone under the age of 21 breaks the law. Do we condone that in the name of celebration? I hope not.

"I think, Mr. President, we should be taking the lead not only in asking Congress to change this law but setting an example to say that 'yes' we want not only to support our troops, we want to make this single exception.

"I just received a communication from Aloha Airlines which says, 'Aloha joins the statewide Aloha R&R team.' The company's two airlines are taking 50 percent off their coach fares for men and women in uniform and their families as part of Hawaii's statewide Aloha R&R Mahalo program. Beginning March 15th, Aloha Airlines and Aloha Island Air will offer a military fare of \$35.95 per segment, available on every flight the carriers operate. All U.S. active and reserve military personnel and their immediate families are eligible for this offer.

"Mr. President, this kind of program illustrates not only support for the returning troops but also indicates very clearly that an exception as I have described could be very easily enforceable by means of either a uniform requirement or an ID requirement, both of which they have, and by limiting it to military bases, and to military operated clubs.

"I would hope, Mr. President, that we could take that course. We have time. I don't think the state will live and die over the question of \$9 million. But I hate to see us doing this to our young people primarily for the sake of money. Thank you."

Senator Fernandes Salling rose to speak in support of the bill and said:

"Mr. President, I rise to speak in favor of this measure.

"While I can understand and to a certain extent sympathize with some of the arguments that the previous speaker has said here today on the floor, I must remind my colleagues that the two basic reasons for passing this bill five years ago still remain today and, that is, primarily, the fact that we wanted to raise the drinking age to 21 to try to save lives. I consider that a legitimate reason.

"The second reason is still in effect, that if we did not raise it we would lose federal funds. Although I don't condone this sort of federal blackmail, it's a reality that we have to face especially today when we're looking at a serious deficit in our state highway fund, and having to look at an increase in raising fuel taxes, vehicle weight taxes, registration fees.

"I'd like to think also, and I say this without taking anything away from what the good Senator has said, is that a lot of our armed forces members may take more relief in the kind of relief that we've passed here today for them rather than a six-pack of beer. The relief that we afforded them with respect to their income taxes, allowing also some exemptions for certain types of fees and deadlines for state agencies while serving in the Gulf

"With all of that in mind, I ask members to please pass this bill. The reasons for its passage five years ago still

are good reasons today, and I urge you to vote 'yes.' Thank you."

The motion was put by the Chair and carried, S.B. No. 1297, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Cobb, McMurdo). Excused, none.

At 3:37 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 3:40 o'clock p.m.

S.B. No. 740:

On motion by Senator Ikeda, seconded by Senator Iwase and carried, S.B. No. 740, 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, 25. Noes, none. Excused, none.

S.B. No. 1757, S.D. 1:

Senator Ikeda moved that S.B. No. 1757, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Iwase.

Senator Ikeda supported the measure and said:

"Mr. President, I rise to speak in favor of this bill.

"As you know, the attorney general has been conducting a study, an ongoing investigation of gasoline pricing in Hawaii. In his September 1990 preliminary report he found the following: First, the gasoline markets in Hawaii are highly concentrated. Second, barriers to the entry of new competition are extremely high at the refinery, terminal storage, and retail outlet levels of the markets. Third, demand for gasoline in Hawaii is highly inelastic. Fourth, historically, wholesale gasoline prices in Hawaii have been above those in competitive markets by an amount substantially in excess of the price of transportation between those markets and Hawaii.

"He has tentatively concluded after these findings that there are four probable causes and these are: the exchange agreements used by the incumbent oil companies, the control of storage facilities by the incumbent oil companies, and the control of retail outlets by the incumbent oil companies, as well as the limited size of the Hawaii market.

"I would like to put emphasis on the third of the four probable causes, the control of retail outlets by the incumbent oil companies. This is what we have seen happening over the years. There's no doubt that the facts show that the numbers of independent gasoline dealers have steadily declined. We have seen their numbers reduced from roughly 600 in 1979 to less than 300 today. Mr. President, given the fact that it's fairly obvious that we lack a competitive environment in this state as far as gasoline pricing is concerned, the only thing that we can do is take steps to keep this business from becoming a total monopoly. And that's basically what this bill does. It doesn't change what has already occurred - it only helps to retain the status quo. We may need to do more once the attorney general completes his study. I therefore urge all of you to vote for this bill. Thank you."

The motion was put by the Chair and carried, S.B. No. 1757, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROHIBITION AGAINST RETAILING

OF MOTOR FUEL BY REFINERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Crozier, George). Excused, none.

