

EXECUTIVE CHAMBERS

HONOLULU

MAY 27, 1999

COPY

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 21

Honorable Members
Twentieth Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 21, entitled "A Bill for an Act Relating to Athletic Contest Officials."

The purpose of Senate Bill No. 21 is to expand the scope of assault in the second degree to include within the definition of "educational worker" any person who is employed by the department of education on a contractual basis, not only for carrying out an educational function, but for a school program, activity, or function that is established, sanctioned, or approved by the Department of Education.

As drafted, the bill will expand assault in the second degree to include within the definition of "educational worker" a very large number of individuals in many capacities, including individuals not employed as athletic contest officials. Although this bill has merit, the subject of this bill as expressed in its title is "athletic contest officials." Section 14 of Article III of the State Constitution requires that "[e]ach law shall embrace but one subject, which shall be expressed in its title." Since the amendment made by this bill will affect many individuals who are not athletic contest officials, this bill is in violation of Section 14 of Article III of the State Constitution.

For the foregoing reasons, I am returning Senate Bill No. 21 without my approval.

Respectfully,



BENJAMIN J. CAYETANO
Governor of Hawaii

P R O C L A M A T I O N

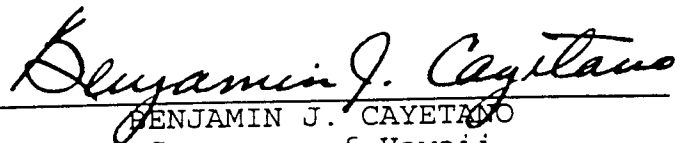
WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 21, entitled "A Bill for an Act Relating to Athletic Contest Officials," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 21 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, BENJAMIN J. CAYETANO, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 21 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

Done at the State Capitol, Honolulu,
State of Hawaii, this 27th
day of May, 1999.


BENJAMIN J. CAYETANO
Governor of Hawaii