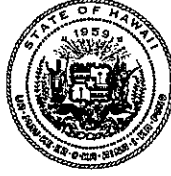


SB474



EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

WRITTEN TESTIMONY

Testimony of
Linda L. Smith
Senior Policy Advisor to the Governor

Before the
SENATE COMMITTEE ON JUDICIARY AND GOVERNMENT OPERATIONS
Wednesday, February 11, 2009, 9:00 a.m.
Room 016, State Capitol

**S.B. 474 PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE
HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT
PROCESS**

Chair Taniguchi, Vice Chair Takamine, and members of the Committee:

The Office of the Governor **opposes** S.B. 474. This bill would amend the State Constitution to change the appointment process for department heads and members of boards and commissions by requiring the Governor to nominate successors within the time limit required by law.

This measure unnecessarily limits the Governor's appointment power. This is simply another bill in a long line of measures attempting to thwart the ability of this Governor to manage the Executive Branch.

The measure provides that the Governor must nominate a successor "within the time limit required by law". A statutory time limit could be unreasonably short and could hinder the selection of qualified candidates by the Governor and would be detrimental to good government operations. The Office of the Governor must oppose S.B. 474.