JAN 1 8 2013

A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO THE SALARY COMMISSION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

- 1 SECTION 1. The purpose of the Act is to propose an
- 2 amendment to article XVI, section 3.5, of the constitution of
- 3 the State of Hawaii to require that the commission on salaries
- 4 hold public hearings on its recommendations prior to submitting
- 5 them to the legislature.
- 6 SECTION 2. Article XVI, section 3.5, of the Constitution
- 7 of the State of Hawaii is amended to read as follows:
- 8 "SALARY COMMISSION
- 9 Section [f]3.5[f]. There shall be a commission on salaries
- 10 as provided by law, which shall review and recommend salaries
- 11 for the justices and judges of all state courts, members of the
- 12 legislature, department heads or executive officers of the
- 13 executive departments and the deputies or assistants to
- 14 department heads of the executive departments as provided by
- 15 law, excluding the University of Hawaii and the department of
- 16 education. The commission shall also review and make
- 17 recommendations for the salary of the administrative director of



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- 1 the State or equivalent position and the salary of the governor
- 2 and the lieutenant governor.
- 3 Any salary established pursuant to this section shall not
- 4 be decreased during a term of office, unless by general law
- 5 applying to all salaried officers of the State.
- 6 Every salary recommendation of the commission on salaries
- 7 shall be subject to a public hearing as provided by law prior to
- **8** being submitted to the legislature.
- 9 Not later than the fortieth legislative day of the 2007
- 10 regular legislative session and every six years thereafter, the
- 11 commission shall submit to the legislature its recommendations
- 12 and then dissolve.
- 13 The recommended salaries submitted shall become effective
- 14 as provided in the recommendation, unless the legislature
- 15 disapproves the entire recommendation as a whole by adoption of
- 16 a concurrent resolution prior to adjournment sine die of the
- 17 legislative session in which the recommendation is submitted;
- 18 provided that any change in salary which becomes effective shall
- 19 not apply to the legislature to which the recommendation for the
- 20 change in salary was submitted."
- 21 SECTION 3. The question to be printed on the ballot shall
- 22 be as follows:

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- 1 "Shall the commission on salaries be required to hold a
- public hearing prior to the submission of its
- 3 recommendations to the legislature?"
- 4 SECTION 4. Constitutional material to be repealed is
- 5 bracketed and stricken. New constitutional material is
- 6 underscored.
- 7 SECTION 5. This amendment shall take effect upon
- 8 compliance with article XVII, section 3, of the Constitution of
- 9 the State of Hawaii.

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INTRODUCED /BY:

S.B. NO. 276

Report Title:

Commission on Salaries; Public Hearings; Constitutional Amendment

Description:

Proposes a constitutional amendment to require the commission on salaries to hold a public hearing prior to submission of its recommendations to the legislature.

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