

JAN 25 2006

A BILL FOR AN ACT

ESTABLISHING A COMMISSION TO RECOGNIZE AND HONOR CONGRESSWOMAN
PATSY T. MINK.

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

1 SECTION 1. The legislature finds that Congresswoman Patsy
2 Takemoto Mink made a tremendous impact on the people of Hawaii
3 and the nation through her illustrious career as an outstanding
4 public servant. During her political career, she served a total
5 of thirty-three years in the Hawaii territorial house, the
6 Hawaii territorial senate, the Hawaii state senate, the Honolulu
7 city council, and the United States House of Representatives.

8 A legislative trailblazer, Congresswoman Mink is known for
9 championing the rights of immigrants, minorities, women,
10 families, and children. Compassionate, articulate, and focused,
11 Congresswoman Mink overcame gender and racial discrimination to
12 become one of the most influential leaders of her generation.

13 Born on December 6, 1927, in the Maui plantation community
14 of Paia, she began her unofficial political career during her
15 junior year in high school when she ran for student body
16 president against Elmer Cravalho, who later became speaker of
17 the Hawaii house of representatives. She won the very close



1 election, graduated in 1944 as Maui High School's class
2 valedictorian, and began college at the University of Hawaii.

3 She transferred to the University of Nebraska, where she
4 experienced racial discrimination through a policy of segregated
5 student housing. Characteristic of her strong sense of justice
6 and equality, she brought together other students, their
7 parents, the community, and university trustees to end the
8 policy of segregated student housing. She later returned to the
9 University of Hawaii, graduating with degrees in zoology and
10 chemistry in 1948. However, after her graduation from the
11 University, none of the numerous medical schools to which she
12 applied would accept women as students.

13 As a result, Congresswoman Mink decided to study law,
14 instead of medicine, and was accepted by the University of
15 Chicago School of Law because she was considered a "foreign
16 student." She obtained her law degree in 1951, but could not
17 get hired at any law firm in Hawaii. She opened her own private
18 practice in 1953, becoming the first Japanese-American woman to
19 practice law in Hawaii.

20 She became active in the Democratic Party of Hawaii, and
21 was chosen president of the Young Democrats at the party's 1954
22 convention. Her political career as an elected state official



1 began in 1956, when she was elected to the Territorial House of
2 Representatives. She was elected to the Territorial Senate in
3 1958, and the Hawaii State Senate from 1962 to 1964, where she
4 chaired the education committee.

5 When she was elected to Congress in 1964, to an at-large
6 position, Patsy T. Mink became the first non-white woman in the
7 United States House of Representatives. She was also the first
8 woman of Asian descent to serve in the United States Congress.
9 She served six consecutive terms in the United States House of
10 Representatives from 1965 to 1977. She was elected again in
11 1990 and served until her death in 2002.

12 Congresswoman Mink developed a reputation as a passionate
13 advocate, courageous critic, and eloquent speaker. Her tenure
14 in Congress is marked by many noteworthy achievements. She
15 introduced the first comprehensive Early Childhood Education Act
16 and authored the Women's Educational Equity Act.

17 Her most prominent accomplishment is the landmark Title IX
18 Amendment of the Higher Education Act, which she co-authored.
19 The Act prohibits gender discrimination by federally funded
20 educational institutions and guarantees equal federal support
21 for women in both academics and athletics. In addition to
22 broadening educational opportunities for girls and women, the



1 groundbreaking law gave rise to women's athletic programs
2 throughout the nation's high schools and colleges and
3 universities. In June 2002, at a ceremony honoring the
4 thirtieth anniversary of Title IX legislation, Congresswoman
5 Mink was recognized as the National Organization of Women's
6 Woman of Vision. She was one of only two women in the
7 organization's history to receive the award. To further honor
8 her profound, successful efforts to bring gender equity to
9 education, the United States Congress renamed the Title IX
10 Amendment of the Higher Education Act as the Patsy T. Mink Equal
11 Opportunity in Education Act in October, 2002.

