

FIFTH DAY

Tuesday, January 26, 1993

The Senate of the Seventeenth Legislature of the State of Hawaii, Regular Session of 1993, convened at 11:34 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Stanley Amos, Pastor, Trinity Missionary Baptist Church, after which the Roll was called showing all Senators present with the exception of Senator Nakasato who was excused.

The President announced that he had read and approved the Journal of the Fourth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 117 to 123) were read by the Clerk and were placed on file:

Gov. Msg. No. 117, dated January 11, 1993, transmitting a report prepared by the Department of the Attorney General in response to H.C.R. No. 254 (1992), requesting an attorney general opinion on whether existing state law allows the state or one of its agencies to act as the master policy holder of mandatory errors and omissions insurance coverage for real estate brokers and salespersons without exposing the state or its agencies to any liability.

Gov. Msg. No. 118, dated January 12, 1993, transmitting the "Listing of Office Leases Centralized Within the Department of Accounting and General Services," January 1993, prepared by the Department of Accounting and General Services pursuant to Act 300, Section 158, SLH 1992.

Gov. Msg. No. 119, dated January 12, 1993, transmitting the report "On Act 041 (SLH 1992) Relating to Primary Care Incentive Program," prepared by the Department of Health.

Gov. Msg. No. 120, dated January 8, 1993, transmitting a report prepared by the Department of Human Services, Self-Sufficiency and Support Services Division, pursuant to Section 346-276, HRS, on the Job Opportunities and Basic Skills Program.

Gov. Msg. No. 121, dated December 7, 1992, transmitting the "1992 Annual Report of the Aloha Tower Development Corporation."

Gov. Msg. No. 122, dated January 8, 1993, transmitting the "Hawaii State Coordinating Council on Deafness Biennial Report, Fiscal Years 1991 and 1992."

Gov. Msg. No. 123, dated January 14, 1993, transmitting the report "The Future of the Child and Adolescent Mental Health System in Hawaii."

INTRODUCTION OF SENATE BILLS

On motion by Senator Ikeda, seconded by Senator Reed and carried, the following bills passed First Reading by title and were placed on the calendar for further consideration on Wednesday, January 27, 1993, and Thursday, January 28, 1993:

Senate Bill

No. 1206 "A BILL FOR AN ACT RELATING TO DISCRIMINATION."

Introduced by: Senator Fukunaga.

No. 1207 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Senator Fukunaga.

No. 1208 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A LIBRARY AT KANOELANI ELEMENTARY SCHOOL."

Introduced by: Senator Iwase.

No. 1209 "A BILL FOR AN ACT RELATING TO THE AUTHORIZATION OF SPECIAL PURPOSE REVENUE BONDS FOR ENERGY DEVELOPMENT."

Introduced by: Senator Matsuura.

No. 1210 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Matsuura.

No. 1211 "A BILL FOR AN ACT RELATING TO THE EMPLOYEE RETIREMENT SYSTEM."

Introduced by: Senator Matsuura.

No. 1212 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR DEIGN AND CONSTRUCTION OF AN EXPLORATORY WELL IN PUNA, COUNTY OF HAWAII."

Introduced by: Senator Matsuura.

No. 1213 "A BILL FOR AN ACT RELATING TO THE STATE WATER CODE."

Introduced by: Senator Matsuura.

No. 1214 "A BILL FOR AN ACT RELATING TO THE UNIFORM SIMULTANEOUS DEATH ACT."

Introduced by: Senator Kobayashi, A.

No. 1215 "A BILL FOR AN ACT RELATING TO THE UNIFORM UNINCORPORATED NONPROFIT ASSOCIATION ACT."

Introduced by: Senator Kobayashi, A.

No. 1216 "A BILL FOR AN ACT RELATING TO SPOUSES."

Introduced by: Senators Kobayashi, A., Fernandes Salling, Tungpalan, Fukunaga, Solomon, George, Ikeda.

No. 1217 "A BILL FOR AN ACT RELATING TO THE UNIFORM INTERSTATE FAMILY SUPPORT ACT."

Introduced by: Senator Kobayashi, A.

No. 1218 "A BILL FOR AN ACT RELATING TO NATURAL DISASTERS."

Introduced by: Senator Kobayashi, A.

No. 1219 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Kanno.

No. 1220 "A BILL FOR AN ACT RELATING TO REIMBURSEMENT OF PUBLIC EMPLOYEES."

Introduced by: Senator Chang.

No. 1221 "A BILL FOR AN ACT RELATING TO PUBLIC CONTRACTS."

Introduced by: Senator Chang.

No. 1222 "A BILL FOR AN ACT RELATING TO THE DIVISION OF CIVIL IDENTIFICATION."

Introduced by: Senator Chang.

No. 1223 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SALES."

Introduced by: Senators Kobayashi, B., Ikeda.

No. 1224 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONTINUATION OF THE ALOHA STATE GAMES."

Introduced by: Senator McCartney.

No. 1225 "A BILL FOR AN ACT RELATING TO PENSIONERS' BONUS."

Introduced by: Senators Aki, McCartney, Kobayashi, A.

No. 1226 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO INSTALL TRAFFIC LIGHTS AT THE INTERSECTION OF MAIPALOA STREET AND FARRINGTON HIGHWAY."

Introduced by: Senator Aki.

No. 1227 "A BILL FOR AN ACT RELATING TO CIVIL JUSTICE."

Introduced by: Senator Aki, by request.

No. 1228 "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY."

Introduced by: Senator Aki, by request.

No. 1229 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO INSTALL TRAFFIC LIGHTS AT THE INTERSECTION OF PUHANO STREET AND FARRINGTON HIGHWAY."

Introduced by: Senator Aki.

No. 1230 "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES."

Introduced by: Senator Aki, by request.

No. 1231 "A BILL FOR AN ACT RELATING TO CHILDCARE."

Introduced by: Senator Aki, by request.

No. 1232 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Aki, by request.

No. 1233 "A BILL FOR AN ACT RELATING TO CHILDCARE."

Introduced by: Senator Aki, by request.

No. 1234 "A BILL FOR AN ACT RELATING TO THE PUBLIC SERVICE COMPANY TAX."

Introduced by: Senator Aki, by request.

No. 1235 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Aki, by request.

No. 1236 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Aki, by request.

No. 1237 "A BILL FOR AN ACT RELATING TO REGULATION OF NURSING."

Introduced by: Senator Aki, by request.

No. 1238 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SOCIAL AND EMPLOYMENT SERVICES INCUBATOR PROJECT FOR THE WEST OAHU REGION."

Introduced by: Senator Aki, by request.

No. 1239 "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY."

Introduced by: Senator Aki, by request.

No. 1240 "A BILL FOR AN ACT RELATING TO EARLY RETIREMENT INCENTIVES."

Introduced by: Senator Aki, by request.

No. 1241 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DESIGN AND CONSTRUCTION OF A WEIGHT ROOM AT KAIMUKI HIGH SCHOOL."

Introduced by: Senator Kobayashi, B.

No. 1242 "A BILL FOR AN ACT RELATING TO PROFESSIONAL ENGINEERS, ARCHITECTS, SURVEYORS, AND LANDSCAPE ARCHITECTS."

