

JOURNAL

of the

HOUSE OF REPRESENTATIVES

of the

**TWENTY-THIRD LEGISLATURE
STATE OF HAWAII**

REGULAR SESSION OF 2005

Convened Wednesday, January 19, 2005

Adjourned Thursday, May 5, 2005

OFFICERS OF THE HOUSE
Twenty-Third Legislature of 2005

Speaker

HONORABLE CALVIN K. Y. SAYHonolulu, Oahu

Vice Speaker

HONORABLE K. MARK TAKAI.....Honolulu, Oahu

Clerk

PATRICIA MAU-SHIMIZUHonolulu, Oahu

Assistant Clerk

C.J. LEONGHonolulu, Oahu

Sergeant-at-Arms

KEVIN R. KURODA.....Honolulu, Oahu

Assistant Sergeant-at-Arms

LEONARD PARESA, JR.Honolulu, Oahu

**MEMBERS OF THE HOUSE OF REPRESENTATIVES
OF THE TWENTY-THIRD LEGISLATURE, 2005
STATE OF HAWAII**

<u>District</u>	<u>Name</u>	<u>Address</u>
First	Takamine, Dwight Y. (D)	Kohala, Hamakua, Hilo
Second	Chang, Jerry L. (D)	Hilo, Waiakea Kai, Kaumana, Keaukaha
Third	Tsuji, Clift (D)	Hilo, Panaewa, Puna, Keaau, Kurtistown
Fourth	Hale, Heléne H. (D)	Puna, Pahoa, Hawaiian Acres, Kalapana
Fifth	Herkes, Robert N. (D)	Puna, Ka`u, Kona
Sixth	Green, M.D., Josh (D)	North Kona, Keauhou, Kailua-Kona, Honokohau
Seventh	Evans, Cindy (D)	North Kona, South Kohala
Eighth	Souki, Joseph M. (D)	Wailuku, Waihee, Waiehu, Puuohala, Waikapu
Ninth	Nakasone, Bob (D)	Wailuku, Puunene, Makawao, Paia
Tenth	Tanaka, Kameo (D)	Lahaina, Kaanapali, Kapalua, Maalaea, Kihei
Eleventh	Halford, Chris (R)	Makena, Wailea, Kihei
Twelfth	Yamashita, Kyle T. (D)	Pukalani, Makawao, Olinda, Pulehu, Kula, Ulupalakua
Thirteenth	Carroll, Mele (D)	Kahoolawe, Molokini, Lanai, Molokai, Keanae, Wailua, Nahiku, Hana
Fourteenth	Morita, Hermina M. (D)	Hanalei, Anahola, Kealia, Kapaa, Waipouli
Fifteenth	Kanoho, Ezra R. (D)	Lihue, Koloa
Sixteenth	Kawakami, Bertha C. (D)	Niihau, Lehua, Koloa, Waimea
Seventeenth	Stonebraker, Bud (R)	Kalama Valley, Queen's Gate, Hawaii Kai
Eighteenth	Berg, Ph.D., Lyla B. (D)	Hahaione, Kuliouou, Niu Valley, Hawaii Loa Ridge, Aina Haina, Wailupe, Kahala
Nineteenth	Marumoto, Barbara C. (R)	Waialae, Iki, Kalani Valley, Waialae Nui, Diamond Head, Kahala
Twentieth	Say, Calvin K.Y. (D)	St. Louis Heights, Palolo Valley, Maunalani Heights, Wilhelmina Rise, Kaimuki
Twenty-First	Nishimoto, Scott Y. (D)	Kaimuki, Kapahulu, Waikiki, Ala Wai, Diamond Head
Twenty-Second	Saiki, Scott K. (D)	Moilili, McCully, Kaimuki
Twenty-Third	Fox, Galen (R)	Waikiki, Ala Moana
Twenty-Fourth	Caldwell, Kirk (D)	Manoa, Manoa Valley, University
Twenty-Fifth	Schatz, Brian (D)	Tantalus, Makiki, McCully

