STAND. COM. REP. NO. 723

Honolulu, Hawaii **Research**, 2013 RE: H.B. No. 568 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2013 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 568 entitled:

"A BILL FOR AN ACT RELATING TO THE ELECTIONS COMMISSION,"

begs leave to report as follows:

The purpose of this measure is to expand the duties of the Elections Commission to include providing oversight of the Chief Election Officer.

The League of Women Voters testified in support of this measure. The Office of the County Clerk of the County of Maui and Office of the County Clerk of the County of Kauai provided comments.

Your Committee finds that the Elections Commission is charged with hiring and advising the Chief Election Officer, however, there is no mandate under current law for the Commission to perform any meaningful review of that position. Your Committee finds that reviewing the performance of the Chief Election Officer is a natural and necessary function of the Commission and intends to require the Commission to assume that responsibility. However, your Committee also finds that further consideration of whether such a review should be made public is necessary.

Accordingly, your Committee has amended this measure by requiring the Commission to conduct performance evaluations of the



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Chief Election Officer every six months, instead of mandating that the Commission provide oversight of the Chief Election Officer.

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. 568, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 568, H.D. 1, and be placed on the calendar for Third Reading.

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

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KARL RHOADS, Chair



HSCR 723

State of Hawaii House of Representatives The Twenty-seventh Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB568	Committee Referral: JUD		Date:	
The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Image: Pass, unamended (as is) Image: Pass, with amendments (HD) Image: Hold Image: Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	X			
2. HAR, Sharon E. (VC)	<u>×</u>			
3. BELATTI, Della Au	X			
4. BROWER, Tom	Х I			
5. CABANILLA, Rida T.R.				X
6. CARROLL, Mele				Г×
7. ITO, Ken	X			
8. KAWAKAMI, Derek S.K.	X			
9. LEE, Chris				X
10. TSUJI, Clift	X			
11. WOOLEY, Jessica				X
12. MCDERMOTT, Bob	X			,
13. THIELEN, Cynthia	×			
· · · · ·				
TOTAL (13)	9			4
The recommendation is:				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				