S.B. No. 1861, S.D. 1:

Senator Ikeda moved that S.B. No. 1861, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Iwase.

Senator Fernandes Salling rose to speak against the measure as follows:

"Mr. President, I rise to speak against this bill.

"Though I know that the intentions of the introducer of the bill were good, I think the bill creates a lot more problems than it solves.

"This bill deals primarily with the uninsured motorists and it allows for, in cases where there's a child below say the age of 18 living at home and has a bad driving record ... it allows the parent who pays the premium on the car that this child drives, to elect not to cover this child under their no-fault policy. For whatever reason this certain child may decide to drive the car when the parent isn't at home, and if that child should get into an accident, the parent would be responsible and liable for all of the damages because of no coverage.

"It encourages something that we've all been working very hard to try to get a grip on and try to prevent and that is the numbers of uninsured motorists on the road today. We have approximately 134,000 cars out of the 800,000 or so automobiles in the state that are uninsured today. This is the result that I see from a measure that came from a sincere effort to solve a problem. But as I said before, it creates a lot more problems that we will find difficult to deal with. I just gave one example but there are many more that came up earlier.

"I would like to think that we will be taking a better look at the no-fault insurance in the future, looking at the reasons why we have such high premiums. And that if we do this, we hold off in passing this measure and take it up at that time, should we decide as a body to look further into this problem of high premiums for no-fault automobile insurance.

"For those reasons and many more, I urge the members to vote against this measure."

Senator Ikeda spoke in support of the measure and said:

"Mr. President, I rise to speak in favor of this measure.

"Mr. President, this measure is by no means perfect, but it does address a problem that exists today. Most people are not aware of the fact that if you have a family member living with you who happens to have a poor driving record, who happens to get points because of an accident or DUI or speeding ticket or whatever, when your insurance for your car comes up for renewal you are subject to a surcharge. And in many instances, depending on the reason for the surcharge, the premium can then become quite expensive and sometimes out of the reach of the person having to pay it.

"For example, a mother has a son living at home, and he doesn't necessarily have to be under the age of 18, he can be an adult and be 30 years old but living in her home. He happens to get into an accident and happens

to have this on his driving record. Because he lives in the same home with his mother, his mother's car insurance premium will then be surcharged because of his record.

"All this bill does is allows that mother or that person to take this option to exclude her son or family member from coverage on her car. The downside of this is that if she does take this option and if he drives the car and gets into an accident, there will be no insurance coverage. Now, it may seem like it may cause as much of a problem as it resolves. However, the only other option at this present time that that mother has is to either have her son voluntarily turn in his driver's license and not drive at all or make him move out of her home.

"Another example is that of a husband and wife living in the same home. The husband gets a DUI. The car insurance is surcharged. The only way that the wife can avoid paying the surcharge is to divorce the husband and make him leave their home, or he has to give up his driver's license.

"In many instances it's not easy to give up a driver's license because people's jobs depends on having a license. So we are just trying to address this dilemma in the best possible way that we can. It is not mandatory. I might stress, again, that it is an option. At least it would give people the option of not having to have their relative move out of the house in order to avoid paying higher premiums or becoming uninsured motorists in order to avoid higher premiums. Thank you."

Senator Fernandes Salling then said:

"Mr. President, I don't want to belabor this but I do have to raise this point. I think that option would be exercised by people who can barely afford to pay what the insurance commissioner advises us is now the annual average premium for basic no-fault which is \$700. So it's those poor people, and they're going to elect to take that option because they can't afford to pay that surcharge which will then lead to the result that I pointed out earlier -- a lot more uninsured motorists out there on the road and no assets because these are poor people who will be held responsible if there are any injuries to anyone should an accident occur.

"For those reasons, I urge the members to please vote against this bill."

The motion was put by the Chair and carried, S.B. No. 1861, 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, 21. Noes, 4 (Fernandes Salling, Reed, Solomon, Tungpalan). Excused, none.

S.B. No. 1156, S.D. 1:

By unanimous consent, S.B. No. 1156, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," was recommitted to the Committee on Consumer Protection and Business Regulation.

Stand. Com. Rep. No. 614 (S.B. No. 1287, S.D. 2):

By unanimous consent, Stand Com. Rep. No. 614 and S.B. No. 1287, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL APPROPRIATIONS ACT OF 1989," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 623 (S.B. No. 1915, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 623 was adopted and S.B. No. 1915, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Stand. Com. Rep. No. 628 (S.B. No. 1045, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 628 was adopted and S.B. No. 1045, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Fernandes Salling). Excused, none.

