

ACT 10

H.B. NO. 1168

A Bill for an Act Relating to Nomination Papers.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The purpose of this Act is to amend the close of the filing deadline for special elections to provide for sixty, instead of fifty, days between the close of filing and the election. The amendment would assist candidates and the public by providing consistency among the close of filing deadlines for all elections while providing sufficient time for election officials to print the ballots and comply with federal recommendations for the mailing of absentee ballots.

SECTION 2. Section 12-6, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“§12-6 Nomination papers: time for filing; fees.¹ (a) Nomination papers shall be filed as follows: for members of Congress, state, and county offices, and the board of trustees of the office of Hawaiian affairs, with the chief election officer, or clerk in case of county offices, not later than 4:30 p.m. on the sixtieth calendar day prior to the primary, [or not later than 4:30 p.m. on the fiftieth day prior to the] special primary, or special election provided that if such day is a Saturday, Sunday, or holiday then not later than 4:30 p.m. on the first working day immediately preceding[; provided further that any]. A state candidate from the counties of Hawaii, Maui, and Kauai may file the declaration of candidacy with the respective clerk. The clerk shall transmit to the office of the chief election officer the state candidate’s declaration of candidacy without delay. However, if a special primary or special election is to be held by a county and the county charter requires that the council shall issue a proclamation calling for the election to be held within a specified period of time, and if that requirement would not allow the filing of nomination papers with the appropriate office by the sixtieth calendar day prior to the day for holding the special primary or special election, the council shall establish the deadline for the filing of nomination papers in the proclamation calling for the election.”

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved April 5, 1991.)

Note

1. So in original.