

FORTY-FOURTH DAY

Thursday, April 4, 1991

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

The Divine Blessing was invoked by Pastor Walter Nelson, Seventh-Day Adventist Church, after which the Roll was called showing all Senators present with the exception of Senators Chang, Ikeda and Matsuura who were excused.

The Chair announced that he had read and approved the Journal of the Forty-Third Day.

The following introductions of guests seated in the gallery were then made to the Senators:

Senator McCartney introduced his student "shadows," Kathryn Safsten, Alison Langi, Nellie Uluave and Alvin Mariteragi (No. 23 on the Kahuku High School basketball team), from Kahuku High School who are here today to witness the legislative process. All four students will attend BYUH next year.

Senator Levin introduced Mr. Sam Tanabe and said: "Once in a while we're fortunate enough to get a staff person who not only is an excellent staff person but also a wonderful friend."

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 302 to 311) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 302, submitting for consideration and confirmation to the Advisory Council for Children and Youth, the nominations of: Paul V. Quinsaat, term to expire June 30, 1992; Patti Cook, term to expire June 30, 1993; Yun Chu Pilles, Janeth Rey D. Lagat and Mary G.F. Bitterman, terms to expire June 30, 1995, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 303, submitting for consideration and confirmation to the Correctional Industries Advisory Committee, the nominations of: Malcolm J. Love and Tom Poy, terms to expire June 30, 1992; Stuart S. Asahina, Toby Bailin, William Buzz Hong, Bertha S.J. Nahoopii and Marc V. Oley, terms to expire June 30, 1993, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 304, submitting for consideration and confirmation to the Credit Union Review Board, the nominations of Jerry Wagnon, Barton M. Saxton and Paul K. Shinseki, terms to expire June 30, 1995, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 305, submitting for consideration and confirmation to the Environmental Council, the nominations of Tamar Chotzen, Louis K. Kanae, Melvin D.L. Kalahiki, Michael H. Furukawa, Agnes P. Perreira, and Muriel R. Roberts, terms to expire June 30, 1995, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 306, submitting for consideration and confirmation to the Hawaii Aquaculture Advisory Council, the nomination of Puanani Burgess, term to expire June 30, 1992, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 307, submitting for consideration and confirmation to the Board of Hearing Aid Dealers and Fitters, the nominations of: Robert H. McKay, Ph.D., term to expire June 30, 1991; Theodoro Ganade, Fia Mau and Kathleen A. Wheeler, terms to expire June 30, 1995, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 308, submitting for consideration and confirmation to the State Council on Mental Health and Substance Abuse, the nomination of Peter N. Adams, term to expire June 30, 1995, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 309, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nominations of Leila C. Tanaka and David DeLuz Sr., terms to expire June 30, 1995, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 310, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nominations of Taren Taguchi and Susumu Maeda, terms to expire June 30, 1995, was referred to the Committee on Executive Appointments.

Gov. Msg. No. 311, submitting for consideration and confirmation to the Waikiki Convention Center Authority, the nomination of Alexander G. "Alika" Thompson, term to expire June 30, 1995, was referred to the Committee on Executive Appointments.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 414 to 419) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 414, returning S.B. No. 1123, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 1991, was placed on file.

Hse. Com. No. 415, returning S.B. No. 1213, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 1991, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1213, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTITUTION FOR CONSUMERS," was deferred until Friday, April 5, 1991.

Hse. Com. No. 416, returning S.B. No. 1223, which passed Third Reading in the House of Representatives on April 3, 1991, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1223, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FUEL TAX," was deferred until Friday, April 5, 1991.

Hse. Com. No. 417, returning S.B. No. 1242, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 1991, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1242, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred until Friday, April 5, 1991.

Hse. Com. No. 418, returning S.B. No. 1254, which passed Third Reading in the House of Representatives on April 3, 1991, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE ACTIVITY BONDS," was deferred until Friday, April 5, 1991.

Hse. Com. No. 419, returning S.B. No. 1914, S.D. 2, which passed Third Reading in the House of Representatives on April 3, 1991, in an amended form, was placed on file.

By unanimous consent, action on S.B. No. 1914, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE TAXATION," was deferred until Friday, April 5, 1991.