S.B. No. 1406:

By unanimous consent, S.B. No. 1406, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS AND MEDICAL FACILITIES," was recommitted to the Committee on Health and Human Services.

Stand. Com. Rep. No. 738 (S.B. No. 1403, S.D. 2):

By unanimous consent, Stand Com. Rep. No. 738 and S.B. No. 1403, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SPECIAL MARKETING CAMPAIGN TO PROMOTE HAWAII'S VISITOR INDUSTRY," were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 768 (S.B. No. 1410, S.D. 1):

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, Stand. Com. Rep. No. 768 was adopted and S.B. No. 1410, S.D. 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR OPERATING EXPENSES FOR COMMUNITY HOSPITALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 732, S.D. 1:

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 732, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

S.B. No. 1843, S.D. 1:

By unanimous consent, S.B. No. 1843, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," was recommitted to the Committee on Judiciary.

At this time, the Chair remarked on the action taken on S.B. No. 1843, S.D. 1, as follows:



"For the record, the Chair would like to make a few remarks concerning the recommitment of S.B. No. 1843, S.D.1.

"One of the reasons for the recommitment is because a number of Senators, myself included, do not agree with the legal interpretation expressed in the accompanying Standing Committee Report No. 822. According to the committee report the state Constitution precludes the Legislature from prohibiting any firearm unless that firearm is found to be 'excessively lethal.'

"I do not believe that the state Constitution imposes any sort of 'excessively lethal' test. Many of my Senate colleagues agree with me. We feel that, under the circumstances, it would be better to recommit this bill rather than pass it and, in doing so, imply that the committee report is being endorsed by the Senate.

"Personally, I am in favor of banning - or at least - regulating the private possession of assault weapons. I believe the Legislature has the power to pass such legislation.

"To summarize, Standing Committee Report No. 822 expresses a legal interpretation which is subject to disagreement among legal authorities. At this time, the Senate is not taking any position as to the legal merits of this interpretation. By recommitting the bill, we want to make it clear that Standing Committee Report No. 822 does not represent the official position of the Senate."

#### RECONSIDERATION OF ACTION TAKEN

Stand. Com. Rep. No. 717 (S.B. No. 430, S.D. 2):

Senator Yamasaki moved that the Senate reconsider its action taken earlier on the calendar on Stand. Com. Rep. No. 717 and S.B. No. 430, S.D. 2, seconded by Senator A. Kobayashi and carried.

Senator Yamasaki then moved that Stand. Com. Rep. No. 717 be received and placed on file, seconded by Senator A. Kobayashi and carried.

On motion by Senator Yamasaki, seconded by Senator A. Kobayashi and carried, S.B. No. 430, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A MOBILE THERAPY TEAM PROGRAM FOR INFANTS AND TODDLERS WITH DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none. Excused, none.

Senator Reed then rose to speak on a point of personal privilege and said:

"Mr. President, I rise on a point of personal privilege.

"I'd like to express my dissatisfaction with the policy of recommitting bills based on discussions behind closed doors in the Majority caucus. This is not a criticism of anybody or any individual but rather an expression of disappointment that we don't allow public discussion on issues of importance.

"Let me use one bill as an example. Senate Bill 34, Standing Committee Report 470, having to do with juvenile waiver, is a very important issue in this community. In the last ten days I've gotten over 200 phone calls from people who are supporting removing the age in the juvenile waiver law.

"Let me briefly give you a couple of examples of why this is important. The most publicized case recently has been that of a 15-year-old who shot three people in a parking lot. This juvenile had been arrested 58 times. One of the people he shot died as a result of the shooting and, yet, if that person is convicted of murder, the worst punishment he'll get is a couple of years in a juvenile facility.

"Another example that I experienced while I was in the Prosecutor's Office was that of a 15-year-old who had been sentenced to a juvenile facility. I think he had 80-some arrests. He was going to spend the rest of his juvenile age, until the age of 18, in a juvenile facility. He broke out of the facility and went to a school, I think it was in Pearl City, went into a classroom and sodomized and raped the teacher in front of all her third grade students. When he was busted later he laughed at the cops and told other people that he knew that he couldn't get any more severe punishment than he already had. He was already being incarcerated for the rest of his juvenile age and, as a result, he broke out simply to, as he said, have some fun before he turns 16, and at which age he could be treated as an adult.

