

STAND. COM. REP. NO.

1546

Honolulu, Hawaii

APR 05 2007

RE: H.B. No. 1750
H.D. 2
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
H.B. No. 1750, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT,"

begs leave to report as follows:

The purpose of this measure is to repeal the requirement that
an applicant for state and county employment be a resident of
Hawaii at the time of the application.

Your Committee received testimony in support of this measure
from the Department of Education, the Department of Human
Resources of the City and County of Honolulu, and the American
Civil Liberties Union of Hawaii. The Judiciary supported the bill
with reservations.

Your Committee believes this measure will conform statutory
provisions to a United States District Court for the District of
Hawaii ruling that found the pre-employment residency requirement
unconstitutional.

Your Committee has amended this measure by:

- (1) Changing the phrase "shall establish residency in the
State within thirty days after their employment" to
"shall become residents of the State within thirty days
after beginning their employment" as a nonsubstantive
amendment for clarity and style; and



- (2) Changing the effective date from July 1, 2112 to July 1, 2007.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1750, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1750, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.


Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,


CLAYTON HEE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 1750 HD2	JDL	3-28-07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	✓			
KOKUBUN, Russell S. (VC)				✓
INOUE, Lorraine R.				✓
NISHIHARA, Clarence K.	✓			
GABBARD, Mike	✓			
TOTAL	3			2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink		
File with Committee Report	Clerk's Office	Drafting Agency		

*Only one measure per Record of Votes