STANDING COMMITTEE REPORTS

Senator Blair, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1015) recommending that H.B. No. 364, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1015 and H.B. No. 364, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDERS," was deferred until Tuesday, April 9, 1991.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1016) recommending that H.B. No. 903 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and H.B. No. 903, entitled: "A BILL FOR AN ACT RELATING TO THE ENERGY RESOURCES COORDINATOR," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 9, 1991.

Senator Matsuura, for the Committee on Science, Technology and Economic Development, presented a report (Stand. Com. Rep. No. 1017) recommending that H.B. No. 910, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and H.B. No. 910, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 9, 1991.

Senator Mizuguchi, for the Committee on Employment and Public Institutions, presented a report (Stand. Com. Rep. No. 1018) recommending that H.B. No. 1768, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and H.B. No. 1768, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS OF EMPLOYEES ON PUBLIC WORKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 9, 1991.

Senator Mizuguchi, for the Committee on Employment and Public Institutions, presented a report (Stand. Com. Rep. No. 1019) recommending that H.B. No. 2034, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and H.B. No. 2034, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 9, 1991.

Senator Fernandes Salling, for the Committee on Transportation and Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 1020) recommending that H.B. No. 1034 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and H.B. No. 1034, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 9, 1991.

Senator Fernandes Salling, for the Committee on Transportation and Intergovernmental Relations, presented a report (Stand. Com. Rep. No. 1021) recommending that H.B. No. 1035 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Solomon, seconded by Senator Reed and carried, the report of the Committee was adopted and H.B. No. 1035, entitled: "A BILL FOR AN ACT RELATING TO STATEWIDE TRANSPORTATION PLANNING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 9, 1991.

ORDER OF THE DAY

MATTER DEFERRED FROM WEDNESDAY, APRIL 3, 1991

S.B. No. 1706, S.D. 2, H.D. 1 (Hse. Com. No. 413):

By unanimous consent, action on S.B. No. 1706, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Friday, April 5, 1991.

ADVISE AND CONSENT

Ldr. Com. Rep. No. 1006 (Gov. Msg. No. 203):

Senator A. Kobayashi moved that Ldr. Com. Rep. No. 1006 be received and placed on file, seconded by Senator Hagino and carried.

Senator A. Kobayashi then moved that the Senate advise and consent to the nominations of Toshio Bob Nagatani and Nalani P. Wilson-Ku to the Cable Advisory Committee, terms to expire June 30, 1995, seconded by Senator Hagino.

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

Ayes, 20. Noes, none. Excused, 5 (Chang, Cobb, Ikeda, Koki, Matsuura).

Ldr. Com. Rep. No. 1007 (Gov. Msg. No. 205):

Senator A. Kobayashi moved that Ldr. Com. Rep. No. 1007 be received and placed on file, seconded by Senator Hagino and carried.

Senator A. Kobayashi then moved that the Senate advise and consent to the nominations to the Board of Cosmetology of the following:

Dawn Marie, term to expire June 30, 1992; and

M. Maile Holt, term to expire June 30, 1995,

seconded by Senator Hagino.

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

Ayes, 20. Noes, none. Excused, 5 (Chang, Cobb, Ikeda, Koki, Matsuura).

Ldr. Com. Rep. No. 1008 (Gov. Msg. No. 209):

Senator A. Kobayashi moved that Ldr. Com. Rep. No. 1008 be received and placed on file, seconded by Senator Hagino and carried.

Senator A. Kobayashi then moved that the Senate advise and consent to the nomination of Calvin C.M. Kam, M.D., to the Medical Advisory Board, term to expire June 30, 1994, seconded by Senator Hagino.

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

Ayes, 20. Noes, none. Excused, 5 (Chang, Cobb, Ikeda, Koki, Matsuura).

Ldr. Com. Rep. No. 1009 (Gov. Msg. No. 211):

Senator Kobayashi moved that Ldr. Com. Rep. No. 1009 be received and placed on file, seconded by Senator Hagino and carried.

Senator Kobayashi then moved that the Senate advise and consent to the nominations of Gerry K. Fujii, Pharm.D., and Wanda Louise Pate Jones to the Board of Pharmacy, terms to expire June 30, 1995, seconded by Senator Hagino.

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

Ayes, 20. Noes, none. Excused, 5 (Chang, Cobb, Ikeda, Koki, Matsuura).

THIRD READING

H.B. No. 73, H.D. 1, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, H.B. No. 73, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Chang, Cobb, Ikeda, Koki, Matsuura).

