Honolulu, Hawaii

March 3, 2006

RE: H.B. No. 173 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Labor & Public Employment, to which was referred H.B. No. 173, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD,"

begs leave to report as follows:

The purpose of this bill is to require persons who serve in the capacity of Adjutant General to possess certain experiential qualifications. Specifically, this bill requires that, in addition to current requirements, any person who is newly appointed to the position of adjutant general possesses at least five years of service as an active commissioned officer in the Hawaii Army or Air National Guard, or both.

Numerous individuals testified in support of this bill. The state Department of Defense, Deputy Adjutant General, Office of Veterans Services, Commander of the $29^{\rm th}$ Separate Infantry Brigade of the Hawaii Army National Guard, The Chamber of Commerce of Hawaii, Hawaii Laborers-Employers Cooperation and Education Trust, Representative of the $40^{\rm th}$ District, and several concerned individuals opposed this measure. A concerned individual submitted comments.

The National Guard, while a military organization, is unique in that it serves both a state and federal function. It is important that Hawaii's Adjutant General, who serves as the commander of all guard forces in Hawaii, have an understanding of and close working relationship with Hawaii's National Guard units,

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state and county departments, and civilian authorities and industry within the state.

Your Committee finds that 44 other states currently have requirements that stipulate that their adjutant general have prior service in their respective national guard. Your Committee also finds that both the active duty military and reserve military promote individuals from within their own ranks. Treating personnel serving in the Hawaii Army and Air National Guard equivalent to their active duty and reserve counterparts is the right thing to do.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 173, H.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Labor & Public Employment,

KIRK CALDWELL, Chair

State of Hawaii House of Representatives The Twenty-third Legislature

HSCR 813-06

Record of Votes of the Committee on Labor & Public Employment

Bill/Resolution No.:	Date:	s /a e /-		
HB 173 HD1	-	2/28/0	6	<u> </u>
Committee Referral:	☐ The committee is reconsidering its			
PSM, LAB previous decision on the measure.				
The recommendation is to: Pass, unamended				
☐ Hold	☐ Re	ecommit		
LAB Members	Ayes	Ayes (WR)	Nays	Excused
1. CALDWELL, Kirk (C)				
2. NAKASONE, Bob (VC)				
3. CHONG, Pono				
4. ITO, Ken				
5. OSHIRO, Marcus R.				
6. SHIMABUKURO, Maile S. L.				
7. SOUKI, Joseph M.				
8. MEYER, Colleen Rose				V
9. STEVENS, Anne V.				
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TOTAL	4	. [0	4
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The recommendation is:				
☐ Not Adopted				
If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office				
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