

BILLS PASSED

BY THE

HAWAII STATE LEGISLATURE

SECOND SPECIAL SESSION OF 2007

SHOWING ACTIONS TAKEN AS OF

October 31, 2007

Prepared by the:



Legislative Reference Bureau Systems Office
State Capitol, Room 413
415 South Beretania Street
Honolulu, HI 96813

Caveat: While all data are believed accurate, they are subject to change pending confirmation against official records kept by the respective Chief Clerk's offices.

FOREWORD

This publication contains brief descriptions of all bills passed by the Hawaii State Legislature during the Second Special Session of 2007. We have included such data as the bill number, title, introducer, description, committee reports, current status, and sections of the Hawaii Revised Statutes affected by the bill. This publication reflects data recorded from October 24, 2007 up to and including October 31, 2007, which is the date that the Legislature adjourned sine die. For your information, under Article III, Section 16 of the Hawaii State Constitution, the Governor has 45 days after adjournment sine die (not counting Saturdays, Sundays, and holidays), to consider bills for approval.

The Legislative Reference Bureau discourages the use of these descriptions of bills as a substitute for the bills passed by the Legislature. These descriptions are meant to be handy reference tools, not substitutes for the text. Copies of bills may be obtained at the various locations mentioned in this report.

This publication has been created by the Legislative Reference Bureau - Systems Office. Information on the approval of bills, their effective dates, subjects of bills passed, laws affected by bills passed, or any questions covering the data shown may be directed to Dwight Kagawa or Lori Lee Ohta. They are located at the State Capitol, Room 413 and their phone number is (808) 587-0700.

Ken H. Takayama
Acting Director
Legislative Reference Bureau

October 2007

***WHERE TO OBTAIN COPIES OF BILLS OR ACTS
(Honolulu)***

SOURCE	CONTACT	HOURS	COST
All public libraries. See www.librarieshawaii.org or listing in white pages: State Government, Dept. of Education	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Optional 10¢/page donation for printout.
Hawaii State Archives Iolani Palace Grounds Honolulu 96813 Phone: 586-0329	Reference Archivist	Monday - Friday 9:00 am - 4:00 pm	Copies of 2006 - 2007 bills, committee reports, resolutions, and concurrent resolutions will be available after December 2007. No charge for local govt. agencies. For private individuals – 25¢/page. Postage charge for any mailings. Certified copies are \$2.25 per document.
Senate Printshop State Capitol Room 012A Honolulu 96813 Phone: 586-6755	Tia Lobendahn or Senate Clerk's office	Monday - Friday 8:00 am - 4:30 pm	Free for reasonable quantities. Will fax 10 pages or less and mail reasonable quantities.
House Clerk's Office State Capitol Room 027 Honolulu 96813 Phone: 586-6400	Anyone	Monday - Friday 8:00 am - 5:00 pm	General public – free. Mail and fax requests received for reasonable quantities.
Lieutenant Governor State Capitol 5 th Floor Honolulu 96813 Phone: 586-0255	Dawn	Monday - Friday 7:45 am - 4:30 pm	10¢/page
Supreme Court Law Library 417 S. King Street, Rm. 115 Honolulu 96813 Phone: 539-4964	Front Desk	Monday - Friday 7:45 am - 4:15 pm	15¢/page (self-service). Will mail to attorneys on neighbor islands if unavailable at county circuit court libraries for 15¢/page plus \$2 handling charge plus postage (prepayment with cashier's check or money order required).
William S. Richardson School of Law Library 2525 Dole Street Honolulu 96822 Phone: 956-7583	Circulation Desk	Different hours depending on time of year. Call to inquire.	7¢/page (with UH debit card — \$1 fee for card) Acts only.

**WHERE TO OBTAIN COPIES OF BILLS OR ACTS
(Hawaii, Kauai, & Maui)**

SOURCE	CONTACT	HOURS	COST
<i>Hawaii</i>			
All public libraries. See www.librarieshawaii.org or listing in white pages: State Government, Dept. of Education	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Optional 10¢/page donation for printout.
Third Circuit Court Law Library - Hilo State Office Building, Room 206 75 Aupuni Street Hilo 96720 Phone: 961-7438	Debbie	Monday - Friday 7:45 am - 4:30 pm	10¢/page (self service) 15¢/page via usage of the internet
Third Circuit Court Law Library - Kona Keakealani Building (Old Kona Hospital) 79-1020 Haukapila Street Kealahou 96750 Phone: 322-8729	Carol	Monday - Friday 7:45 am - 4:15 pm	10¢/page (self service) 15¢/page via usage of the internet
<i>Kauai</i>			
All public libraries. See www.librarieshawaii.org or listing in white pages: State Government, Dept. of Education	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Optional 10¢/page donation for printout.
Fifth Circuit Court Law Library - Kauai 3970 Kaana Street, Suite 100 Lihue 96766-1281 Phone: 482-2327	Rhonda	Monday - Friday 7:45 am - 4:15 pm Closed 12:00 - 1:00 pm	15¢/page (self service) or via usage of the internet
<i>Maui</i>			
All public libraries. See www.librarieshawaii.org or listing in white pages: State Government, Dept. of Education	Reference Desk	Different for each library. Call to inquire.	Electronic access via the internet only. Optional 10¢/page donation for printout.
Second Circuit Court Law Library - Maui Judiciary Complex, Room 207 2145 Main Street Wailuku 96793 Phone: 244-2959	Service Center Rm. 141	Monday - Friday 7:45 am - 4:30 pm	15¢/page (self service) or via usage of the internet

SENATE BILLS THAT PASSED THE LEGISLATURE

SB0001 2SP SD1 (SSCR 3)

RELATING TO TRANSPORTATION.

Introduced by: Hanabusa C

Allows the operation of large capacity ferry vessels (Hawaii Superferry) between the islands of Oahu, Maui, Kauai, and Hawaii, including the use of harbor facilities on each island and improvements at Kahului Harbor, Maui. -- Establishes conditions which the ferry vessel company shall comply relating to whales including application for an incidental take permit and requesting that an observer from the National Marine Fisheries Service be on the ferries when traveling, relating to invasive species including signage, declarations, and inspections, and any other conditions and protocols the governor deems necessary to mitigate significant environmental effects that the governor determines are likely to be caused by such inter island operations. -- Requires the department of transportation to prepare an environmental impact statement for improvements made or to be made to commercial harbors that require public funds to accommodate the ferry company and the secondary effects on the state's environment. -- Provides that the office of environmental quality control shall have final authority to accept a final environmental impact statement. -- Establishes a temporary Hawaii inter island ferry oversight task force to study the State's actions regarding the establishment of the operations of the ferry company and its impact. Monthly reports to the legislature and governor. Final report to the legislature and governor after which the task force shall cease to exist (sunset). -- Requires the legislative auditor to conduct a performance audit on the state administration's actions in exempting harbor improvements for the ferry company from environmental assessment or impact statements. Report to the legislature. -- Requires the ferry company to release and waive all claims against the State. -- Act repealed on the 45th day following the Regular Session of 2009 or upon acceptance of the impact statement. -- SB0001 2SP SD1

Committee Reports: SSCR 3 (JDL/ TIA/ ENE/) HSCR 3 (TRN/ FIN/)

Current Status: Oct-31 07 Passed Legislature

HOUSE BILLS THAT PASSED THE LEGISLATURE

HB0002 2SP

RELATING TO SENTENCING.

Introduced by: Waters T

Amends provisions relating to extended terms of imprisonment. Provides that the defendant may waive the right to a jury determination in which case the determination shall be made by the court. -- HB0002 2SP

Committee Reports: HSCR 1 (JUD) SSCR 7 (JDL)

Current Status: Oct=31 07 Passed Legislature

Section Affected: 706-661, 706-662, 706-664