12 Congresswoman Mink is also celebrated as one of America's
13 most important civil rights leaders. She joined the National
14 Association for the Advancement of Colored People in the early
15 days of the civil rights movement, and she had a nearly one
16 hundred per cent voting record on votes that were supported by
17 the American Civil Liberties Union, the American Federation of
18 State, County and Municipal Employees, and the League of
19 Conservation Voters. In 1992, McCall's magazine named her one
20 the ten best politicians in Congress. Congresswoman Mink has
21 received numerous awards and honorary degrees and has been



1 honored for her positive impact on public policy statutes on
2 civil rights.

3 Congresswoman Mink's passion for social justice, public
4 education, and peace afforded her broad national exposure. An
5 early opponent of the Vietnam War, Congresswoman Mink's
6 contributions to the peace movement are well recognized. To
7 demonstrate her strong desire for peace, she accompanied fellow
8 United States Representative Bella Abzug to Paris to meet with
9 participants in the Vietnam War peace talks.

10 Congresswoman Mink was also a leader in public access to
11 government information. When the Environmental Protection
12 Agency refused to provide records on underground nuclear attacks
13 in the Aleutian Islands of Alaska, Congresswoman Mink filed suit
14 under the Freedom of Information Act to force the release of
15 relevant reports. The suit became the first case under the
16 Freedom of Information Act to be argued before the United States
17 Supreme Court. The case significantly expanded the public's
18 access to government information and was later cited as
19 precedent by the Supreme Court in its ruling ordering the
20 release of the Watergate tapes.

21 After twelve years in the United States House of
22 Representatives, Patsy T. Mink made an unsuccessful run for the



1 United States Senate in 1976. In 1977, President Jimmy Carter
2 appointed her as the Assistant Secretary of State for Oceans and
3 International, Environmental and Scientific Affairs. The
4 experience enhanced her advocacy for the protection and
5 conservation of the national resources of our nation and Hawaii.
6 When she was elected again to Congress in 1990, she helped
7 strengthen federal protection of whales and regulations of toxic
8 dumping and ocean mining. She later introduced legislation to
9 create the East Maui National Heritage Area, to expand the
10 Puuhonua O Honaunau National Historic Park, and to establish the
11 Kalaupapa National Historic Park. She was also involved in the
12 successful effort to reform laws permitting strip mining.
13 Congresswoman Mink left a lasting impression as a strong
14 environmental advocate, supporting energy policy issues of
15 regional, national, and global impact. For her accomplishments
16 in the area of environmental advocacy, she received the Friend
17 of the National Parks Award from the National Parks Conservation
18 Association.

19 After her service in the Carter administration, Mink
20 returned to Honolulu where she was elected to the Honolulu City
21 Council and served from 1983 to 1987. She was elected by her
22 peers on the council as Chairwoman from 1983 to 1985. She ran



1 for governor in 1986, but lost in the primary. Two years later
2 she ran for Honolulu mayor and lost. In 1990, she won a special
3 election to the United States House of Representatives, where
4 she served until her death in 2002. After a long and
5 distinguished career in local, state, and national public
6 service, Congresswomen Patsy T. Mink passed away on
7 September 28, 2002, at the age of seventy-four.

8 The purpose of this Act is to establish a commission to
9 recognize and honor Congresswoman Patsy T. Mink.

10 SECTION 2. There is established a temporary commission to
11 be known as the Congresswoman Patsy T. Mink commission, which
12 shall have charge of all arrangements for recognizing and
13 honoring Congresswoman Patsy T. Mink. The commission shall be
14 placed within the office of the governor for administrative
15 purposes and shall cease to exist after December 31, 2009.

16 SECTION 3. The commission shall consist of fourteen
17 members who shall be appointed, without regard to section 26-34,
18 Hawaii Revised Statutes, as follows:

- 19 (1) Two by the speaker of the house of representatives;
20 (2) Two by the president of the senate;
21 (3) Two by the governor;
22 (4) One by the Maui county council;



1 (5) One by the Honolulu city council;

2 (6) One by the Kauai county council; and

3 (7) One by the Hawaii county council.