Introduced by: Senator Aki, by request.

No. 1243 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ROAD AND INTERSECTION IMPROVEMENTS ALONG THE WAIANAE COAST."

Introduced by: Senator Aki.

No. 1244 "A BILL FOR AN ACT RELATING TO NURSING."

Introduced by: Senator Aki, by request.

No. 1245 "A BILL FOR AN ACT RELATING TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY."

Introduced by: Senator Aki, by request.

No. 1246 "A BILL FOR AN ACT RELATING TO INFECTIOUS AND COMMUNICABLE DISEASES."

Introduced by: Senator Aki, by request.

No. 1247 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Aki, by request.

No. 1248 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Aki, by request.

No. 1249 "A BILL FOR AN ACT RELATING TO HEALTH CARE SERVICES."

Introduced by: Senator Aki, by request.

No. 1250 "A BILL FOR AN ACT RELATING TO HEALTH PLANNING."

Introduced by: Senator Aki, by request.

No. 1251 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Aki, by request.

No. 1252 "A BILL FOR AN ACT RELATING TO MEDICAL TORTS."

Introduced by: Senator Aki, by request.

No. 1253 "A BILL FOR AN ACT RELATING TO NONECONOMIC LOSSES."

Introduced by: Senator Aki, by request.

No. 1254 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Aki, by request.

No. 1255 "A BILL FOR AN ACT RELATING TO ATTORNEY'S FEES."

Introduced by: Senator Aki, by request.

No. 1256 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Aki, by request.

No. 1257 "A BILL FOR AN ACT RELATING TO MEDICAL TORTS."

Introduced by: Senator Aki, by request.

No. 1258 "A BILL FOR AN ACT RELATING TO TORTS."

Introduced by: Senator Aki, by request.

No. 1259 "A BILL FOR AN ACT RELATING TO FEES, COSTS, AND EXPENSES OF LITIGATION."

Introduced by: Senator Aki, by request.

No. 1260 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senator McCartney, by request.

No. 1261 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Fernandes Salling, by request.

No. 1262 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE."

Introduced by: Senator Fernandes Salling, by request.

No. 1263 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Fernandes Salling, by request.

No. 1264 "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE."

Introduced by: Senator Ikeda.

No. 1265 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Senator Ikeda.

No. 1266 "A BILL FOR AN ACT RELATING TO DISCLOSURES IN REAL ESTATE TRANSACTIONS."

Introduced by: Senator Ikeda.

No. 1267 "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE."

Introduced by: Senator Ikeda.

No. 1268 "A BILL FOR AN ACT RELATING TO ANIMAL QUARANTINE."

Introduced by: Senator Ikeda.

No. 1269 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO ALLOW THE LIEUTENANT GOVERNOR TO SERVE AS THE HEAD OF A PRINCIPAL DEPARTMENT."

Introduced by: Senator Hagino.

No. 1270 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senator Hagino.

No. 1271 "A BILL FOR AN ACT RELATING TO REGULATION OF PRIVATE HOSPITALS."

Introduced by: Senator Hagino, by request.

No. 1272 "A BILL FOR AN ACT RELATING TO DISCLOSURES IN REAL ESTATE TRANSACTIONS."

Introduced by: Senator Hagino.

No. 1273 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE RENOVATION AND EXPANSION OF THE LEILEHUA HIGH SCHOOL LIBRARY."

Introduced by: Senator Hagino.

No. 1274 "A BILL FOR AN ACT RELATING TO THE HAWAII PROPERTY INSURANCE ASSOCIATION."

Introduced by: Senators Levin, Ikeda.

No. 1275 "A BILL FOR AN ACT RELATING TO FAMILY CENTERS."

Introduced by: Senators Levin, Grauly.

No. 1276 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH SERVICES."

Introduced by: Senators Levin, Kobayashi, B.

No. 1277 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Levin.

No. 1278 "A BILL FOR AN ACT RELATING TO GOLF COURSE DEVELOPMENT."

Introduced by: Senators Levin, Chang.

No. 1279 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH A PERMANENT COUNTY EXTENSION AGENT IN KAUAI FOR THE DIVERSIFIED CROPS PROGRAM."

Introduced by: Senator Fernandes Salling.

No. 1280 "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATION RESERVES."

Introduced by: Senator Fernandes Salling.

No. 1281 "A BILL FOR AN ACT ESTABLISHING THE POSITION OF CONTROLLER OF THE CHILD SUPPORT ENFORCEMENT AGENCY OF THE DEPARTMENT OF THE ATTORNEY GENERAL AND MAKING AN APPROPRIATION THEREFOR."

Introduced by: Senator Gaulty.

No. 1282 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCHOOL-BASED FAMILY DEVELOPMENT PROGRAMS."

Introduced by: Senator McCartney.

No. 1283 "A BILL FOR AN ACT RELATING TO PENSION AND RETIREMENT SYSTEMS."

Introduced by: Senator McCartney, by request.

No. 1284 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR PARENT-COMMUNITY NETWORKING CENTERS."

Introduced by: Senator McCartney.

No. 1285 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senator Matsunaga.

No. 1286 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE PACIFIC MAPPING CENTER AT THE UNIVERSITY OF HAWAII."

Introduced by: Senator Matsunaga.

No. 1287 "A BILL FOR AN ACT RELATING TO MARINE DEVELOPMENT."

Introduced by: Senator Matsunaga.

No. 1288 "A BILL FOR AN ACT RELATING TO STATE ALTERNATIVE FUEL VEHICLES."

Introduced by: Senator Matsunaga.

No. 1289 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RELOCATION OF RESIDENCES."

Introduced by: Senator Matsunaga.

No. 1290 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Blair.

No. 1291 "A BILL FOR AN ACT RELATING TO PISTOLS."

Introduced by: Senator Blair.

No. 1292 "A BILL FOR AN ACT RELATING TO TIME SHARING."

Introduced by: Senator Blair.

No. 1293 "A BILL FOR AN ACT RELATING TO TIME SHARE PLANS."

Introduced by: Senator Blair.

No. 1294 "A BILL FOR AN ACT RELATING TO TREE FARMS."

Introduced by: Senator George.

No. 1295 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE REPLACEMENT OF CIVIL AIR PATROL HANGERS AND FACILITIES."

Introduced by: Senator Aki, by request.

No. 1296 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION."

Introduced by: Senator Fukunaga.

No. 1297 "A BILL FOR AN ACT RELATING TO FOOD CONTAINERS."

Introduced by: Senator Fukunaga.

No. 1298 "A BILL FOR AN ACT RELATING TO THE TOBACCO TAX."

Introduced by: Senator Fukunaga.

No. 1299 "A BILL FOR AN ACT RELATING TO LIQUOR TAXATION."

Introduced by: Senator Holt.

No. 1300 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO DEVELOP AN ALIEN SPECIES ACTION PLAN."

Introduced by: Senator Holt.

No. 1301 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HONOLULU COMMUNITY COLLEGE AUTOMOTIVE SHOP."

Introduced by: Senator Holt.

No. 1302 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE."

Introduced by: Senator Holt.

No. 1303 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Holt.

No. 1304 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Mizuguchi, Grauly.

No. 1305 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Mizuguchi, Grauly.

