STAND. COM. REP. NO. 624

Honolulu, Hawaii

March 3 , 2011

RE: H.B. No. 468 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 468 entitled:

"A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS,"

begs leave to report as follows:

The purpose of this bill is to ensure the impartiality and independence of county ethics commissioners by requiring the counties to adopt a charter amendment for the creation of an independent body to select members of the county ethics commission.

The League of Women Voters of Hawaii, Americans for Democratic Action-Hawaii, and several concerned individuals supported this bill. The Ethics Commission of the City and County of Honolulu and the Mayor of the City and County of Honolulu provided comments.

Your Committee has amended this bill by:

- (1) Removing provisions requiring that the counties adopt a charter amendment for the creation of an independent body to select members of the county ethics commission;
- (2) Requiring the counties to adopt a charter amendment for a selection process for the county ethics commission that provides that the judicial council select three nominees for each vacant seat from which the mayor of

STAND. COM. REP. NO. 624
Page 2

each county will appoint new members without confirmation by the county council;

- (3) Changing its effective date to January 7, 2059, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 468, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 468, H.D. 1, and be placed on the calendar for Third Reading.

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

GILBERT KEITH-AGARAN, Chair



State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Judiciary

HB 468	Committee Referral:		2124/11		
☐ The committee is reconsidering its previous decision on the measure.					
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)					
JUD Members	Ayes	Ayes (WR)	Nays	Excused	
1. KEITH-AGARAN, Gilbert S.C.	(C) /				
2. RHOADS, Karl (VC)					
3. BROWER, Tom					
4. CABANILLA, Rida T.R.					
5. CARROLL, Mele			•		
6. HERKES, Robert N.					
7. ITO, Ken	V				
8. LUKE, Sylvia					
9. McKELVEY, Angus L.K.					
10. MORITA, Hermina M.					
11. OSHIRO, Blake K.					
12. SOUKI, Joseph M.					
13. TSUJI, Clift					
14. FONTAINE, George R.					
15. MARUMOTO, Barbara C.					
16. THIELEN, Cynthia					
			<u> </u>		
			<u></u>		
				<u> </u>	
TOTAL (16)	13	0	0	3	
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)					
Vice Chair's or designee's signature:					
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO					