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# A BILL FOR AN ACT

RELATING TO THE ELECTIONS COMMISSION.

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

1           SECTION 1. Section 11-7, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "~~{}~~\$11-7~~{}~~ **Elections commission.** (a) There ~~[is]~~ shall  
4 be established an elections commission within the department of  
5 accounting and general services for administrative purposes.  
6 The elections commission shall consist of nine members who shall  
7 be ~~[selected as follows:]~~ nominated and, by and with the advice  
8 and consent of the senate, appointed as follows:

9           (1) The president of the senate shall ~~[select]~~ nominate  
10           two elections commission members;

11           (2) The speaker of the house of representatives shall  
12           ~~[select]~~ nominate two elections commission members;

13           (3) The senators belonging to a party or parties different  
14           from the president of the senate shall designate one  
15           senator to ~~[select]~~ nominate two elections commission  
16           members;



1 (4) The representatives belonging to a party or parties  
2 different from the speaker of the house of  
3 representatives shall designate one representative to  
4 ~~[select]~~ nominate two elections commission members;  
5 and

6 (5) One member, who shall serve as chairperson of the  
7 elections commission, shall be ~~[selected]~~ nominated by  
8 ~~[the]~~ a vote of two-thirds of all members ~~[of]~~ to  
9 which the elections commission ~~[selected]~~ is entitled  
10 and who have already been appointed and confirmed  
11 pursuant to paragraphs (1) to (4);

12 provided that each group of four elections commission members  
13 ~~[selected]~~ appointed by each house shall include one elections  
14 commission member from each of the four counties.

15 ~~[(b) The chairperson of the elections commission under~~  
16 ~~subsection (a) (5) shall be selected by a two-thirds vote.~~

17 ~~(e)]~~ (b) A vacancy in the elections commission shall be  
18 filled in the same manner as the original appointment as  
19 specified in subsection (a) within fifteen days~~[-]~~; provided  
20 that if the vacancy occurs in the interim period when the senate  
21 is not in regular session or special session, the chief justice



1 of the supreme court shall promptly appoint the member  
2 nominated. A vacancy in the elections commission shall be  
3 filled with a person from the same county as the departing  
4 elections commission member. Elections commission member  
5 vacancies not filled within the times specified shall be filled  
6 promptly thereafter by the chief justice of the supreme court.

7 [~~(d)~~] (c) The elections commission shall act by majority  
8 vote of its membership and shall establish its own procedures,  
9 except as may be provided by law. A majority of all members to  
10 which the commission is entitled shall constitute a quorum to do  
11 business.

12 [~~(e)~~] ~~Notwithstanding section 26-34, elections commission~~  
13 ~~member appointments shall not be subject to senatorial~~  
14 ~~confirmation.~~

15 ~~(f)~~] (d) The term of the elections commissioners shall be  
16 four years [~~, except~~]; provided that with respect to the terms of  
17 the initial elections commission members, one member selected  
18 from each of subsection (a) (1) to (4) shall serve for a term of  
19 two years.

20 [~~(g)~~] (e) The elections commissioners shall serve without  
21 compensation, but shall be reimbursed for reasonable expenses,



1 including travel expenses, necessary for the performance of  
2 their duties."

3 SECTION 2. Statutory material to be repealed is bracketed  
4 and stricken. New statutory material is underscored.

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



**Report Title:**

Elections Commission; Members; Advice and Consent; Quorum

**Description:**

Makes the members of the Elections Commission subject to the advice and consent of the Senate. Clarifies that a majority of all members to which the Elections Commission is entitled shall constitute a quorum to do business. (HD1)

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