"The Senate Judiciary Committee did a very good job of making the best bill out of this particular issue. Here is one which would have removed the arbitrary setting of an age. It would give the discretion to the judge so the judge could make a decision based on the arrest record of the juvenile and the crime he's presently charged with, and then decide whether that person should be tried as an adult or remain in the family court.

"If any of the members of the Majority had problems with the particular bill, I would have liked to have heard and I'm sure the public would have liked to have heard those objections. I believe we should have kept the bill alive so that we could make modifications in it during the course of the rest of the session.

"But the policy of making these decisions without the benefit of the public knowing the justification is not appropriate. Hearing these kinds of concerns, I don't think is appropriate. Thank you."

Senator McCartney also rose to speak on a point of personal and said:

"Mr. President, I rise on a point of personal privilege. I'd like to set the record straight and get this issue over with once and for all.

"This afternoon in the sports page there's another article on the sports arena. What disappoints me is that now they're using the Legislature and the sports arena as a reason for the Rainbows not getting an NIT berth. I don't think that that's appropriate and we're taking the matter very seriously here.

"I would like to say for the record, Mr. President, that I am a paid booster of the Rainbow basketball program. My family has been committed to that program ever since I've been born. They've been participating in that program and I'm not against the arena on campus or against the basketball program.

"What I think we need to do as policymakers, Mr. President, is prioritize our needs. Given the state of the economy right now, I don't think the taxpayers of this state can afford to spend \$45 million on a 8,000-seat arena when our school system is falling apart. Are we ever going to accomplish our goal of building an educational system second to none if our priorities are mixed up? And that's all we're saying, Mr. President, we have to spend taxpayers' money efficiently and

effectively, and the mission of the University of Hawaii is to educate our students and to provide educational opportunities for Hawaii's people.

"When you look at campuses like the Windward Community College, the Maui Community College, the College of Education, and at West Hawaii (I went there last week) the nursing class has a lab in the men's bathroom ... now, where are our priorities? Our priorities have to be for education first. We're going to have to bite the bullet and make some tough decisions and that's all we're saying.

"I don't appreciate the athletic program using the arena as an excuse for not getting a bid to the National Invitational Tournament. I think they had better look in the mirror first before they start blaming us. Thank you."

Senator McMurdo also rose to speak on a point of personal privilege and said:

"Mr. President, I rise to support the former speaker. I have really been saying hurray to him for having the guts to say he was going to put a stop to the \$32 million for that sports arena when we have health and human services programs, education, of which he is the chair, programs like that which are going begging. I'm right with you and I'll stick with you all the way on that one. Thank you."

Senator Holt also rose on a point of personal privilege and remarked:

"Mr. President, I'm rising on point of personal privilege also on the same subject in support of the previous two speakers. Just a couple of facts for the body here.

"Number one, that U.H. did not finish high enough in the WAC playoffs to receive a NCAA tournament bid. Secondly, although they had a 16 and 13 record, they did not have a strong enough power rating. And as an NIT officials said, 'It's the ranking system that takes into consideration such factors as winning percentage against Division 1 opponents, strength of schedule and number of home games.'

"Although I support the university's athletic program as Senator Solomon, the previous Higher Education chairman, has in the past year in the lots of financial support, I think that this sour grapes attitude as reflected in public statements by Coach Wallace really has no place in this community and no place in these halls. Thank you."

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

"Mr. President, I rise on a point of personal privilege to add my voice in support of Senator McCartney.

"A lot of my constituents are really concerned about the appalling condition of the Windward Community College. And it's a very right stand that the Senator is taking that we cannot be looking at athletics at this point in time when the educational system and the facilities are just in such deplorable condition. It really is incredible. So I just want to commend the Senator for taking his position."

Senator Blair also rose on a point of personal privilege and remarked:

"Mr. President, I rise also on a point of personal privilege.

"I'd like to thank the Senator from Maui and Molokai for his kind remarks with respect to Senator Iwase and my effort on the bill. I hope he won't be so pessimistic as to give up hope on it. The reason for the recommittal was simply so that we could attempt to address the issue in somewhat broader terms by providing, perhaps, more sentencing options for longer terms under the family court jurisdiction which might then weigh in the balance as to whether or not a waiver would occur in a particular instance.

"If I can find an appropriate title in the work that the House is doing at this hour, we will have the matter before us again this session. If not, we will have it before us in a broader context again next year and, hopefully, in the process we will make a good bill even better. But I do thank him for his kind remarks."