No. 1306 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Mizuguchi, Grauly.

No. 1307 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Mizuguchi.

No. 1308 "A BILL FOR AN ACT RELATING TO LEAD ACID BATTERIES."

Introduced by: Senator Chang.

No. 1309 "A BILL FOR AN ACT RELATING TO THE STATE SATELLITE OFFICE PROGRAM."

Introduced by: Senator Chang.

No. 1310 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Senator Reed.

No. 1311 "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 INITIATIVE."

Introduced by: Senator Reed.

ORDER OF THE DAY

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Friday, January 22, 1993:

Senate Bill	Referred to:
No. 745	Committee on Legislative Management
No. 746	Committee on Judiciary
No. 747	Committee on Education, Labor and Employment, then to the Committee on Ways and Means
No. 748	Committee on Education, Labor and Employment, then to the Committee on Ways and Means
No. 749	Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means
No. 750	Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means
No. 751	Committee on Education, Labor and Employment, then to the Committee on Ways and Means
No. 752	Committee on Health, then to the Committee on Ways and Means
No. 753	Committee on Health, then to the Committee on Ways and Means

No. 754 Committee on Education, Labor and Employment, then to the Committee on Ways and Means

No. 755 Committee on Agriculture, then to the Committee on Ways and Means

No. 756 Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means

No. 757 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 758 Committee on Judiciary

No. 759 Committee on Public Safety and Corrections, then to the Committee on Ways and Means

No. 760 Committee on Judiciary

No. 761 Committee on Human Services, then to the Committee on Health

No. 762 Committee on Education, Labor and Employment, then to the Committee on Ways and Means

No. 763 Committee on Judiciary

No. 764 Jointly to the Committee on Health and the Committee on Education, Labor and Employment, then to the Committee on Ways and Means

No. 765 Committee on Public Safety and Corrections

No. 766 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 767 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means

No. 768 Committee on Judiciary

No. 769 Committee on Judiciary

No. 770 Committee on Judiciary

No. 771 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means

No. 772 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary

No. 773 Committee on Judiciary

No. 774 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary

No. 775 Committee on Judiciary, then to the Committee on Ways and Means

No. 776 Committee on Judiciary

No. 777 Committee on Judiciary

No. 778 Committee on Judiciary

No. 779 Committee on Judiciary

No. 780 Committee on Judiciary

No. 781	Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means	No. 808	Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
No. 782	Committee on Judiciary	No. 809	Committee on Human Services, then to the Committee on Ways and Means
No. 783	Committee on Judiciary	No. 810	Committee on Consumer Protection
No. 784	Committee on Judiciary	No. 811	Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
No. 785	Committee on Judiciary	No. 812	Committee on Judiciary
No. 786	Committee on Judiciary	No. 813	Committee on Judiciary, then to the Committee on Ways and Means
No. 787	Committee on Judiciary, then to the Committee on Ways and Means	No. 814	Committee on Judiciary
No. 788	Committee on Judiciary, then to the Committee on Ways and Means	No. 815	Committee on Agriculture, then to the Committee on Ways and Means
No. 789	Committee on Housing, then to the Committee on Ways and Means	No. 816	Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture, then to the Committee on Ways and Means
No. 790	Jointly to the Committee on Housing and the Committee on Judiciary, then to the Committee on Ways and Means	No. 817	Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture, then to the Committee on Ways and Means
No. 791	Committee on Agriculture, then to the Committee on Ways and Means	No. 818	Committee on Consumer Protection, then to the Committee on Ways and Means
No. 792	Committee on Agriculture	No. 819	Committee on Consumer Protection
No. 793	Committee on Education, Labor and Employment, then to the Committee on Ways and Means	No. 820	Committee on Legislative Management
No. 794	Committee on Consumer Protection, then to the Committee on Judiciary	No. 821	Committee on Consumer Protection
No. 795	Committee on Consumer Protection, then to the Committee on Ways and Means	No. 822	Committee on Consumer Protection
No. 796	Committee on Education, Labor and Employment, then to the Committee on Judiciary	No. 823	Committee on Consumer Protection
No. 797	Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means	No. 824	Committee on Consumer Protection
No. 798	Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means	No. 825	Committee on Consumer Protection
No. 799	Committee on Health, then to the Committee on Consumer Protection	No. 826	Committee on Consumer Protection
No. 800	Committee on Consumer Protection, then to the Committee on Judiciary	No. 827	Committee on Consumer Protection
No. 801	Committee on Consumer Protection	No. 828	Committee on Consumer Protection
No. 802	Committee on Consumer Protection	No. 829	Committee on Consumer Protection
No. 803	Committee on Judiciary	No. 830	Committee on Consumer Protection
No. 804	Committee on Health, then to the Committee on Ways and Means	No. 831	Committee on Human Services, then to the Committee on Judiciary
No. 805	Committee on Judiciary	No. 832	Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
No. 806	Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means	No. 833	Committee on Judiciary
No. 807	Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Judiciary	No. 834	Committee on Judiciary
		No. 835	Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
		No. 836	Committee on Human Services, then to the Committee on Ways and Means

- No. 837 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Judiciary
- No. 838 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 839 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 840 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 841 Committee on Consumer Protection, then to the Committee on Ways and Means
- No. 842 Committee on Ways and Means
- No. 843 Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means
- No. 844 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 845 Committee on Judiciary
- No. 846 Committee on Consumer Protection
- No. 847 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 848 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 849 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 850 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 851 Committee on Agriculture, then to the Committee on Ways and Means
- No. 852 Jointly to the Committee on Judiciary and the Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 853 Committee on Judiciary
- No. 854 Jointly to the Committee on Tourism, Recreation and Transportation and the Committee on Agriculture, then to the Committee on Ways and Means
- No. 855 Committee on Agriculture, then to the Committee on Ways and Means
- No. 856 Committee on Ways and Means
- No. 857 Committee on Judiciary, then to the Committee on Ways and Means
- No. 858 Jointly to the Committee on Tourism, Recreation and Transportation and the Committee on Planning, Land and Water Use Management, then to the Committee on Judiciary
- No. 859 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 860 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 861 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 862 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 863 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 864 Jointly to the Committee on Higher Education, Culture, Arts and Historic Preservation and the Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means
- No. 865 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
- No. 866 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 867 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 868 Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means
- No. 869 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 870 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 871 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 872 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 873 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 874 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 875 Jointly to the Committee on Judiciary and the Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means
- No. 876 Committee on Judiciary, then to the Committee on Ways and Means
- No. 877 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 878 Jointly to the Committee on Judiciary and the Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 879 Committee on Education, Labor and Employment, then to the Committee on Ways and Means

- No. 880 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 881 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 882 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 883 Committee on Judiciary
- No. 884 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
- No. 885 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 886 Jointly to the Committee on Public Safety and Corrections and the Committee on Human Services, then to the Committee on Judiciary
- No. 887 Committee on Judiciary, then to the Committee on Ways and Means
- No. 888 Committee on Judiciary
- No. 889 Committee on Health, then to the Committee on Ways and Means
- No. 890 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
- No. 891 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
- No. 892 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
- No. 893 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 894 Committee on Consumer Protection
- No. 895 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Planning, Land and Water Use Management
- No. 896 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 897 Committee on Agriculture, then to the Committee on Ways and Means
- No. 898 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 899 Committee on Tourism, Recreation and Transportation, then to the Committee on Judiciary
- No. 900 Committee on Planning, Land and Water Use Management, then to the Committee on Judiciary
- No. 901 Committee on Judiciary, then to the Committee on Ways and Means
- No. 902 Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means
- No. 903 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 904 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 905 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 906 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 907 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 908 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 909 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 910 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 911 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 912 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 913 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 914 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 915 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 916 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 917 Committee on Judiciary, then to the Committee on Ways and Means
- No. 918 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 919 Committee on Judiciary
- No. 920 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 921 Committee on Planning, Land and Water Use Management
- No. 922 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 923 Committee on Science, Technology and Economic Development
- No. 924 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 925 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 926 Committee on Planning, Land and Water Use Management

- No. 927 Committee on Planning, Land and Water Use Management
- No. 928 Committee on Planning, Land and Water Use Management
- No. 929 Committee on Human Services, then to the Committee on Ways and Means
- No. 930 Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means
- No. 931 Committee on Judiciary, then to the Committee on Ways and Means
- No. 932 Committee on Consumer Protection, then to the Committee on Ways and Means
- No. 933 Jointly to the Committee on Government Operations, Environmental Protection and Hawaiian Programs and the Committee on Agriculture
- No. 934 Jointly to the Committee on Government Operations, Environmental Protection and Hawaiian Programs and the Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 935 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 936 Committee on Consumer Protection, then to the Committee on Judiciary
- No. 937 Committee on Judiciary
- No. 938 Jointly to the Committee on Science, Technology and Economic Development and the Committee on Public Safety and Corrections, then to the Committee on Ways and Means
- No. 939 Committee on Consumer Protection, then to the Committee on Ways and Means
- No. 940 Committee on Consumer Protection, then to the Committee on Judiciary
- No. 941 Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means
- No. 942 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 943 Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means
- No. 944 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 945 Jointly to the Committee on Planning, Land and Water Use Management and the Committee on Agriculture, then to the Committee on Ways and Means
- No. 946 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 947 Committee on Judiciary
- No. 948 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 949 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 950 Committee on Science, Technology and Economic Development
- No. 951 Committee on Health, then to the Committee on Judiciary
- No. 952 Committee on Health, then to the Committee on Ways and Means
- No. 953 Committee on Consumer Protection
- No. 954 Committee on Education, Labor and Employment, then to the Committee on Ways and Means
- No. 955 Committee on Judiciary
- No. 956 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 957 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 958 Committee on Consumer Protection
- No. 959 Committee on Science, Technology and Economic Development, then to the Committee on Planning, Land and Water Use Management
- No. 960 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 961 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 962 Committee on Health
- No. 963 Committee on Judiciary
- No. 964 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 965 Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means
- No. 966 Committee on Consumer Protection
- No. 967 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 968 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 969 Committee on Consumer Protection
- No. 970 Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means
- No. 971 Committee on Education, Labor and Employment, then to the Committee on Ways and Means

No. 972	Committee on Judiciary, then to the Committee on Ways and Means	No. 999	Committee on Consumer Protection
No. 973	Committee on Education, Labor and Employment, then to the Committee on Ways and Means	No. 1000	Committee on Consumer Protection
No. 974	Committee on Government Operations, Environmental Protection and Hawaiian Programs, then to the Committee on Ways and Means	No. 1001	Committee on Consumer Protection
No. 975	Committee on Agriculture, then to the Committee on Ways and Means	No. 1002	Committee on Consumer Protection
No. 976	Committee on Judiciary	No. 1003	Committee on Consumer Protection
No. 977	Committee on Judiciary	No. 1004	Committee on Consumer Protection
No. 978	Committee on Judiciary	No. 1005	Committee on Consumer Protection
No. 979	Committee on Ways and Means	No. 1006	Committee on Consumer Protection
No. 980	Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means	No. 1007	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 981	Committee on Planning, Land and Water Use Management, then to the Committee on Ways and Means	No. 1008	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 982	Committee on Planning, Land and Water Use Management	No. 1009	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 983	Committee on Human Services, then to the Committee on Ways and Means	No. 1010	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 984	Committee on Higher Education, Culture, Arts and Historic Preservation, then to the Committee on Ways and Means	No. 1011	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 985	Committee on Consumer Protection, then to the Committee on Judiciary	No. 1012	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 986	Committee on Consumer Protection, then to the Committee on Judiciary	No. 1013	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 987	Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means	No. 1014	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 988	Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means	No. 1015	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 989	Committee on Human Services, then to the Committee on Ways and Means	No. 1016	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 990	Committee on Science, Technology and Economic Development, then to the Committee on Ways and Means	No. 1017	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 991	Committee on Agriculture	No. 1018	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 992	Committee on Agriculture	No. 1019	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 993	Committee on Agriculture	No. 1020	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 994	Committee on Agriculture	No. 1021	Committee on Government Operations, Environmental Protection and Hawaiian Programs
No. 995	Committee on Consumer Protection		
No. 996	Committee on Consumer Protection		
No. 997	Committee on Consumer Protection		
No. 998	Committee on Consumer Protection		

No. 1022 Operations, Programs	Committee on Environmental Protection and Hawaiian	No. 1053	Committee on Judiciary
No. 1023 Operations, Programs	Committee on Environmental Protection and Hawaiian	No. 1054	Committee on Judiciary
No. 1024 Operations, Programs	Committee on Environmental Protection and Hawaiian	No. 1055	Committee on Judiciary
No. 1025 Operations, Programs	Committee on Environmental Protection and Hawaiian	No. 1056	Committee on Judiciary
No. 1026 Operations, Programs	Committee on Environmental Protection and Hawaiian	No. 1057 Management	Committee on Legislative
No. 1027 Operations, Programs	Committee on Environmental Protection and Hawaiian	No. 1058 Management	Committee on Legislative
No. 1028 Operations, Programs	Committee on Environmental Protection and Hawaiian	No. 1059 Management	Committee on Legislative
No. 1029	Committee on Health	No. 1060	Committee on Planning, Land and Water Use Management
No. 1030	Committee on Health	No. 1061	Committee on Planning, Land and Water Use Management
No. 1031	Committee on Health	No. 1062	Committee on Planning, Land and Water Use Management
No. 1032	Committee on Housing	No. 1063	Committee on Planning, Land and Water Use Management
No. 1033	Committee on Housing	No. 1064	Committee on Planning, Land and Water Use Management
No. 1034	Committee on Housing	No. 1065	Committee on Planning, Land and Water Use Management
No. 1035	Committee on Housing	No. 1066	Committee on Planning, Land and Water Use Management
No. 1036	Committee on Housing	No. 1067	Committee on Planning, Land and Water Use Management
No. 1037	Committee on Housing	No. 1068	Committee on Planning, Land and Water Use Management
No. 1038	Committee on Housing	No. 1069	Committee on Public Safety and Corrections
No. 1039	Committee on Housing	No. 1070	Committee on Public Safety and Corrections
No. 1040	Committee on Human Services	No. 1071	Committee on Public Safety and Corrections
No. 1041	Committee on Human Services	No. 1072	Committee on Public Safety and Corrections
No. 1042	Committee on Human Services	No. 1073	Committee on Public Safety and Corrections
No. 1043	Committee on Human Services	No. 1074	Committee on Public Safety and Corrections
No. 1044	Committee on Human Services	No. 1075	Committee on Tourism, Recreation and Transportation
No. 1045	Committee on Human Services	No. 1076	Committee on Tourism, Recreation and Transportation
No. 1046	Committee on Human Services	No. 1077	Committee on Tourism, Recreation and Transportation
No. 1047	Committee on Human Services	No. 1078	Committee on Tourism, Recreation and Transportation
No. 1048	Committee on Judiciary		
No. 1049	Committee on Judiciary		
No. 1050	Committee on Judiciary		
No. 1051	Committee on Judiciary		
No. 1052	Committee on Judiciary		

No. 1079	Committee on Tourism, Recreation and Transportation, then to the Committee on Ways and Means	No. 1103	Committee on Science, Technology and Economic Development
No. 1080	Committee on Tourism, Recreation and Transportation	No. 1104	Committee on Education, Labor and Employment
No. 1081	Committee on Tourism, Recreation and Transportation	No. 1105	Committee on Education, Labor and Employment
No. 1082	Committee on Tourism, Recreation and Transportation	No. 1106	Committee on Education, Labor and Employment
No. 1083	Committee on Tourism, Recreation and Transportation	No. 1107	Committee on Education, Labor and Employment
No. 1084	Committee on Tourism, Recreation and Transportation	No. 1108	Committee on Education, Labor and Employment
No. 1085	Committee on Tourism, Recreation and Transportation	No. 1109	Committee on Education, Labor and Employment
No. 1086	Committee on Tourism, Recreation and Transportation	No. 1110	Committee on Education, Labor and Employment
No. 1087	Committee on Higher Education, Culture, Arts and Historic Preservation	No. 1111	Committee on Education, Labor and Employment
No. 1088	Committee on Higher Education, Culture, Arts and Historic Preservation	No. 1112	Committee on Education, Labor and Employment
No. 1089	Committee on Higher Education, Culture, Arts and Historic Preservation	No. 1113	Committee on Ways and Means
No. 1090	Committee on Higher Education, Culture, Arts and Historic Preservation	No. 1114	Committee on Ways and Means
No. 1091	Committee on Higher Education, Culture, Arts and Historic Preservation	No. 1115	Committee on Ways and Means
No. 1092	Committee on Higher Education, Culture, Arts and Historic Preservation	No. 1116	Committee on Ways and Means
No. 1093	Committee on Government Operations, Environmental Protection and Hawaiian Programs	No. 1117	Committee on Ways and Means
No. 1094	Committee on Government Operations, Environmental Protection and Hawaiian Programs	No. 1118	Committee on Ways and Means
No. 1095	Committee on Government Operations, Environmental Protection and Hawaiian Programs	No. 1119	Committee on Ways and Means
No. 1096	Committee on Science, Technology and Economic Development	No. 1120	Committee on Ways and Means
No. 1097	Committee on Science, Technology and Economic Development	No. 1121	Committee on Ways and Means
No. 1098	Committee on Science, Technology and Economic Development	No. 1122	Committee on Ways and Means
No. 1099	Committee on Science, Technology and Economic Development	No. 1123	Committee on Science, Technology and Economic Development
No. 1100	Committee on Science, Technology and Economic Development	No. 1124	Committee on Human Services
No. 1101	Committee on Science, Technology and Economic Development	No. 1125	Committee on Ways and Means
No. 1102	Committee on Science, Technology and Economic Development	No. 1126	Committee on Ways and Means

At 11:39 o'clock a.m., the Senate stood in recess until 4:00 o'clock p.m.

AFTERNOON SESSION

The Senate reconvened at 5:17 o'clock p.m.

SENATE RESOLUTION

The following resolution (S.R. No. 3) was read by the Clerk and was disposed of as follows:

Senate Resolution

No. 3 "SENATE RESOLUTION RELATING TO THE ADOPTION OF THE RULES OF THE SENATE."

Offered by: Senators Matsuura, George.

Senator Matsuura then moved that S.R. No. 3 be adopted, seconded by Senator George.

Senator Mizuguchi then rose to speak in support of the resolution with reservations and stated:

"Mr. President, I support the progress that has been made in updating the rules of the Senate. But it is just that, a measure of progress, and more needs to be done.

"Nine members of this body proposed to you last December 1st an agenda of 23 reforms, including changes to the rules, to make the Senate more responsive, accessible, and accountable to the people.

"Some of our proposals are reflected in the new rules. Others are not, but they should not be foreclosed.

"As the session proceeds to mid-passage, the public will begin to perceive the differences in how the Senate operates and how the House of Representatives operates. If the House lives up to its rules, its new procedures for committee decision-making will be viewed by the public as being more open and accountable than those of the Senate.

"We should hold ourselves open to further changes in committee procedures.

"And you, Mr. President, can make the Senate floor the forum of debate and exchange of ideas that it is in the United States Senate and the senates of many other states.

"We previously brought to your attention that the practice of decking most bills at the deadline has the effect of precluding floor amendments. Senators are cut off from the traditional process of offering proposals on the floor on Third Reading. Consequently, the Senate is weakened as a deliberative body.

"In reviewing the Legislative timetable, amendments may be offered during the first crossover. However, to avoid any misunderstanding, Mr. President, we urge you to secure agreement with the House of Representatives that bills which are amended on the floor do not need to meet the crossover deadlines. This change would strengthen both houses.

"Mr. President, if you move forward on this and other reforms, we will support you in your efforts."

Senator Mizuguchi then asked:

"As a matter of record, Mr. President, may we submit into the Senate Journal the letter to you dated December 1, 1992, that outlines our reform proposals?"

The Chair so ordered and identified the attachment of the letter to Senate President Aki from Senators Blair, Chang, Fernandes Salling, Fukunaga, Grauly, Hagino, Mizuguchi, Solomon and Tanaka, dated December 1, 1992, as Exhibit "I."

Senator Ikeda, in support of the resolution, then said:

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

"Mr. President, I think that when you appointed the Majority Leader and Senator Kobayashi and myself to work on the revisions to the rules we did so in a very deliberative manner. We took into consideration the suggestions from the nine people and most of those suggestions have been incorporated into the rules, where

they were workable. We have agreed to amendments, even up to the last minute. I believe that we have been very open and accommodating. I think that this is a very sound document and one that we can be proud of. Thank you."

Senator Ikeda requested the inclusion of the "Senate Reform Announcement" into the Senate Journal.

The Chair so ordered and identified the attachment as Exhibit "II."

Senator Solomon then rose to state:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, I would like to go on record in support of Senator Mizuguchi's remarks and I want to reassure you that the nine of us stand ready to work towards openness and fairness during the coming days here in the Senate.

"We want to assure you, Mr. President, that we are now ready to move ahead, in all hopes that we can continue dialogue and we can continue to reassure ourselves as well as our constituencies, that by our actions there is indeed openness and fairness here in the Senate. Thank you."

At 5:22 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:24 o'clock p.m.