4 The commission members shall include a member from the
5 family of Congresswoman Patsy T. Mink, the Japanese-American
6 community, labor unions, the civil rights community, the
7 American Civil Liberties Union, the Library of Congress, and the
8 Americans for Democratic Action.

9 The speaker of the house shall select the members
10 representing the Japanese-American community and the labor
11 unions. The president of the senate shall select the members
12 representing the civil rights community and the feminist
13 community. The governor shall select the members representing
14 the Library of Congress and the Americans for Democratic Action.

15 The speaker of the house of representatives and the
16 president of the senate shall designate a chair pro tem by
17 mutual agreement from among the appointed members. The majority
18 of the members shall constitute a quorum. An individual
19 appointed to another state board or commission may be eligible
20 to be appointed as a member of this commission.

21 The members shall not receive compensation for their
22 services but shall be reimbursed for necessary expenses,



1 including travel expenses, incurred in the performance of their
2 duties under this Act.

3 Any member of the commission shall be immune from civil
4 liability, as provided for under section 26-35.5, Hawaii Revised
5 Statutes.

6 SECTION 4. The commission shall research and recommend how
7 the State can honor Congresswoman Patsy T. Mink and shall submit
8 to the legislature, no later than sixty days prior to the
9 convening of the Regular Session of 2007, a written report of
10 its recommendations, including the following:

- 11 (1) A summary outlining the development, planning, and
12 coordination of the various program activities to be
13 scheduled in honor of Congresswoman Patsy T. Mink;
- 14 (2) An identification of a nonprofit organization that
15 will be responsible for any moneys received or
16 expended for honoring Congresswoman Patsy T. Mink; and
- 17 (3) A detailed plan on how to execute its recommendations.

18 In fulfilling its responsibilities, the commission shall
19 consult, cooperate with, and seek advice from appropriate
20 organizations and agencies. The department of accounting and
21 general services shall assist the commission and provide
22 administrative support.



1 The governor may direct any or as many employees from any
2 state executive agencies as the governor deems appropriate, to
3 staff the commission.

4 SECTION 5. The commission may seek grants from public and
5 private sources and may accept donations to finance the
6 projects, programs, and activities of the commission. Any funds
7 received by the commission shall be turned over to the nonprofit
8 organization responsible for any moneys received or expended for
9 honoring Congresswoman Patsy T. Mink.

10 Chapter 42F, Hawaii Revised Statutes, shall not apply to
11 any grant or subsidy made by the legislature pursuant to this
12 Act.

13 All property acquired by the commission shall be deposited
14 for preservation in the Hawaii state public library system,
15 museums, and public archives or shall otherwise be disposed of
16 as directed by the commission.

17 SECTION 6. At the end of its term, the commission shall
18 submit to the governor and the legislature a final report of all
19 its activities, including an accounting of all moneys received
20 and disbursed. The report shall include, as applicable, a
21 description of:



- 1 (1) The production, publication, and distribution of
2 books, films, and other educational materials on the
3 life and experiences of Congresswoman Patsy T. Mink;
4 (2) Conferences, conventions, lectures, and seminars on
5 the life and experiences of Congresswoman Patsy T.
6 Mink; and
7 (3) Traveling exhibits, other exhibits, ceremonies,
8 theatrical productions, and other special events
9 honoring Congresswoman Patsy T. Mink.

10 SECTION 7. There is appropriated out of the general
11 revenues of the State of Hawaii the sum of \$10,000, or so much
12 thereof as may be necessary for fiscal year 2006-2007, to be
13 used by the Congresswoman Patsy T. Mink commission for the
14 purposes of this Act.

15 SECTION 8. The sum appropriated shall be expended by the
16 governor for the purposes of this Act.



SB. NO. 3111

Report Title:

Congresswoman Patsy T. Mink Commission

Description:

Establishes a commission to recognize and honor Congresswoman Patsy T. Mink. Appropriates funds.

