STAND. COM. REP. NO. **2206** 

Honolulu, Hawaii

FEB 1 5 2012

RE: S.B. No. 2070

S.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 2070 entitled:

"A BILL FOR AN ACT RELATING TO THE RESIDENCY OF APPOINTIVE OFFICERS,"

begs leave to report as follows:

The purpose and intent of this measure is to allow an appointing authority to waive the one-year residency requirement of certain appointive officers possessing highly specialized or scientific knowledge and training in the event that no other qualified applicant who does meet the residency requirement is available.

Your Committee received testimony in support of this measure from the Department of Human Resources of the City and County of Honolulu.

Your Committee finds that existing law requires that all appointive officers of the State or a county who are employed as department heads and deputies or assistants to department heads be United States citizens and state residents for at least one year. However, this one-year state residency requirement may create difficulties when hiring appointive officers to fill positions that require a certain level of highly specialized or scientific knowledge or training and for which no qualified local applicant is available to fill that position. This measure provides an exception to the law under certain circumstances, so that

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positions may be filled with officers possessing the necessary specialized expertise and skills.

Your Committee has amended this measure by changing the effective date to July 1, 2050, to ensure further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2070, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2070, S.D. 1, and be referred to the Committee on Ways and Means.

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

CLAYTON HEE, Chair

## The Senate Twenty-Sixth Legislature State of Hawai'i

## Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:*	Committee Referral:		Date	Date:	
SB2070 JDL.WAM 2/7/			2/7/1/	2	
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)					
SHIMABUKURO, Maile (VC)					
GABBARD, Mike		V			
IHARA, Jr., Les		~			
SLOM, Sam					
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TOTAL		4			
Recommendation:  Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution:         Original         Yellow         Pink         Goldenrod           File with Committee Report         Clerk's Office         Drafting Agency         Committee File Copy					

<sup>\*</sup>Only one measure per Record of Votes