

JAN 23 2009

A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 3.5, OF THE HAWAII CONSTITUTION, TO REQUIRE THE SALARY COMMISSION TO RECOMMEND SALARIES FOR THE ADMINISTRATIVE DIRECTOR AND DEPUTY ADMINISTRATIVE DIRECTOR OF THE COURTS.

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 XVI, section 3.5, of the Constitution of
3 the State of Hawaii to require the commission on salaries to
4 review and recommend salaries for the administrative director
5 and the deputy administrative director of the courts.

6 SECTION 2. Article XVI, section 3.5, of the Constitution
7 of the State of Hawaii is amended to read as follows:

8 **"SALARY COMMISSION**

9 **Section** [†]3.5[†]. There shall be a commission on salaries
10 as provided by law, which shall review and recommend salaries
11 for the justices and judges of all state courts, administrative
12 director of the courts, deputy administrative director of the
13 courts, members of the legislature, department heads or
14 executive officers of the executive departments and the deputies
15 or assistants to department heads of the executive departments
16 as provided by law, excluding the University of Hawaii and the



1 department of education. The commission shall also review and
2 make recommendations for the salary of the administrative
3 director of the State or equivalent position and the salary of
4 the governor and the lieutenant governor.

5 Any salary established pursuant to this section shall not
6 be decreased during a term of office, unless by general law
7 applying to all salaried officers of the State.

8 Not later than the fortieth legislative day of the 2007
9 regular legislative session and every six years thereafter, the
10 commission shall submit to the legislature its recommendations
11 and then dissolve.

12 The recommended salaries submitted shall become effective
13 as provided in the recommendation, unless the legislature
14 disapproves the entire recommendation as a whole by adoption of
15 a concurrent resolution prior to adjournment sine die of the
16 legislative session in which the recommendation is submitted;
17 provided that any change in salary which becomes effective shall
18 not apply to the legislature to which the recommendation for the
19 change in salary was submitted."

20 SECTION 3. The question to be printed on the ballot shall
21 be as follows:



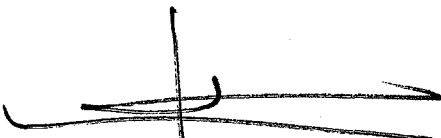
1 "Shall the salary commission be required to review and
2 recommend salaries for the administrative director and
3 deputy administrative director of the courts?"

4 SECTION 4. Constitutional material to be repealed is
5 bracketed and stricken. New constitutional material is
6 underscored.

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

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INTRODUCED BY:



By Request



Report Title:

Constitutional Amendment; Commission on Salaries; Judiciary Officers

Description:

Proposes a constitutional amendment to require the commission on salaries to review and recommend salaries for the administrative director and deputy administrative director of the courts.

