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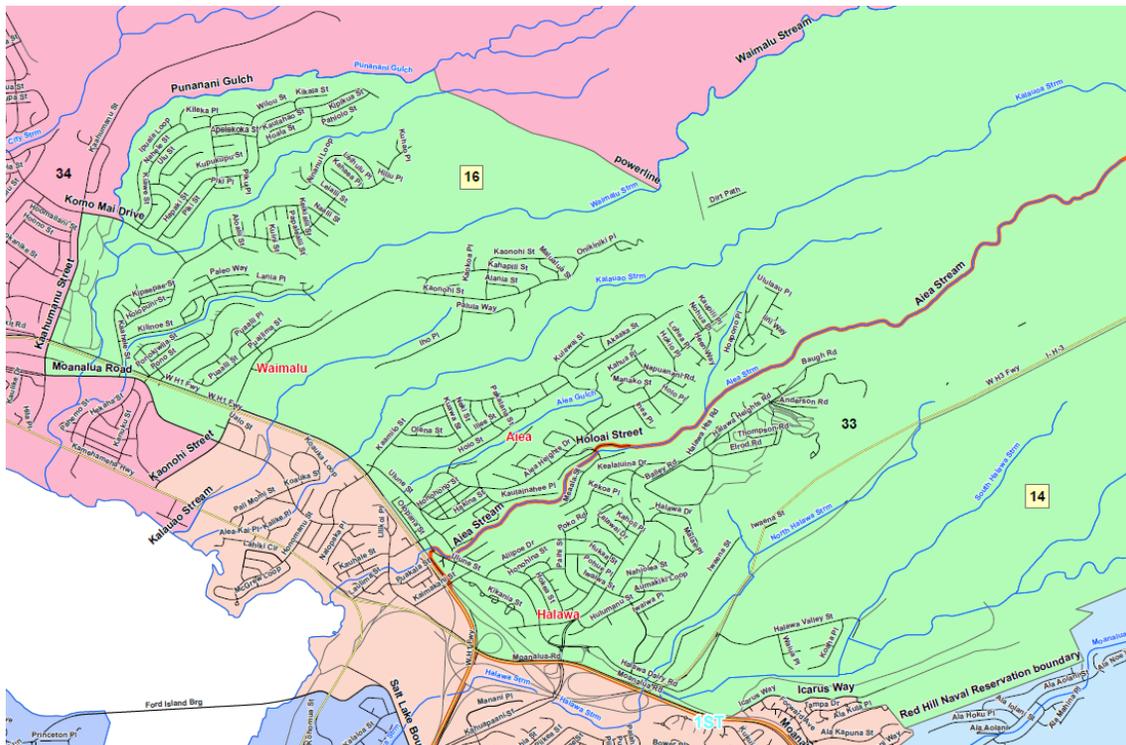


2011 Reapportionment

Every ten years, legislative districts are re-drawn, or “reapportioned”, to ensure proper representation as the population grows and shifts. In March, the 2011 Hawai'i Reapportionment Commission approved a plan which will change the boundaries of House District 33. The change will take effect on November 6, 2012, the day of the General Election.

Description of the Newly Apportioned District 33

District 33 currently covers 'Aiea, 'Aiea Heights, Halawa, Halawa Heights, Red Hill, and Waimalu. The “reapportioned” District 33 will no longer include Waimalu and Red Hill, and will add Newtown.



The reapportioned District 33 is shown above in green¹

¹ "2011 Hawaii State Reapportionment Commission Plan," State of Hawaii 2011 Legislative Reapportionment Plan Adopted by the Commission March 8, 2012, State of Hawaii Office of Elections, 11 Apr. 2012
<http://hawaii.gov/elections/reapportionment/2011/documents/2011_Legislative_Plan_2012-03-08.pdf>.