Senator Matsuura, in support of the resolution, stated:

"Mr. President, the changes in Senate rule 21, rule 22 and rule 85, a copy of which is on each Senator's desk, will be substituted for those in the printed copy of the Rules of the Senate that is before us. Therefore, we will be voting on the corrected Rules of the Senate."

The Chair then made the following observation:

"Members of the Senate, in our rush to provide a copy of the just agreed Senate rules, the changes are attached. For the benefit of all members, the changes will be made and incorporated into the Rules of the Senate. Unless there are strong objections by members of the Senate, the Chair would like to request the adoption of the resolution providing for the adoption of the Senate rules with the changes before us."

Senator Solomon on a point of information inquired:

"Mr. President, as you indicate, you are talking about the changes to the Senate rules, copies of which have been furnished to us, that are going to be incorporated into the document that is before us entitled 'Rules of the Senate'? That is what we are voting on?"

The Chair responded in the affirmative.

The motion was then put by the Chair and carried, and S.R. No. 3, entitled: "SENATE RESOLUTION RELATING TO THE ADOPTION OF THE RULES OF THE SENATE," was adopted.

At 5:25 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:26 o'clock p.m.

Senator Solomon on another point of information inquired:

"Mr. President, could you please inform us as to the members serving on the Ways and Means Committee? It is my understanding that membership on committees are still under negotiation. Could you please read the names of those that are on the Ways and Means Committee? Thank you."

At 5:28 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:30 o'clock p.m.

At this time, the President announced the appointment of members to the Senate Ways and Means Committee as follows:

Senator A. Kobayashi, Chair
Senator B. Kobayashi, Vice Chair
Senator Russell Blair
Senator Lehua Fernandes Salling
Senator Carol Fukunaga
Senator Gerald Hagino
Senator Milton Holt
Senator Brian Kanno
Senator Andrew Levin
Senator Richard Matsuura
Senator Eloise Y. Tungpalan
Senator Mary George.

ADJOURNMENT

At 5:32 o'clock p.m., on motion by Senator Ikeda, seconded by Senator Reed and carried, the Senate adjourned until 9:15 o'clock a.m., Wednesday, January 27, 1993.

RICHARD S. H. WONG
PRESIDENT

JAMES AKI
VICE-PRESIDENT

GERALD T. HAGINO
MAJORITY LEADER
CHAIR, LEADERSHIP COMMITTEE
ON LEGISLATIVE MANAGEMENT

MALAMA SOLOMON
MAJORITY FLOOR LEADER

BERTRAND KOBAYASHI
MAJORITY POLICY LEADER

ANDREW LEVIN
MAJORITY CAUCUS LEADER

RANDY IWASE
MAJORITY WHIP

ANN KOBAYASHI
CHAIR, LEADERSHIP COMMITTEE
ON EXECUTIVE APPOINTMENTS

MARY GEORGE
MINORITY LEADER

RICK REED
MINORITY FLOOR LEADER

FIRST DISTRICT
ANDREW LEVIN

SECOND DISTRICT
RICHARD M. MATSUURA

THIRD DISTRICT
MALAMA SOLOMON

FOURTH DISTRICT
MAMORU YAMASAKI

FIFTH DISTRICT
RICK REED

SIXTH DISTRICT
RANDY IWASE

SEVENTH DISTRICT
GERALD T. HAGINO

EIGHTH DISTRICT
MIKE MCCARTNEY

NINTH DISTRICT
STANLEY T. KOKI

TENTH DISTRICT
MARY GEORGE

ELEVENTH DISTRICT
DONNA R. IKEDA

TWELFTH DISTRICT
STEVE COBB

THIRTEENTH DISTRICT
BERTRAND KOBAYASHI

FOURTEENTH DISTRICT
ANN KOBAYASHI

FIFTEENTH DISTRICT
MARY-JANE MCMURDO

SIXTEENTH DISTRICT
RUSSELL BLAIR

SEVENTEENTH DISTRICT
ANTHONY K. U. CHANG

EIGHTEENTH DISTRICT
MILTON HOLT

NINETEENTH DISTRICT
DENNIS M. NAKASATO

TWENTIETH DISTRICT
RICHARD S. H. WONG

TWENTY-FIRST DISTRICT
NORMAN MIZUGUCHI

TWENTY-SECOND DISTRICT
ELOISE YAMASHITA TUNGPALEN

TWENTY-THIRD DISTRICT
MIKE CROZIER

TWENTY-FOURTH DISTRICT
JAMES AKI

TWENTY-FIFTH DISTRICT
LEHUA FERNANDES SALLING

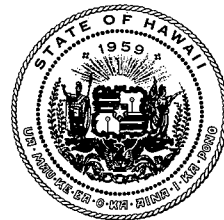
CHIEF CLERK
T. DAVID WOO, JR.

Exhibit "I"

The Senate
The Sixteenth Legislature

of the
State of Hawaii

STATE CAPITOL
HONOLULU, HAWAII 96813



December 1, 1992

The Honorable James Aki
President of the Senate
Hemmeter, Room 507
Honolulu, Hawaii 96813

Dear Mr. President:

The people have spoken, and their message is that they want from their government, not business as usual, but change for the better. As a new national administration prepares to take office and redirect the country's course, the time is also propitious for the Hawaii State Senate to make itself more responsive, accessible, and accountable to the people we serve.

We have conducted a searching self-examination of the Senate's organization and practices for the purpose of recommending changes to make the Senate a more effective body. In conducting the examination and developing proposals for reform, we have been guided by the following principles:

- The organization and procedures of the Senate should provide for and promote increased meaningful participation by all of its members.
- The process of deliberation on legislative measures should be clearly defined and structured to encourage cooperation and consensus.
- The Senate's business is the public's business, and therefore, its deliberations and processes should be open to full public view and scrutiny.

- . Members of the Senate should be held accountable to high standards of personal conduct.
- ✓ Economies and savings in legislative expenses should be sought and realized wherever possible.

Our examination of the Senate's organization and practices against the preceding guiding principles persuade us that the Senate should undertake a number of needed reforms. These reforms are outlined here for your immediate consideration and for subsequent action by the full Senate. The proposals are grouped according to whether they require legislation, change to a Senate rule, agreement between the House and Senate, or can be implemented without formal action.

I. Reforming Requiring Legislation

1. Reduction of Senate budget. The appropriations for the expenses of the Senate in the next fiscal period should be reduced by at least 5% from the current fiscal period.

Such a reduction could save at least \$240,000 and demonstrate that the Senate is willing to share in the burden of budgetary constraints affecting the programs and operations of State government.

II. Amendment of Senate Rules

2. Open committee decision-making and recorded votes. No measure should be recommended for passage unless such action shall have been approved by a majority of the committee in a public meeting. The committee should keep a record of each member's attendance and vote. Such records should be public.

These changes are intended to promote greater accountability of committee chairs and members. Decisions on legislative measures will be made through a formal, open process, and each individual's decisions will be a matter of record.

3. Open caucuses. Party caucuses should be open to the public to the same extent that meetings are open under Chapter 92, HRS, "Public Agency Meetings and Records."

The removal of the veil of secrecy surrounding party caucuses would allay the public's suspicion and apprehension that shady deals are cut behind closed doors. Openness would instill greater public trust in the Senate's deliberations and greater confidence in its actions.