Senator Cobb, on a point of personal privilege, said"

"Rising on the same point, Mr. President, on a point of parliamentary privilege. I think it would help when bills are recommitted, if there is a House companion that that be either provided at the time or shortly thereafter so that members could understand the various reasons for committals. I think a lot of the recommitments that did take place were for precisely that reason and it would help considerably. In fact, very few bills that I can recall were recommitted directly as a result of caucus discussion. Usually we have a discussion out here as well."

Senator Solomon also on a point of personal privilege remarked:

"Mr. President, speaking in support of the previous speaker.

"As the Majority Floor Leader, I did make that recommendation and I was informed by the Senate Clerk that it was not the policy of the President that they are to announce whether or not bills are recommitted because the House vehicles have come over."

The Chair responded:

"That is correct."

The Chair then said:

"Members of the Senate, it's been a very long day. Thank you very much for your cooperation. We got through in record time. I think this is the first time in our history that we are out of this chamber at 4:00 o'clock and that is because the Senators should be commended.

"Also, I'd like to thank the Vice President for his able stewardship in my absence."

#### ADJOURNMENT

At 4:05 o'clock p.m., on motion by Senator Solomon, seconded by Senator Reed and carried, the Senate adjourned until 10:30 o'clock a.m., Wednesday, March 13, 1991.

ATTACHMENT "A"

Hawaii District, The United Methodist Church  
California-Pacific Annual Conference  
20 South Vineyard Boulevard, Honolulu, Hawaii 96813

February 6, 1991

Members of the Hawaii State Legislature  
Hawaii State Capitol  
Honolulu, HI 96813

Honorable Legislators:

Both personally and officially as District Superintendent, the chief executive officer of the United Methodist Churches of the Hawaii District, I would like to urge your support of SB 1811 and HB 1264, identical forms of proposed legislation to extend legal protection regarding non-discrimination with respect to sexual orientation in matters pertaining to employment.

The United Methodist Church's Social Principles states: "We insist that all persons, regardless of age, gender, marital status, or sexual orientation are entitled to have their human and civil rights ensured."

It is also highly significant, I believe, that when one of our pastors made an informal poll of a considerable proportion of all United Methodist clergy in the Island, he found overwhelming personal support for the intent of the bills.

Finally, I wish to make clear my unqualified personal position in support of this legislation. While Americans may well differ on the appropriateness of homosexual practice, just as we do on heterosexual practice, in matters pertaining to sexual orientation there seems no reputable scientific evidence on which to base withholding support from the intent of these bills.

I hope the people of Hawaii can count on your enactment of these bills into law.

Sincerely yours,

/s/ Robert W. Fiske  
Robert W. Fiske, Superintendent  
Hawaii District  
The United Methodist Church

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ATTACHMENT "B"

Hawaii Conference  
United Church of Christ

February 11, 1991

To my brothers and sisters in the Hawaii State Legislature

The United Church of Christ has historically stood for civil rights. Because we believe that there will no "kinder, gentler nation" without full civil rights for all our citizens, I am asking your support for SB 1811 and the companion Bill HB 1264, entitled, Relating to Employment.

Our national church bodies, our Hawaii Conference, and my personal position is that discrimination in employment based on sexual orientation is a violation of a person's civil rights. Just as it is wrong to discriminate against a person in employment on religious grounds, it is also wrong to discriminate against a person based on sexual preference.

The issue is clear: civil rights in employment. Just as I might take extreme exception to a person's particular religious position, religious justification of Apartheid in South Africa for example, I still would support that person to be employed where they were qualified. Whereas many individuals within the church might take exception to religious justification for a gay life style, to discriminate against gay people in employment is tantamount to saying two wrongs make a right.

I strongly urge you to strongly support SB 1811 and HB 1264 and work to see that they are passed into law.

Thank you for your support.

Cordially yours,

/s/ Norman W. Jackson  
Norman W. Jackson  
Conference Minister and  
General Secretary

15 Craigside Place, Honolulu, Hawaii 96817 - (808) 537-9516

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ATTACHMENT "C"

The Episcopal Church in Hawaii  
The Right Reverend Donald P. Hart  
Bishop of Hawaii

February 7, 1991

To Hawaii State Legislators

Dear Members:

I write to you out of my concern for the passage of HB No. 1264 and SB No. 1811 - Relating to Employment. They specifically address discrimination in employment on the basis of sexual orientation.