H.B. No. 1317, H.D. 1, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, H.B. No. 1317, H.D. 1, 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, 20. Noes, none. Excused, 5 (Chang, Cobb, Ikeda, Koki, Matsuura).

H.B. No. 1918, S.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, H.B. No. 1918, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ORGANIZED CRIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chang, Cobb, Ikeda, Matsuura).

H.B. No. 2014, H.D. 1:

On motion by Senator Blair, seconded by Senator Holt and carried, H.B. No. 2014, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chang, Cobb, Ikeda, Matsuura).

H.B. No. 275:

On motion by Senator McCartney, seconded by Senator Tungpala and carried, H.B. No. 275, entitled: "A BILL FOR AN ACT RELATING TO THE WESTERN INTERSTATE COMMISSION ON HIGHER EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Chang, Cobb, Ikeda, Matsuura).

H.B. No. 958:

On motion by Senator McCartney, seconded by Senator Tungpala and carried, H.B. No. 958, 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, 21. Noes, none. Excused, 4 (Chang, Cobb, Ikeda, Matsuura).

RE-REFERRAL OF HOUSE BILL

The Chair re-referred H.B. No. 1226, H.D. 1, S.D. 1, to the Committee on Transportation and Intergovernmental Relations.

Senator Reed rose to speak on a point of personal privilege as follows:

"Mr. President, I'm sure that most of my colleagues saw the front page of the Advertiser this morning with a headline 'Ouch! Tax hike coming?' The lead paragraph reads as follows: 'Hawaii could see a new \$250 million-to \$300 million-a-year excise tax imposed by the counties under a surprise proposal approved yesterday by the state House Finance Committee.' The story goes on to say, 'If the entire Legislature goes along with the idea, taxpayers could one day end up paying a total general excise tax of 5.5 percent.'

"Mr. President, I urge my Senate colleagues to reject this tax increase proposal. It is inappropriate for a variety of reasons. First, and I welcome a correction if I am wrong on this point, I don't believe that this tax increase proposal even received a public hearing this year. Even more importantly, it is outrageous to increase the tax burden on a people already over-taxed. Let's not forget that Hawaii has been singled out nationally as a tax

hell. Further, this tax is regressive, hurting most those people least able to afford it.

"The clamor for more tax revenues is itself perplexing. What happened to the \$700 million tax surplus we had last year? Where did that money go? If we really are short of funds ..."

Senator Yamasaki, on a point of order, interjected:

"Mr. President, I believe that this subject matter is not before us at this moment. We will have ample time to debate on this issue at a future date."

Senator Reed then said:

"Mr. President, as a point of personal privilege, I believe I have the latitude to express my views on this issue prior to a conference committee meeting. May I continue?"

The Chair interjected:

"Senator Reed, the chair of the Ways and Means Committee has indicated that he has arranged a hearing on this matter. It is not before this body at this time so if you'll keep your comments as brief as possible the Chair will allow you to speak on your point of personal privilege."

Senator Reed then continued:

"Thank you, Mr. President.

"If we really are short of funds, let's look a little closer to home before we so casually dump a 25 percent tax increase on the people of Hawaii. Let's direct the governor to stop expanding state government. State government has grown nearly 20 percent in the past five years. During that same period county government grew by less than 10 percent; the federal government by less than 3 percent. My guess is if we cut by half the number of state employees on the public payroll, the state government would run just fine. Let's forego the unnecessary and expensive move out of the Capitol building and forget about expensive renovation of this building.

"Finally, Mr. President, if there really is a desperate need for more tax dollars, elected officials should lead by example. Last year the governor took in \$5 million in campaign contributions, all tax free. Congressional candidates received nearly \$4 million, tax free. If politicians paid taxes on political contributions, just the top five money raisers in last year's elections would have contributed about a half million dollars in taxes. If the politicians want more money to spend, let it come from their own pockets.

"I urge my Senate colleagues to just say 'no' to the House proposal to increase the general excise tax -- no new taxes."

Senator McMurdo also rose to speak on a point of personal privilege as follows:

"Mr. President, I too read the morning paper and on page A3 there's a story today about leasehold. 'Isbell rattles the chains on lease issue. Says Gov. Waihee and legislative leaders should "get off their duffs."'"

"The chairman of the House Housing Committee passed out a bill on leasehold yesterday. I want to commend her for this courageous action against pretty tremendous odds. I have been increasingly upset about what has happened with this so-called leasehold reform movement. And I

have watched with dismay the things that have happened to the people who want and need leasehold reform so desperately as they have testified in front of both committees.