<u>District</u>	<u>Name</u>	<u>Address</u>
Twenty-Sixth	Luke, Sylvia (D)	Dowsett Highlands, Pacific Heights, Pauoa, Punchbowl
Twenty-Seventh	Ching, Corinne W. L. (R)	Nuuanu, Puunui, Liliha, Alewa Heights
Twenty-Eighth	Hiraki, Kenneth T. (D)	Kakaako, Iwilei
Twenty-Ninth	Abinsay, Felipe P., Jr. (D)	Sand Island, Mokauea, Kalihi Kai, Kapalama
Thirtieth	Arakaki, Dennis A. (D)	Kamehameha Heights, Kalihi Valley, Fort Shafter
Thirty-First	Wakai, Glenn (D)	Moanalua Valley, Moanalua, Salt Lake
Thirty-Second	Finnegan, Lynn (R)	Lower Pearlridge, Aiea, Halawa, Hickam, Pearl Harbor, Moanalua Gardens
Thirty-Third	Oshiro, Blake K. (D)	Aiea, Halawa Valley, Halawa Heights, Aiea Heights
Thirty-Fourth	Takai, K. Mark (D)	Newtown, Waiau, Pearl City, Waimalu
Thirty-Fifth	Sonson, Alex M. (D)	Pearl City, Waipahu
Thirty-Sixth	Takumi, Roy M. (D)	Pearl City, Momilani, Pacific Palisades, Manana
Thirty-Seventh	Yamane, Ryan I. (D)	Waipahu, Mililani
Thirty-Eighth	Lee, Marilyn B. (D)	Mililani, Mililani Mauka
Thirty-Ninth	Oshiro, Marcus R. (D)	Wahiawa, Whitmore Village, Poamoho
Fortieth	Moses, Mark S. (R)	Royal Kunia, Makakilo, Kapolei, Kalaeloa
Forty-First	Karamatsu, Jon Riki (D)	Waipahu, Village Park, Waikele
Forty-Second	Cabanilla, Rida T.R. (D)	Waipahu, Honouliuli, West Loch, Ewa
Forty-Third	Pine, Kymberly (R)	Ewa Beach, Iroquois Point, Puuloa
Forty-Fourth	Kahikina, Michael Puamamo (D)	Honokai Hale, Nanakuli, Lualualei
Forty-Fifth	Shimabukuro, Maile S. L. (D)	Waianae, Makaha, Makua
Forty-Sixth	Magaoay, Michael Y. (D)	Kaena Point, Schofield, Mokuleia, Waialua, Haleiwa, Waimea, Pupukea, Sunset, Kahuku
Forty-Seventh	Meyer, Colleen Rose (R)	Laie, Hauula, Punaluu, Kahana, Kaaawa, Waikane, Kahaluu, Ahuimanu, Kaneohe
Forty-Eighth	Ito, Ken (D)	Heeia, Haiku Valley, Kapunahala, Kaneohe
Forty-Ninth	Chong, Pono (D)	Maunawili, Olomana, Enchanted Lake, Kaneohe
Fiftieth	Thielen, Cynthia (R)	Kailua, Kaneohe Bay
Fifty-First	Waters, Tommy (D)	Lanikai, Waimanalo

D – Democrats -----41
R – Republicans-----10

**MEMBERS OF THE HOUSE OF REPRESENTATIVES
OF THE TWENTY-THIRD LEGISLATURE, 2005
STATE OF HAWAII**



CALVIN K.Y. SAY
Speaker



FELIPE P. ABINSAY, JR.
Majority Whip
Chair
Agriculture



DENNIS A. ARAKAKI
Chair
Health



LYLA B. BERG, PH.D.
Assistant Majority
Floor Leader



RIDA T.R. CABANILLA
Assistant Majority
Floor Leader



KIRK CALDWELL
Majority Whip
Chair
Labor & Public
Employment



MELE CARROLL
Assistant Majority
Floor Leader



JERRY L. CHANG
Majority Whip
Chair
Tourism & Culture



CORINNE W.L. CHING
Assistant Minority
Policy Leader



PONO CHONG
Assistant Majority
Floor Leader



CINDY EVANS
Majority Whip



LYNN FINNEGAN
Minority Whip
* Minority Leader



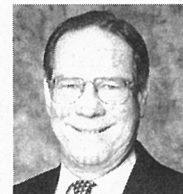
GALEN FOX
Minority Leader
* Past Minority Leader



JOSH GREEN, M.D.
Assistant Majority
Floor Leader



HELÈNE H. HALE
Chair
International Affairs



CHRIS HALFORD
Minority Policy Leader



ROBERT N. HERKES
Majority Whip
Chair
Economic Development
& Business Concerns



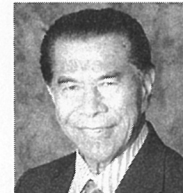
KENNETH T. HIRAKI
Chair
Consumer Protection &
Commerce