The Office of Elections website describes the area more specifically²:

33RD REPRESENTATIVE DISTRICT: *That portion of the island of Oahu for convenience herein referred to as Halawa, Waimalu, Aiea, and a portion of Pearl City, Royal Summit, and Newtown, more particularly described as follows:*

Beginning at the intersection of Waimalu Stream and Koolau Ridge and running

(1) Southeasterly along said ridge to Ewa - Honolulu District boundary;

(2) Southwesterly along said boundary to Red Hill Naval Reservation boundary;

(3) Southwesterly along said boundary to Tampa Drive;

(4) Westerly along said drive to unnamed road;

(5) Northerly along said road to Icarus Way;

(6) Westerly along said way to unnamed road;

(7) Southwesterly along said road(s) to Moanalua Freeway (H-201);

(8) Westerly along said freeway to H-1 Freeway;

(9) Northwesterly along said freeway to Kaonohi Street;

(10) Southwesterly along said street to Moanalua Road;

(11) Westerly along said road to Kaahumanu Street;

(12) Northerly along said street to Komo Mai Drive;

(13) Easterly along said drive to Punanani Gulch;

(14) Northeasterly along said gulch to powerline;

(15) Southeasterly along said powerline to Waimalu Stream;

(16) Northeasterly along said stream to Aiea Stream;

(17) Easterly along said stream to Waimalu Stream;

(18) Southeasterly along said stream to point of beginning.

Current Reapportionment Challenges

In September 2011, the Reapportionment Commission submitted a plan that included non-permanent residents, such as military and students. The plan was challenged, and in January 2012 the Supreme Court of the State of Hawai‘i ruled that the plan was constitutionally invalid (Hawaii State Constitution; Article IV, Section 4). The ruling ultimately resulted in the population base being reduced by 108,000.

Since then, others have challenged the subsequent reapportionment plans, mainly due to suspicion of gerrymandering. The 2011 Legislative Reapportionment Plan which was adopted by the Reapportionment Commission on March 8, 2012 seemed to have appeased affected parties, but has recently been challenged. The article below summarizes the newest challenge well:

² "2011 Hawaii State Reapportionment Commission Plan," State of Hawaii 2011 Legislative Reapportionment Plan Adopted by the Commission March 8, 2012, State of Hawaii Office of Elections, 11 Apr. 2012 <http://hawaii.gov/elections/reapportionment/2011/documents/2011_Legislative_Plan_2012-03-08.pdf>.

Federal judges will hear challenge to state reapportionment plan

POSTED: 10:27 a.m. HST, Apr 10, 2012 LAST UPDATED: 10:42 a.m. HST, Apr 10, 2012

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By Star-Advertiser staff

A federal lawsuit challenging the state's reapportionment plan will be heard by a three-judge panel of the U.S. District Court.

U.S. District Judge J. Michael Seabright today issued the order granting the request of the plaintiffs.

At a status conference Monday, "defendants agreed that substantial questions of constitutionality require the convening of a three-judge court," the order states. "Further, from the court's preliminary review of the complaint and relevant case law, the court finds that the constitutional claims are not insubstantial."

A state legislator and five other registered voters filed a federal lawsuit Friday, challenging the reapportionment plan as unconstitutional.

The suit says the plan violates the Constitution's equal protection clause by excluding more than 108,000 military members, their families and university students in drawing up boundaries for state legislative districts.

The suit also says even if the exclusions are permissible, the plan does not divide residents equally in the legislative districts.

The lawsuit asks for an injunction preventing the state from implementing the plan and directing the state to come up with another plan that counts the excluded residents.

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The article above provides a concise summary of the current reapportionment challenge³

If the U.S. District Court rules in favor of the individuals who are challenging the current reapportionment plan, the Reapportionment Commission will need to prepare an appropriate plan according to the Court's guidelines. If you have any questions, please feel free to contact me or my staff at 586-6340 or send me an email at repgiugni@capitol.hawaii.gov.

For additional information about the reapportionment, please visit the Office of Elections website at <http://hawaii.gov/elections/reapportionment/>. Their contact information is also provided below:

Office of Elections
802 Lehua Avenue
Pearl City, Hawai'i 96782
Phone: (808) 453-VOTE (8683)
Email: elections@hawaii.gov
Hours: 7:45 am – 4:30 pm (Monday – Friday)

³ Star-Advertiser Staff, "Federal judges will hear challenge to state reapportionment plan," [Honolulu Star-Advertiser](http://www.staradvertiser.com/news/breaking/146880305.html) 10 Apr. 2012, <<http://www.staradvertiser.com/news/breaking/146880305.html>>.