"As you know, Mr. President, I serve on the Senate Housing Committee. I hate to feel that I am supporting the House Housing Committee chair against our own committee chair, but as in this article, he says, '... the bills are flawed.' and '... needs much more work'

"I would urge our Housing Committee chair to reconsider his statements and try to work with the House Housing chair on reaching some kind of compromise, some kind of relief on this leasehold reform. We cannot duck this forever.

"Maryland realized a long time ago that this is an archaic practice. The sad part about this is that the Governor said earlier, yes, there would be a lease reform bill. The Lt. Governor worked very, very hard to get a bill that might be acceptable and there's been a lot going on this session. Let's not turn this into a 'shibai.' That is what I am afraid is happening.

"Thank you."

Senator Crozier also rose to speak on a point of personal privilege and said:

"Mr. President, I had not planned on making any comments even while the good Senator from Waikiki/McCully spoke. However, when she alluded to using the language or the word 'shibai.' To the newcomers to Hawaii who don't know what 'shibai' means, 'shibai' is just a play or an act on a Japanese Kabuki stage which was very popular in the old plantation days. It's not a serious activity. It's just like a movie. Well, this issue is too important to treat it like a 'shibai.'

"The Senate sent over a bill to the House believing that both the lessees and the lessors would come out in a positive position. However, the House has amended the bill and gutted all of those features and again put the lessees in a positive position and the lessors in a negative position.

"I salute the chair of the Housing Committee in the House because she's one of the few individuals in the Legislature who can speak Hawaiian. I salute her for her courage. She represents a district that has a lot of Hawaiians. And for her to take the position to take away the legacy from the Hawaiians, she must truly believe in that cause, so I appreciate her courage to try and get some kind of resolution through.

"However, Mr. President, I too believe in the rights of property owners and many of my colleagues here right in the Senate believe that the property owners have rights. And until they present some type of legislation where the property owners are cared for, we will not succumb to the taking of lands just so that one side of the issue wins. Both parties, the lessees and the lessors, will have to come out as winners.

"I appreciate my colleague's concerns. However, this is too serious to call it a 'shibai.' Too much is at stake.

"Thank you very much."

At 11:50 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 o'clock p.m.

At this time, Senator Cobb, also rose to speak on a point of personal privilege as follows:

"Mr. President, I'd like to stand on a point of personal privilege to comment on some of the previous remarks.

"When the leasehold reform bill passed the Senate, it did so as more than a vehicle. I think it created a win-win situation and I supported the bill not just in concept but in detail because I think it offered a solution for both sides. I'm hopeful that something can be worked out this session. Even if it's not finalized, it can be made effective in July of 1992 so as to compel or help move the parties together.

"I think it's a very serious effort because the Senate did affirmatively act on a condominium leasehold bill and for the first time in our state's history, condominium leasehold legislation has now passed each house of this Legislature, albeit in different forms.

"I represent a lot of lessees. I'm a lessee, myself. But as I look at the bill that came out of the Senate, I think it offers the prospect of win-win for both sides and respects the rights of both sides and creates obligations for both sides. Just because the House takes a different approach should not doom the bill. It's going to be a very lively conference and I for one would love to sit on it even if I was a fly on the wall. But I think the possibility now exists to finally achieve some meaningful leasehold legislation for condominiums on a fair approach that has been taken.

"On the subject of taxes, Mr. President, I would just like to note that if all of the proposals go through this year, by 1992 Hawaii's excise tax will have risen from 4 to 6 percent. That's because in October of 1992 the half percent excise tax must be enacted by the counties for mass transit for the City and County of Honolulu and for infrastructure improvements for each of the counties of the neighbor islands.

"In addition to that, the House is now proposing a one percent excise tax increase on top of that, plus, we have the equivalent of almost a half percent with the gasoline tax that's been added on and the other user fees that are being passed on. The minimum the tax would be in calendar year 1992, if all of these proposals were enacted, would be 5-1/2 percent. The net effect would be much closer to six percent.

"So without addressing any specific bill that's going to be pending, in deference to the comments made by the Ways and Means chairman, I think it is advisable, Mr. President, that we look at the total picture, some of which the Senator from Maui covered. But the broad picture of what's going to be coming by 1992 is much more severe in terms of its potential impact on our middle and lower income taxpayers. I think it's important that we remember that an excise tax is the most regressive kind of tax we can get into. And let's look at the big picture when we consider the tax burden of our people.