KEN ITO
Majority Whip
Chair
Public Safety & Military
Affairs



**MICHAEL PUAMAMO
KAHIKINA**
Chair
Housing



EZRA R. KANOHO
Chair
Water, Land, & Ocean
Resources



JON RIKI KARAMATSU
Majority Whip



BERTHA C. KAWAKAMI
Majority Whip



MARILYN B. LEE
Majority Whip



SYLVIA LUKE
Chair
Judiciary



MICHAEL Y. MAGAOAY
Majority Whip
Chair
Legislative Management



BARBARA C. MARUMOTO
Past Minority Leader



COLLEEN ROSE MEYER
Minority Floor Leader



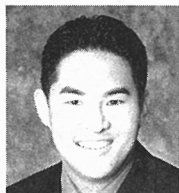
HERMINA M. MORITA
Chair
Energy & Environmental Protection



MARK S. MOSES
Assistant Minority Leader



BOB NAKASONE
Majority Whip



SCOTT Y. NISHIMOTO
Majority Whip



BLAKE K. OSHIRO
Majority Floor Leader



MARCUS R. OSHIRO
Majority Leader



KYMBERLY PINE
Minority Whip



SCOTT K. SAKI
Chair
Hawaiian Affairs



BRIAN SCHATZ



MAILE S.L. SHIMABUKURO
Majority Whip



ALEX M. SONSON
Majority Whip
Chair
Human Services



JOSEPH M. SOUKI
Speaker Emeritus
Chair
Transportation



BUD STONEBRAKER
Minority Whip



K. MARK TAKAI
Vice Speaker



DWIGHT Y. TAKAMINE
Chair
Finance



ROY M. TAKUMI
Chair
Education



KAMEO TANAKA
Assistant Majority
Floor Leader



CYNTHIA THIELEN
Assistant Minority
Floor Leader



CLIFT TSUJI
Assistant Majority Floor
Leader



GLENN WAKAI
Majority Whip



TOMMY WATERS
Majority Whip
Chair
Higher Education



RYAN I. YAMANE
Assistant Majority Floor
Leader



KYLE T. YAMASHITA
Assistant Majority Floor
Leader



PATRICIA A. MAU-SHIMIZU
Chief Clerk



C.J. LEONG
Assistant Clerk



KEVIN R. KURODA
Sergeant-at-Arms

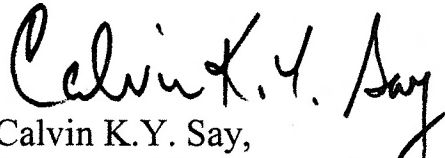


LEONARD PARESA, JR.
Assistant
Sergeant-at-Arms

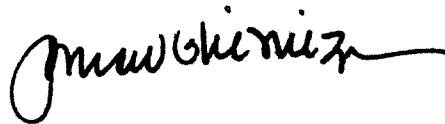
* Note: Amended pursuant to H.R. No. 1, Special Session of 2005, which was adopted on July 12, 2005.

CERTIFICATE

We hereby certify that the minutes for each day's session as appears in this House Journal are true and correct and that the original copies have been duly signed by the Speaker and the Clerk of the House of Representatives and are on file in the Archives of the State of Hawaii.



Calvin K.Y. Say,
Speaker of the House of Representatives



Patricia A. Mau-Shimizu,
Clerk of the House of Representatives

**REGULAR SESSION OF 2005
STANDING COMMITTEES**

EDUCATION:

EDUCATION – Roy M. Takumi, Chair; Lyla Berg, Ph.D., Vice Chair; Dennis A. Arakaki, Rida T.R. Cabanilla, Jerry L. Chang, Josh Green, M.D.; Heléne H. Hale, Michael Puamamo Kahikina, Maile S.L. Shimabukuro, Tommy Waters, Corinne W.L. Ching and Lynn Finnegan.

HIGHER EDUCATION – Tommy Waters, Chair; Maile S.L. Shimabukuro, Vice Chair; Dennis A. Arakaki, Lyla Berg, Ph.D.; Rida T.R. Cabanilla, Jerry L. Chang, Josh Green, M.D.; Heléne H. Hale, Roy M. Takumi, Corinne W. L. Ching and Lynn Finnegan.

HUMAN SERVICES:

HEALTH – Dennis A. Arakaki, Chair; Josh Green, M.D., Vice Chair; Rida T.R. Cabanilla, Heléne H. Hale, Scott Y. Nishimoto, Alex M. Sonson and Lynn Finnegan.

