

JAN 22 2016

## A BILL FOR AN ACT

RELATING TO PUBLIC BOARDS.

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

1       SECTION 1. Section 92-15.5, Hawaii Revised Statutes, is  
2       amended to read as follows:  
3       " ~~[+] §92-15.5 [+] Nonattendance of board member; expiration~~  
4       of term. (a) Notwithstanding any law to the contrary, the term  
5       of a board member shall expire ~~[upon the failure of]~~ if the  
6       board member ~~[, without valid excuse,]~~ fails to attend ~~[three]~~  
7       four consecutive meetings duly noticed to all members of the  
8       board ~~[and where the board failed to constitute quorum necessary~~  
9       ~~to transact board business. The chair or acting chair of the~~  
10       ~~board shall determine if the absence of the member is~~  
11       ~~excusable]~~. Upon the fourth consecutive absence, the chair or  
12       acting chair of the board shall provide notice to the board  
13       member of the board member's termination. The expiration of the  
14       board member's term shall be effective immediately after the  
15       ~~[third]~~ fourth consecutive unattended meeting ~~[and unexcused~~  
16       ~~absence]~~.



1        (b) The chair or acting chair of the board shall  
 2        immediately notify the applicable nominating authority in  
 3        writing of any vacancy resulting from termination, resignation,  
 4        expiration of the term, or any other reason, no later than  
 5        fifteen days after the vacancy occurs. The vacancy shall be  
 6        filled in the same manner as the original appointment.

7        ~~[(b)]~~ (c) This section shall not apply to ex officio  
 8        members of a board.

9        ~~[(e)]~~ (d) Notwithstanding the definition of "board" in  
 10       section 92-2, this section shall apply only to a state board and  
 11       shall not apply to a board of any political subdivision of the  
 12       State or whose authority is strictly advisory."

13       SECTION 2. Statutory material to be repealed is bracketed  
 14       and stricken. New statutory material is underscored.

15       SECTION 3. This Act shall take effect upon its approval.

16       INTRODUCED BY:

*Will E. Egan*  
*Paul E. Blum*  
*Donna L. W. [unclear]*  
*SC [unclear]*  
*Clemente [unclear]*

*James [unclear]*  
*Steve [unclear]*  
*Ed [unclear]*  
*Joe [unclear]*  
*Erzanne [unclear]*



# S.B. NO. 2497

**Report Title:**

Boards and Commissions; Absences; Vacancies

**Description:**

Requires a board chair to provide notice to a board member who fails to attend four consecutive duly noticed meetings.

Requires the board chair to provide notice to the board member who accumulates four unexcused absences of the board member's termination. Requires a board chair to notify in writing the applicable nominating authority of any vacancy resulting from termination, resignation, expiration of the term, or any other reason, within fifteen days after the vacancy occurs.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