"Thank you, Mr. President."

Senator George also rose to speak on a point of personal privilege and remarked:

"Thank you, Mr. President.

"You know, from time to time when the Minority Floor Leader rises on a point of privilege it is indeed a point of personal privilege. He has a good many personal opinions and a strong political philosophy. In this particular case, I would like to make it very clear that the

Minority Floor Leader speaks with the enthusiastic concurrence of the Republican caucus.

"From time to time the Republicans have spoken in support of residual taxing power for the counties. I think, probably, in order not to be accused of speaking out of two sides of our face, it's important to realize that when we talk about enabling legislation that's one thing. In this particular case, although it has been called enabling legislation, the counties would have to raise the tax. In effect it's mandatory because, absent the funds from the TAT, where else are the counties going to get the money to provide the services that their charters require them to provide? So I would not perceive this as enabling legislation to let the counties raise their taxes by one percent. It would be mandatory and we would then be responsible for laying more taxes on people who are our constituents, who are already among the most heavily taxed people in the United States.

"Thank you."

Senator Solomon also rose to speak on a point of personal privilege and said:

"Mr. President, I'd like to thank the Republicans for their concerns. I have to agree with the chairman of the Ways and Means Committee. I think that the bill has a long ways to go in terms of conferencing on the items. I'm very certain that the Ways and Means Committee will take all of this into consideration as we deliberate this bill.

"Thank you."

Senator Holt also rose to speak on a point of personal privilege and remarked:

"Mr. President, speaking on a point of personal privilege, and since we've had discussion on two very important issues that are not before us I thought I'd take the time to talk about another important issue that's also not before us.

"I'm not a wrestling fan by any means. I'm a boxing fan. I know who Ben Villaflor is. But I do know who Hulk Hogan and the Ultimate Warrior are. About a month ago Sgt. Slaughter had to battle Hulk Hogan and he lost the championship to Hulk Hogan. And it was announced that Sgt. Slaughter was coming to town to meet the Ultimate Warrior. I have three little boys who are very strong wrestling fans; they've got wrestling buddies all over my house; they've got little wrestling items that they play with every day.

"I got in my car on the day that they announced the ticket sales would go on and, because we figured they'd be sold out, I drove down to Blaisdell and stood in line to get good seats and I paid \$20 a piece for them. And for the last month I've been reminded every day by my three little boys, 'Don't forget, dad, we're going to go and watch the Ultimate Warrior wrestle Sgt. Slaughter.'

"That event happened on Tuesday night. When we got to the arena there were long lines of people and kids, especially, buying Ultimate Warrior souvenirs, you name it. Lots of money was spent by a lot of people. Then at 7:30 when the events were to begin, they announced that the Ultimate Warrior was not going to be on the slate that evening; that he was in Japan and he got hurt -- to the dismay of thousands of little youngsters. There was a lot of boos.

"But, basically, the reason I bring this up is because I took it kind of personally. I hoped that what happened to Ultimate Warrior was really true; that something did

occur and it was not a fraud of any sort. I have asked the Department of Commerce and Consumer Affairs to look into the matter and to investigate the situation. I have asked Senator Ikeda to consider amending the bill to regulate wrestling in Hawaii like we do boxing, to protect the interest of the consumers, including three little ones like mine, and just in case Tom Moffatt decides to bring Hulk Hogan to town.

"Thank you."

Senator Nakasato then introduced a group of 5th and 6th grade students, accompanied by their teachers and chaperones, from the Farrington complex schools who are on a tour of the Capitol and to observe the Legislature in session. The teachers and/or chaperones representing the schools are as follows:

Fern Elementary School - Georgiana Chu;
Kaewai Elementary School - Elaine Wieben-Spencer;
Kalihi-Uka Elementary School - John Anderson and Michelle Heth;
Kalihi-Waena Elementary School - Yolanda Martinez and Ken Chang;
Kalihi Elementary School - Monita Maepono Brown;
Kalihi-Kai Elementary School - Stephanie Kinoshita;
Puuhale Elementary School - Michele Bernier; and
Kapalama Elementary School - Lisa Johnson.

ADJOURNMENT

At 12:10 o'clock p.m., on motion by Senator Solomon, seconded by Senator Reed and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, April 5, 1991.