Honolulu, Hawaii

Meah 20 , 2008

S.B. No. 3202 RE:

H.D. 1

Honorable Calvin K.Y. Sav Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 3202 entitled:

"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO EXTEND THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES FROM SEVENTY TO EIGHTY YEARS OF AGE,"

begs leave to report as follows:

The purpose of this bill is to amend article VI, section 3, of the Constitution of the State of Hawaii to extend the mandatory retirement age of all state judges and justices from seventy years of age to eighty years of age.

AARP Hawaii, the Hawaii Government Employees Association, and an individual testified in support of this bill. The Office of the Governor, Department of the Attorney General, the Judicial Selection Commission, and the City and County of Honolulu Department of the Prosecuting Attorney opposed this measure. The American Civil Liberties Union of Hawaii offered comments.

Your Committee has amended this bill by making the extended mandatory retirement age applicable only to those justices and judges appointed after November 4, 2008, the date of the general election when voters will decide on this proposed constitutional amendment. The question to be placed on the ballot for this proposed constitutional amendment has also been amended accordingly.

SB3202 HD1 HSCR JUD HMS 2008-3137



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 S.B. No. 3202, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3202, H.D. 1, and be referred to the Committee on Finance.

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

TOMMY WATERS, Chair

## HSCR 1344-08

## State of Hawaii House of Representatives The Twenty-fourth Legislature

## Record of Votes of the Committee on Judiciary

SB3202 (SSCR2561)	JUD, FIN		Date:	
			3-13-08	
☐ The committee is reconsidering its prev	rious decision on the measure.			
	unamended (as is) Passhort form bill with HD to reco	ss, with amendmen mmit for future pub		
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. WATERS, Tommy (C)		E		
2. OSHIRO, Blake K. (VC)	/			
3. EVANS, Cindy				
4. GREEN, Josh, M.D.		<u> </u>		
5. ITO, Ken		The state of the s		
6. LUKE, Sylvia				
7. McKELVEY, Angus L.K.				
8. MORITA, Hermina M.				
9. SONSON, Alex M.				<b>~</b>
10. SOUKI, Joseph M.				
11. TSUJI, Clift				
12. YAMANE, Ryan I. 13. YAMASHITA, Kyle T.		1		
14. MARUMOTO, Barbara C.				
15. PINE, Kymberly Marcos				
16. THIELEN, Cynthia	<del>-   <b>*</b>∀</del>			= 8
To. Timber, Cyntha				
TOTAL (16)	9	5		3
The recommendation is:  ✓ Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature:	fourth Chun			
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				