
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 ~~[+]~~ 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)

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