The State of Hawaii is long overdue in stating its opposition to this kind of discrimination. These bills provide just and fair protection for a portion of our population which now is subject to discriminatory practice. Homosexuals are most severely affected, causing them to have diminished opportunities for employment and thus all the extenuating problems which hinder them from being fully productive citizens. Discrimination of this kind is a form of institutional oppression directed at loyal, law-abiding citizens. These bills can remedy that situation by clearly eliminating "sexual orientation" as a reason for denying employment. Safeguards for illegal activity, as for any other person, are sufficiently included in these bills.

The Episcopal Church is on record, through resolutions passed at several of its National General Conventions, expressing "its conviction that homosexual persons are entitled to equal protection of the laws with all other citizens, and calls upon our society to see that such protection is provided in actuality." (1976 C-109)

I urge you to act on behalf of the people of our State who suffer from this discrimination and make this State one in which all people have the opportunity to be contributing members.

Thank you for your consideration of my letter and these important bills.

Faithfully yours,

/s/ Donald P. Hart  
The Rt. Rev. Donald P. Hart  
Bishop

229 Queen Emma Square - Honolulu, Hawaii 96813 - Phone: (808) 536-7776

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ATTACHMENT "D"

Diocese of Honolulu  
Chancery Office - 1184 Bishop St., Honolulu, Hawaii 96813 2858 - Phone: 533-1791

Honorable Duke Bainum  
Hawaii State Capitol  
Room 331  
Honolulu, Hawaii 96813

Dear Representative Bainum:

Thank you for your letter of February 4, 1991, in which you requested information about the position of the Church on House Bill No. 1264 and Senate Bill No. 1811 relating to non-discrimination in employment on the basis of sexual orientation.

First, it is important for me to make clear the moral stance of the Church as it relates to homosexuality. In doing so, I quote from the U.S. Catholic Bishops' Pastoral on Moral Values (November 25, 1976):

"Some persons find themselves through no fault of their own to have a homosexual orientation. Homosexuals like everyone else, should not suffer from prejudice against their basic human rights. They have a right to respect, friendship and justice. They should have an active role in the Christian community.

"Homosexual activity, however, as distinguished from homosexual orientation, is morally wrong. Like heterosexual persons, homosexuals are called to give witness to chastity, avoiding with God's grace, behavior which is wrong for them just as non-marital sexual relations are for heterosexuals...."

The Church cannot and does not condone homosexual or bisexual activity (nor does it condone heterosexual activity outside of marriage). It firmly supports, however, the concept that all human beings have basic human rights and that these rights must be respected and honored by all other persons and by all institutions.

One of the basic human rights is the right to work. Work is central to personhood in our society. It is why workers should be treated with dignity and why work should contribute to the common good. To discriminate against a person in employment on the basis of sexual orientation violates the basic right of that person to work and to be a contributing member of the society of which he or she is a member. Unfortunately, discrimination in employment on the basis of sexual orientation does occur. Therefore, it is entirely reasonable to extend public policy (which presently prohibits discriminatory practices relating to employment on the basis of race, sex, age, religion, color, ancestry, handicapped status, marital status or arrest and court record) so as to prohibit discriminatory practices in employment on the basis of sexual orientation.

I hope this letter adequately responds to the questions you raised in your letter.

With prayerful kind wishes, I remain,

Sincerely,

/s/ Joseph A. Ferrario  
(Most Rev.) Joseph A. Ferrario  
Bishop of Honolulu

pst  
February 11, 1991

cc: Mr. Tom Dinell

ATTACHMENT "E"

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The Hawai'i Council of Churches  
1300 Kailua Road, Room B-1 - Kailua, HI 96734 - Phone 808/263-9788

February 11, 1991

Members of the State Legislature

RE: SB 1811 and HB 1264 - Nondiscrimination

As most of you know, the Hawaii Council of Churches has a long history of involvement in the legislative process. Our Board of Directors, Human Needs Ministry and Legislative Concerns Committee have all spoken out on a wide variety of issues.

Ever since the mid-1970's a Statement of Legislative Concerns has included some form of affirmation that all citizens have the right to full participation in society "regardless of race, color, sex, religion, national or social origin." In the mid-1980's the affirmation was restated in the following manner:

"Every person regardless of age and physical condition, religion, nationality or ethnic origin, social status, gender or sexual orientation, should be treated fairly by all social institutions and programs and should have equal access to social and natural resources."

We stand in support of both Senate Bill 1811 and House Bill 1264 as legislation which will ensure such fair treatment.

/s/ Patricia Mumford  
Patricia Mumford  
Executive Director

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