HOUSING – Michael Puamamo Kahikina, Chair; Scott Y. Nishimoto, Vice Chair; Dennis A. Arakaki, Josh Green, M.D.; Heléne H. Hale, Bertha C. Kawakami, Alex M. Sonson, Chris Halford and Kymberly Pine.

HUMAN SERVICES – Alex M. Sonson, Chair; Rida T.R. Cabanilla, Vice Chair; Dennis A. Arakaki, Josh Green, M.D.; Heléne H. Hale, Michael Puamamo Kahikina, Bertha C. Kawakami, Lynn Finnegan and Bud Stonebraker.

INTERNATIONAL AFFAIRS – Heléne H. Hale, Chair; Rida T.R. Cabanilla, Vice Chair; Dennis A. Arakaki, Josh Green, M.D.; Alex M. Sonson and Cynthia Thielen.

NATURAL RESOURCES AND HAWAIIAN AFFAIRS:

ENERGY AND ENVIRONMENTAL PROTECTION – Hermina M. Morita, Chair; Cindy Evans, Vice Chair; Lyla Berg, Ph.D.; Mele Carroll, Ezra R. Kanoho, Brian Schatz, Tommy Waters, Kymberly Pine and Cynthia Thielen.

HAWAIIAN AFFAIRS – Scott Saiki, Chair; Mele Carroll, Vice Chair; Lyla Berg, Ph.D.; Cindy Evans, Ezra R. Kanoho, Hermina M. Morita, Brian Schatz, Tommy Waters, Lynn Finnegan and Chris Halford.

WATER, LAND AND OCEAN RESOURCES – Ezra R. Kanoho, Chair; Brian Schatz, Vice Chair; Lyla Berg, Ph.D.; Mele Carroll, Cindy Evans, Hermina M. Morita, Tommy Waters, Colleen Rose Meyer and Cynthia Thielen.

JUSTICE AND CONSUMER PROTECTION:

JUDICIARY – Sylvia Luke, Chair; Blake K. Oshiro, Vice Chair; Kirk Caldwell, Robert N. Herkes, Ezra R. Kanoho, Hermina M. Morita, Alex M. Sonson, Joseph M. Souki, Barbara C. Marumoto and Cynthia Thielen.

CONSUMER PROTECTION AND COMMERCE – Kenneth T. Hiraki, Chair; Brian Schatz, Vice Chair; Kirk Caldwell, Robert N. Herkes, Ken Ito, Ezra R. Kanoho, Hermina M. Morita, Scott Saiki, Alex M. Sonson, Joseph M. Souki, Barbara C. Marumoto and Bud Stonebraker.

GOVERNMENT RESOURCES AND PUBLIC SAFETY:

LABOR AND PUBLIC EMPLOYMENT – Kirk Caldwell, Chair; Bob Nakasone, Vice Chair; Pono Chong, Ken Ito, Marcus R. Oshiro, Maile S.L. Shimabukuro, Joseph M. Souki, Galen Fox and Colleen Rose Meyer.

TRANSPORTATION – Joseph M. Souki, Chair; Marilyn B. Lee, Vice Chair; Kirk Caldwell, Pono Chong, Ken Ito, Bob Nakasone, Maile S.L. Shimabukuro, Kameo Tanaka, Ryan I. Yamane, Galen Fox and Mark S. Moses.

PUBLIC SAFETY AND MILITARY AFFAIRS – Ken Ito, Chair; Pono Chong, Vice Chair; Marilyn B. Lee, Bob Nakasone, Maile S.L. Shimabukuro, Joseph M. Souki, Kameo Tanaka, Ryan I. Yamane, Mark S. Moses and Bud Stonebraker.

ECONOMIC OPPORTUNITIES:

AGRICULTURE – Felipe P. Abinsay, Jr., Chair; Clift Tsuji, Vice Chair; Jerry L. Chang, Robert N. Herkes, Jon Riki Karamatsu, Michael Y. Magaoay, Glenn Wakai, Kyle T. Yamashita, Chris Halford and Bud Stonebraker.

ECONOMIC DEVELOPMENT AND BUSINESS CONCERNS – Robert N. Herkes, Chair; Glenn Wakai, Vice Chair; Felipe P. Abinsay, Jr., Jerry L. Chang, Jon Riki Karamatsu, Michael Y. Magaoay, Clift Tsuji, Kyle T. Yamashita, Corinne W.L. Ching and Barbara C. Marumoto.