4. Appeals process for referral of bills. There should be a formal appeals process for disagreements regarding referrals of bills to committees. A member disagreeing with the referral of a bill should express the disagreement in writing to the President, setting forth the reasons for the disagreement and the referral that the member believes would be more appropriate. Unless the requested referral is made, the President should respond in writing within four calendar days, excluding holidays and weekends. Copies of both the initial communication and the response should be sent to all affected committee chairs and filed with the Clerk of the Senate. The communications should be noted on the calendar and be available to the public. Appeals from the decision of the President may be made to the full Senate any time after the four days have elapsed.

A formal appeals process would bring into the open all disagreements concerning the referral of measures and provide a reasonable process for resolving the disagreements. There would be greater accountability in making referrals and raising objections.

5. Prior concurrence on committee amendments. If a measure is referred consecutively to two or more committees, the committee first named should be the primary committee whose prior concurrence must be obtained as a prerequisite to amendments by subsequent committees. When the chair of a primary committee objects to the consideration of a measure on the grounds that amendments have been made without the primary committee's prior concurrence, the measure should be recommitted for further consideration and resolution by the respective chairs.

The requirement for prior concurrence and its enforcement would reduce the conflict and divisiveness which occur when a committee rewrites, sometimes completely, the first committee's draft. Together with an emphasis on concurrent referral of measures (discussed in a subsequent section), prior concurrence would encourage legislation to be developed by consultation, cooperation and consensus rather than through happenstance and the exercise of expedient political authority.

6. Appropriation recommendations of subject matter committees. The recommendations of the subject matter committees concerning appropriations in the General Appropriations Bill and Supplemental Appropriations Bill for programs under their scope of responsibility should be made in a formal written report signed by members of the committee. Provided that the subject matter committee has observed the expenditure ceiling specified by the Committee on Ways and Means, amendments to the subject matter committee's appropriation recommendations should be made only with its prior concurrence.

The subject matter committees are in the best position to know what level of funding is needed for the specific programs under their jurisdiction. On the other hand, the Committee on Ways and Means has the responsibility to ensure that proposed expenditure levels are in line with anticipated resources. Requiring the subject matter committees to report their budget recommendations on a formal basis and applying prior concurrence for any subsequent amendments would broaden effective participation and advance accountability in the appropriations process.

7. Reporting of Senate expenditures. On a quarterly basis, the Legislative Management Committee should issue a report that identifies expenditures with reasonable particularity, naming the vendors and the products or services being purchased and, where applicable, the office or offices incurring the expenditures. A schedule should be included listing all expenditures for out-of-state travel with information as to the specific senators incurring the expenditures, the purpose and costs of each trip, and identification of reports and supporting information on the public purpose of the trip.

Timely public reports on Senate expenditures would establish a continuing means by which the public can hold the Senate accountable for the use of taxpayer resources and alert members and the public to possible inappropriate or marginal use of funds. Just as Senate business is the people's business, Senate spending should be accountable as the people's money.

8. Notice of hearings and meetings. There should be a requirement of 72-hours notice, excluding weekends and holidays, for committee hearings or decision making sessions.

There have been complaints that interested parties receive notices of hearings and meetings after they are held, thereby depriving them of the opportunity to participate in deliberations. With a modicum of planning by committees, sufficient notice should be provided to the public for all committee deliberations, thereby encouraging full and timely involvement by our citizens.

9. Attendance at sessions. Members of the Senate who are not present for a session should be listed as absent, unless they have contacted the office of the President and explained the reasons for their absence. The reason for a member being excused should be made a part of the record. Members should be permitted to explain an absence at the next session that they attend.

Citizens have a reasonable expectation that the legislators they elect should be on the job all or most of the time. A formal record of session attendance (and reasons for non-attendance) by Senate members would promote individual participation and accountability.

10. High standards of personal conduct. The Legislative Management Committee and the Judiciary Committee should develop a code of conduct to promote and enforce high standards of personal conduct. The code should include safeguards and enforcement against sexual harassment. The membership of the same two committees should convene, as a Senate Ethics Committee, as necessary to investigate complaints filed by members of the general public, legislative staff, or legislators.

The Senate at present has no code of conduct and no established standing mechanism to investigate complaints. We believe that public trust in the Senate will be enhanced by the adoption of high standards of personal conduct and establishing procedures to enforce those standards.

11. Term limits of the President. The term of the President of the Senate should be limited to four consecutive years.

The President of the Senate is the full-time political leader, chief executive officer, and operations manager of a major institution of government. These responsibilities require the exercise of a large concentration of power and authority. To safeguard against abuse which longevity might invite, it would be reasonable to limit the consecutive years that a member can serve as President.

While we recognize the constitutional limitation on our ability to adopt rules which bind a future legislature, we believe that the adoption of a statement of the principle will improve the chance of adherence by future legislatures.

12. Limitation on number of bills and resolutions. To effect economies and reduce the burden on the legislative process, the Senate should limit each member to the introduction of 50 bills and 25 resolutions in the odd-numbered year and 35 bills and 20 resolutions in the even-numbered year.

The President would be exempt from this limitation inasmuch as by longstanding practice, the President introduces legislative measures at the request of the administration. The overall effect of limiting legislative measures would be to reduce the amount of paper work and persuade each member to consider more carefully each measure that the member introduces or offers.

III. Agreement Between the House and Senate

13. Floor amendment of bills. Senators should have the opportunity to offer amendments to bills on the Senate floor for discussion and decision. Senate Rule 51 provides for such amendments, but the practice of decking most bills at the deadline has effectively precluded floor amendments. To resolve this situation, the Senate and House should agree that bills which are amended on the floor do not need to meet the crossover deadlines.

The development of legislation would be improved by allowing every legislator the opportunity to offer amendments to measures before each respective body. Consideration and debate on legislative measures would be vitalized by floor amendments, and every member would have equal standing and stature to shape legislation.

14. Joint interim committees. The Senate and House should convene joint interim committees on major issues which are not resolved at the end of the regular session.

Such joint interim committees would be established pursuant to concurrent resolutions or through agreement by the presiding officers in response to their members. Joint interim committees offer the opportunity to resolve issues and develop legislation in an atmosphere of cooperation and coordination. The result should be consensus and better legislation.

15. The mandatory recess during sessions. There should be no committee hearings during the recess of not less than five days mandated by the State Constitution for each regular session.

The 1978 Constitutional Convention proposed the mandatory recess as a hiatus from normal legislative business, in order for the public to review bills that were introduced and for legislators to be in contact with their constituencies and prepare for the remainder of the session. This intention has been frustrated by the practice of conducting committee business during the recess. The planning of schedules should enable committees to conduct their work without intruding into the recess.

16. Unified print shop. The Senate and House should form an ad hoc committee to examine the feasibility of establishing a unified print shop when the Legislature returns to the permanent Capitol.

The cost effectiveness of the operation of separate print shops would be analyzed to determine whether consolidation and modernization would meet the Legislature's needs at a lower cost.

17. Public outreach. The Senate and House legislative management committees should work jointly in the interim, as well as during the sessions, to increase public access and participation in the legislative process.

Among the outreach measures the committee should consider are broader access to the Legislature's ACCESS systems, televised legislative sessions and committee hearings, use of radio and television call-in programs to highlight legislative issues and community workshops and speakers on the legislative process.

