STAND. COM. REP. NO. 2162

Honolulu, Hawaii

FEB 1 5 2012

RE: S.B. No. 2669

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

Sir:

Your Committee on Hawaiian Affairs, to which was referred S.B. No. 2669 entitled:

"A BILL FOR AN ACT RELATING TO VACANCIES,"

begs leave to report as follows:

The purpose and intent of this measure is to amend the deadline for filing nomination papers for a vacancy in the membership of the Board of Trustees of the Office of Hawaiian Affairs.

Your Committee received testimony in support of this measure from the Office of Elections; Office of the County Clerk, County of Kauai; and Office of the County Clerk, County of Maui. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds the State risks violating federal election laws during this year's Office of Hawaiian Affairs Board of Trustees vacancy election. The National Defense Authorization Act for Fiscal Year 2010, Public Law No. 111-84, requires mailing absentee ballots to uniformed and overseas voters no later than forty-five days prior to an election. Under existing state law, candidates for the vacancy election may file their candidacy papers up to fifty days prior to a general election. By placing the deadline for candidates to file at sixty days prior to the general election, which this measure proposes, the Office of Elections will have a sufficient amount of time within which to print and mail ballots to overseas and uniformed voters, and will not risk violating the federal election law.

2012-1018 SSCR SMA.doc



As affirmed by the record of votes of the members of your Committee on Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2669 and recommends that it pass Second Reading and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on behalf of the members of the Committee on Hawaiian Affairs,

BRICKWOOD GALUTERIA, Chair

The Senate Twenty-Sixth Legislature State of Hawai'i

Record of Votes Committee on Hawaiian Affairs HWN

the same and the s	Committee Referral: Date:			
5B2009 HWN, JDL 2/8/12				
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
GALUTERIA, Brickwood (C)				
RYAN, Pohai (VC)	V/			
ENGLISH, J. Kalani				
HEE, Clayton				
KAHELE, Gilbert	1/			
KIDANI, Michelle N.	1/			
SOLOMON, Malama				
SLOM, Sam				V
·		<u> </u>		
	· · ·			
		<u> </u>		
				-
				<u> </u>
TOTAL	Q			
Recommendation: Adopted Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod Pile with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes