

STAND. COM. REP. NO.

482

Honolulu, Hawaii

Feb 15, 2007

RE: H.B. No. 389  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fourth State Legislature  
Regular Session of 2007  
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 389 entitled:

"A BILL FOR AN ACT RELATING TO ELECTIONS,"

begs leave to report as follows:

The purpose of this bill is to promote fairness in elections. This bill prohibits candidates for public office from appearing in a public service announcement or advertisement produced on behalf of a state-administered program or paid for with state or public funds from the time the candidate files nomination papers until the individual is no longer a candidate for office.

The League of Women Voters of Hawaii testified in support of this bill. The Campaign Spending Commission offered comments.

Your Committee has amended this bill by clarifying that an individual is no longer a candidate on the day after:

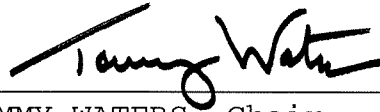
- (1) The primary election for candidates who fail to be nominated to run in a general election; and
- (2) The general election for candidates who are nominated in a primary election and seek election in a general election.

Technical, nonsubstantive amendments were also made to the bill.



As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 389, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 389, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary,

A handwritten signature in black ink, appearing to read "Tommy Waters", written over a horizontal line.

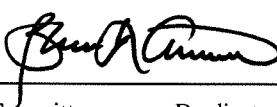
TOMMY WATERS, Chair



State of Hawaii  
House of Representatives  
The Twenty-fourth Legislature

HSCR 482

**Record of Votes of the Committee on Judiciary**

<b>Bill/Resolution No.:</b> HB 0389	<b>Date:</b> 2/6/07			
<b>Committee Referral:</b> JUD	<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.			
<b>The recommendation is to:</b> <div style="display: flex; justify-content: space-between;"><div><input type="checkbox"/> Pass, unamended <input type="checkbox"/> Hold</div><div><input checked="" type="checkbox"/> Pass, with amendments <input type="checkbox"/> Pass, with amendments, for recommittal for further consideration</div></div>				
<b>JUD Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
1. WATERS, Tommy (C)	✓			
2. OSHIRO, Blake K. (VC)	✓			
3. CALDWELL, Kirk	✓			
4. EVANS, Cindy	✓			
5. GREEN, Josh, M.D.	✓			
6. ITO, Ken	✓			
7. LUKE, Sylvia	✓			
8. McKELVEY, Angus L.K.	✓			
9. MORITA, Hermina M.	✓			
10. SONSON, Alex M.	✓			
11. SOUKI, Joseph M.	.	✓		
12. TSUJI, Clift	✓			
13. YAMANE, Ryan I.	✓			
14. YAMASHITA, Kyle T.	✓			
15. MARUMOTO, Barbara C.	✓			
16. PINE, Kymberly Marcos				✓
17. THIELEN, Cynthia	✓			
<b>TOTAL</b>	15	1		1
<b>The recommendation is:</b> <div style="display: flex; justify-content: space-between;"><div><input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted</div><div>If joint referral, _____ did not support recommendation. committee acronym(s)</div></div>				
<b>Vice Chair's or designee's signature:</b> <div style="text-align: center; margin-top: 10px;"></div>				
<b>Distribution:</b> Original (White) – Committee      Duplicate (Yellow) – HMSO      Duplicate (Pink) – Clerk's Office				