IV. Reforms Not Requiring Formal Action

18. Concurrent referrals. Where more than one committee is deemed to have jurisdiction over a legislative measure, the President should refer the measure concurrently, rather than consecutively, to the committees.

Concurrent referrals to the committees involved would require the committees to work cooperatively and simultaneously to develop the legislation. The result should be more harmonious deliberations and broader consensus.

19. News media relations. The President should schedule regular, at least weekly, press conferences.

For those conferences, members of the Senate should submit suggestions of subjects for the President to discuss, and at the President's discretion, members may be invited to participate in the conferences. The aim is to bring to the public matters of importance which might otherwise be overlooked and to enable the news media to raise questions on matters which might otherwise be avoided.

20. Staff training. There should be regular, ongoing training for the staff both before and during session.

Current staff training is not adequate. Confidence in the understanding of legislative routine and performance of basic and necessary tasks would be enhanced through more systematic staff orientation and training. Staff support can also be buttressed by developing a list of volunteer experts who are available to discuss issues and answer questions on a variety of topics.

21. Improvements to the Legislature's data systems. The Legislative Management Committee should increase public and internal access to information accessible through the Senate's technology resources.

The growing use of computer and telecommunications technology provides for timely, relevant access to legislative information and national or international databases that can enhance the quality of legislation and research developed by the Senate.

22. Budget conference. The chairs of the Committees on Ways and Means and Finance and their staffs should make the budget conferences more accessible and understandable to the public and legislators.

Steps to enlighten budget conference proceedings should include such improvements as the following: (1) all members of the Legislature should have their own copies of the budget worksheets prior to the convening of the budget conference; (2) copies of the worksheets should be available to the news and public throughout the conference; and (3) an overhead display should be employed to allow members of the public to follow the progress on the reconciliation of the respective positions of the House and Senate.

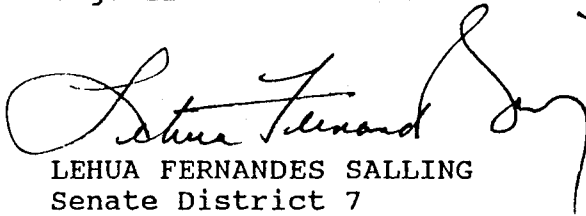
23. Neighbor island liaison offices. The Legislative Management Committee should work with the neighbor island senators to determine the feasibility of assigning a portion of the staffing allocation to operate a liaison office on the senators' home islands for the benefit of their constituents.

Such liaison offices could operate out of available state office space or in conjunction with satellite state office facilities, during such times as the Legislature is in session. Personal contact with the senator's liaison would likely encourage and facilitate the participation of neighbor islands in the legislative process.

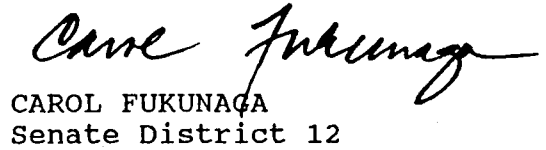
We propose the foregoing reforms with the objectives of strengthening the Senate, promoting trust in the Legislature, and advancing the public's interest. We are prepared to cooperate with you and our colleagues to implement these reforms and to make the Senate a better institution to serve the people of Hawaii.

The Honorable James Aki
December 1, 1992
Page 11

Sincerely,



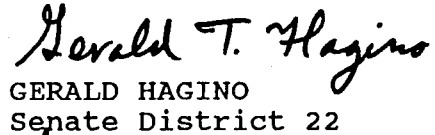
LEHUA FERNANDES SALLING
Senate District 7



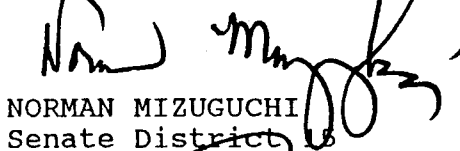
CAROL FUKUNAGA
Senate District 12



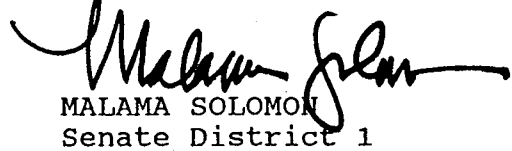
REY GRAULTY
Senate District 16



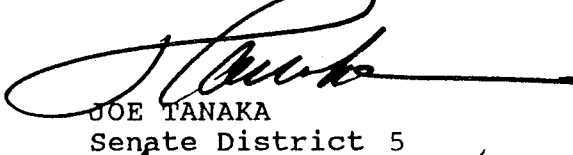
GERALD HAGINO
Senate District 22



NORMAN MIZUGUCHI
Senate District 18



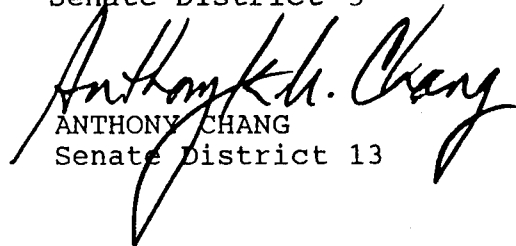
MALAMA SOLOMON
Senate District 1



JOE TANAKA
Senate District 5



RUSSELL BLAIR
Senate District 4



ANTHONY CHANG
Senate District 13

SENATE REFORM ANNOUNCEMENT

By Senate President James Aki

Fourteen years ago, former Senate President Richard Wong changed the operational structure of the Senate by delegating to committee chairs much of the control that had previously been consolidated in the Office of the President. At the time, this was a welcome change that had the effect of opening up the process. Over the years, however, many of us have come to recognize that a system which vests control in committee chairs is itself flawed and must be improved.

Today I am pleased to announce a number of sweeping policy and procedural changes that will make the Senate more publicly responsible, open, and democratic than ever before. Among these changes are:

- (1) A policy that favors public hearings on controversial issues. No longer can a committee chair unilaterally prevent a bill from having a public hearing. Under our new rules, a majority of committee members will be able to appeal to the majority caucus any decision by a chair to hold a bill in committee;
- (2) Substantial strengthening of the policy of prior concurrence under the rules, so that prior referral committee chairs will have meaningful authority as to the contents of bills that have gone on to a second or third committee;
- (3) A two-level process by means of which referrals of bills may be appealed to the President initially, then to a committee comprised of the Senate leadership;
- (4) A sexual harassment policy addressed to Senators and Senate employees;
- (5) A policy discouraging nepotism;
- (6) An out of state travel policy that generally prohibits first class flying and personal use of frequent flyer mileage credits; and
- (7) Opportunity for greater public access to information about Senate business, including a contemplated agreement with Olelo cable television to televise certain proceedings, the inclusion of helpful information on public hearing agendas, and timely feedback on the disposition of bills.

It is my personal pledge to do everything within my power to ensure that the Senate will operate as an open and democratic

body in which consensus and majority rule will prevail. "Business as usual" is not my style and it will not be the Senate's style.

I urge the people of Hawaii to take this opportunity to participate with me in building a more responsive and responsible Senate. Without public participation, the reforms we have made can have no meaningful effect. After all, these reforms were made only because we believe that they will serve the best interests of the people of this State.