

JAN 25 2006

S.B. NO. 2875

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## A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE HAWAII  
CONSTITUTION, TO IMPOSE TERM LIMITS UPON SENATORS AND  
REPRESENTATIVES.

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

1           SECTION 1. The purpose of this Act is to propose an  
2 amendment to article III, section 4, of the Constitution of the  
3 State of Hawaii to limit state senators to three consecutive  
4 four-year terms and state representatives to six consecutive  
5 two-year terms.

6           SECTION 2. Article III, section 4, of the Constitution of  
7 the State of Hawaii, is amended to read as follows:

8                               **"ELECTION OF MEMBERS; TERM**

9   **Section 4.** (a) Each member of the legislature shall be elected  
10 at an election. If more than one candidate has been nominated  
11 for election to a seat in the legislature, the member occupying  
12 that seat shall be elected at a general election. If a candidate  
13 nominated for a seat at a primary election is unopposed for that  
14 seat at the general election, the candidate shall be deemed  
15 elected at the primary election.

16 (b) The term of office of a member of the house of  
17 representatives shall be two years [~~and the~~]; provided that:



1           (1) Beginning with terms commencing on the day of the  
2           general election of 2006, no member shall serve for  
3           more than six consecutive two-year terms; and

4           (2) If there is a break in service between terms of at  
5           least four years, the service prior to the break shall  
6           not be counted and the tallying of the term limitation  
7           shall commence from the date of the new term.

8   (c) The term of office of a member of the senate shall be four  
9   years[-]; provided that:

10           (1) Beginning with terms commencing on the day of the  
11           general election of 2006, no member shall serve for  
12           more than three consecutive terms; and

13           (2) If there is a break in service between terms of at  
14           least four years, the service prior to the break shall  
15           not be counted and the tallying of the term limitation  
16           shall commence from the date of the new term.

17   (d) For purposes of computing the term limits in this section,  
18   the following shall be considered to have served a full term of  
19   office:

20           (1) Any member of the senate whose term does not  
21           expire at the 2006 general election but who has two  
22           years remaining in the current term of office; and



1           (2) Any person appointed or elected to fill a vacancy  
2           in the legislature and who serves at least one-half of  
3           a term of office.

4 The term of a member of the legislature shall begin on the day  
5 of the general election at which elected or if elected at a  
6 primary election, on the day of the general election immediately  
7 following the primary election at which elected. For a member of  
8 the house of representatives, the terms shall end on the day of  
9 the general election immediately following the day the member's  
10 term commences. For a member of the senate, the term shall end  
11 on the day of the second general election immediately following  
12 the day the member's term commences."

13           SECTION 3. The question to be printed on the ballot shall  
14 be as follows:

15 "Shall state senators be limited to serving three consecutive  
16 four-year terms and shall state representatives be limited to  
17 serving six consecutive two-year terms, beginning with terms  
18 commencing on the day of the general election of 2006 provided  
19 that a person may serve in the same position, if the person has  
20 been out of that office for at least four years?"

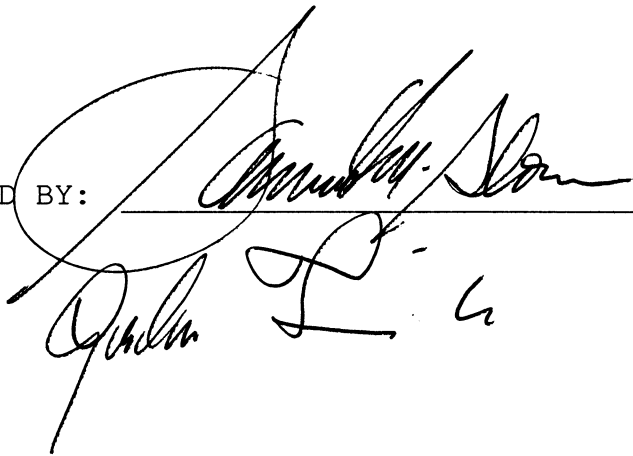


1           SECTION 4. Constitutional material to be repealed is  
2 bracketed and stricken. New constitutional material is  
3 underscored.

4           SECTION 5. This amendment shall take effect upon compliance  
5 with article XVII, section 3, of the Constitution of the State  
6 of Hawaii.

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INTRODUCED BY: \_\_\_\_\_

The image shows two handwritten signatures in black ink, written over a horizontal line. The top signature is larger and more stylized, while the bottom signature is smaller and more compact. The text "INTRODUCED BY:" is printed to the left of the line.

**Report Title:**

Term Limits

**Description:**

Limits state senators to 3 consecutive 4-year terms and state representatives to 6 consecutive 2-year terms beginning with terms commencing on the day of the general election of 2006; provided that a person becomes eligible to serve in the same position again, if the person has been out of that office for 4 years.

