

Honolulu, Hawaii

March 29, 2010

RE: H.R. No. 104
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committees on Public Safety and Hawaiian Affairs, to which was referred H.R. No. 104 entitled:

"HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REQUIRE IN ITS CONTRACTS THAT INCARCERATED NATIVE HAWAIIANS BE FREE TO PRACTICE THEIR NATIVE HAWAIIAN RELIGION AS WELL AS ONE OTHER FAITH,"

beg leave to report as follows:

The purpose of this resolution is to allow Native Hawaiians to continue to practice their religion as well as one other faith if they choose while incarcerated by requesting the Department of Public Safety (PSD) to require it in its new contracts.

Community Alliance on Prisons, Native Hawaiian Legal Corporation, The Drug Policy Forum of Hawaii, and several concerned individuals testified in support of this resolution. The American Civil Liberties Union supported the intent of this measure. PSD opposed this resolution.

Your Committees have amended this resolution by:

- (1) Making it inclusive of all men and women who are incarcerated instead of just those of Native Hawaiian descent; and



- (2) Changing the title of this resolution to read:
"REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REQUIRE
IN ITS CONTRACTS THAT INCARCERATED MEN AND WOMEN BE FREE
TO PRACTICE MORE THAN ONE RELIGION."

As affirmed by the records of votes of the members of your
Committees on Public Safety and Hawaiian Affairs that are attached
to this report, your Committees concur with the intent and purpose
of H.R. No. 104, as amended herein, and recommend that it be
referred to the Committee on Finance, in the form attached hereto
as H.R. No. 104, H.D. 1.

Respectfully submitted on
behalf of the members of the
Committees on Public Safety and
Hawaiian Affairs,

Mele Carroll

MELE CARROLL, Chair

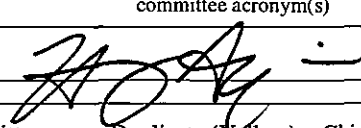
Faye Hanohano

FAYE HANOHANO, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

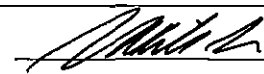
Record of Votes of the Committee on Public Safety

Bill/Resolution No.: HR 104	Committee Referral: PBS/HAW, FIN	Date: 3/18/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
PBS Members	Ayes	Ayes (WR)	Nays	Excused
1. HANOHANO, Faye P. (C)	✓			
2. AQUINO, Henry J.C. (VC)	✓			
3. AWANA, Karen Leinani	✓			
4. KEITH-AGARAN, Gilbert S.C.	✓			
5. LEE, Marilyn B.	✓			
6. NAKASHIMA, Mark M.	✓			
7. RHOADS, Karl	✓			
8. SAIKI, Scott K.				✓
9. SOUKI, Joseph M.	✓			
10. TAKUMI, Roy M.	✓			
11. YAMASHITA, Kyle T.	✓			
12. PINE, Kymberly Marcos				✓
TOTAL (12)	10	0	0	2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				

State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 991-10

Record of Votes of the Committee on Hawaiian Affairs

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<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HAW Members	Ayes	Ayes (WR)	Nays	Excused
1. CARROLL, Mele (C)	<input checked="" type="checkbox"/>			
2. SHIMABUKURO, Maile S.L. (VC)	<input checked="" type="checkbox"/>			
3. BELATTI, Della Au	<input checked="" type="checkbox"/>			
4. BERTRAM, Joe, III	<input checked="" type="checkbox"/>			
5. BROWER, Tom	<input checked="" type="checkbox"/>			
6. MIZUNO, John M.				<input checked="" type="checkbox"/>
7. NISHIMOTO, Scott Y.	<input checked="" type="checkbox"/>			
8. YAMANE, Ryan I.	<input checked="" type="checkbox"/>			
9. WARD, Gene	<input checked="" type="checkbox"/>			
TOTAL (9)	8	0	0	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ committee acronym(s) did not support recommendation.				
Vice Chair's or designee's signature: 				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				