TOURISM AND CULTURE – Jerry L. Chang, Chair; Jon Riki Karamatsu, Vice Chair; Felipe P. Abinsay, Jr.; Robert N. Herkes, Michael Y. Magaoay, Clift Tsuji, Glenn Wakai, Kyle T. Yamashita, Corinne W.L. Ching and Barbara C. Marumoto.

FISCAL MANAGEMENT:

FINANCE – Dwight Y. Takamine, Chair; Bertha C. Kawakami, Vice Chair; Mele Carroll, Pono Chong, Cindy Evans, Jon Riki Karamatsu, Marilyn B. Lee, Michael Y. Magaoay, Bob Nakasone, Scott Y. Nishimoto, Kameo Tanaka, Clift Tsuji, Glenn Wakai, Ryan I. Yamane, Kyle T. Yamashita, Galen Fox, Colleen Rose Meyer, Mark S. Moses and Kymberly Pine.

LEGISLATIVE MANAGEMENT – Michael Y. Magaoay, Chair; Kyle T. Yamashita, Vice Chair; Blake K. Oshiro, K. Mark Takai and Chris Halford.

Note: 2005 Standing Committee Assignments as amended pursuant to H.R. No. 34, which was adopted on February 7, 2005.

REGULAR SESSION OF 2005

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Note: In accordance with Article III, Section 10 of the Constitution of the State of Hawaii, the mandatory recess was held on February 24, 25, and 28; and March 1 and 2, 2005.

2005 LEGISLATIVE TIMETABLE

<u>Date</u>	<u>Leg. Day</u>	<u>Deadline</u>
January 19th (Wednesday)	1st	Opening Day.
January 21st (Friday)	3rd	Last day to introduce all packages of bills except for the administration's (State Executive Branch.)
January 24th (Monday)	4th	State-of-the-State Address.
		Last day to introduce the administration's package of bills (State Executive Branch).
January 25th (Tuesday)		One-day recess.
January 26th (Wednesday)	5th	State-of-the-Judiciary Address.
January 27th (Thursday)	6th	Last day for bill introduction.
January 28th (Friday)		One-day recess
January 31st (Monday)	7th	Last day for organizations to submit grant and subsidy requests to the Legislature.
February 24th (Thursday) through March 2nd (Wednesday)		Mandatory 5-day recess
March 4th (Friday)	25th	Filing deadline for First Decking. Last day to deck non-budget bills for Third Reading in the originating body.
March 7th (Monday)		One-day recess.
March 9th (Wednesday)		One-day recess.
March 10th (Thursday)	27th	First Crossover. Last day for Third Reading of bills in the originating body.
March 16th (Wednesday)	31st	Last day to introduce substantive resolutions.
March 22nd (Tuesday)	35th	Filing deadline for budget bills.
March 24th (Thursday)	37th	Last day for Third Reading of budget bills in the originating body.
March 29th (Tuesday)		One-day recess.
April 8th (Friday)	46th	Filing deadline for Second Decking. Last day to deck bills that were amended by the receiving (non-originating) body.
April 11th (Monday)		One-day recess.
April 13th (Wednesday)		One-day recess.
April 14th (Thursday)	48th	Second Crossover. Last day for Third Reading of bills that were amended by the receiving (non-originating) body.
		Disagree. Last day to disagree with the other body's drafts of bills.
April 15th (Friday)	49th	First Crossover for concurrent resolutions. Last day to pass concurrent resolutions to the non-originating body.
April 19th (Tuesday)		One-day recess.
April 22nd (Friday)	53rd	Deadline for final form of constitutional amendments.
April 25th (Monday)	54th	Second Crossover for concurrent resolutions. Last day to pass concurrent resolutions that were amended by the receiving (non-originating) body.
April 28th (Thursday)	57th	Last day to file non-fiscal bills to deck for Final Reading.
April 29th (Friday)	58th	Last day to file fiscal bills to deck for Final Reading.
May 2nd (Monday)		One-day recess.
May 4th (Wednesday)		One-day recess.
May 5th (Thursday)	60th	Adjournment Sine Die.

/s/ Robert Bunda
ROBERT BUNDA
Senate President

12-13-04
Date

/s/ Calvin K.Y. Say
CALVIN K.Y. SAY
Speaker of the House

12-13-04
Date