
A BILL FOR AN ACT

RELATING TO ELECTIONS.

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

1 SECTION 1. Section 12-6, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) Nomination papers shall be filed as follows:
4 (1) For members of Congress, state, and county offices,
5 nomination papers shall be filed with the chief
6 election officer, or clerk in case of county offices,
7 not later than 4:30 p.m. on the sixtieth calendar day
8 prior to the primary, special primary, or special
9 election provided that if such day is a Saturday,
10 Sunday, or holiday then not later than 4:30 p.m. on
11 the first working day immediately preceding. A state
12 candidate from the counties of Hawaii, Maui, and Kauai
13 may file the declaration of candidacy with the
14 respective clerk. The clerk shall transmit to the
15 office of the chief election officer the state
16 candidate's declaration of candidacy without delay.
17 However, if a special primary or special election is
18 to be held by a county and the county charter requires



1 that the council shall issue a proclamation calling
2 for the election to be held within a specified period
3 of time, and if that requirement would not allow the
4 filing of nomination papers with the appropriate
5 office by the sixtieth calendar day prior to the day
6 for holding the special primary or special election,
7 the council shall establish the deadline for the
8 filing of nomination papers in the proclamation
9 calling for the election; and

- 10 (2) For the board of trustees for the office of Hawaiian
11 affairs, nomination papers shall be filed with the
12 chief election officer, not later than 4:30 p.m. on
13 the sixtieth calendar day prior to the primary
14 election referred to in paragraph (1); provided that
15 if that day is a Saturday, Sunday, or holiday, then
16 not later than 4:30 p.m. on the first working day
17 immediately preceding[-];

18 provided that papers nominating an incumbent office holder for
19 reelection to that office shall be filed not later than seven
20 business days prior to the filing deadline specified in
21 paragraph (1) or (2), as applicable."



1 SECTION 2. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

Calvin K. L. By

JAN 23 2009



Report Title:

Elections; Incumbent Filing Deadline

Description:

Requires incumbent elected officials to file nomination papers for re-election 7 days prior to the filing deadline for non-incumbents.

