

JAN 20 2010

A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 2, OF THE HAWAII
CONSTITUTION TO AUTHORIZE THE TEMPORARY ASSIGNMENT OF
CIRCUIT COURT JUDGES TO THE DISTRICT COURT.

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 VI, section 2, of the Constitution of the
3 State of Hawaii, to authorize the chief justice to assign a
4 circuit judge to serve temporarily on the district court.

5 SECTION 2. Article VI, section 2, of the Constitution of
6 the State of Hawaii is amended to read as follows:

7 "SUPREME COURT; INTERMEDIATE APPELLATE COURT; CIRCUIT

8 Section 2. The supreme court shall consist of a chief
9 justice and four associate justices. The chief justice may
10 assign a judge or judges of the intermediate appellate court or
11 a circuit court to serve temporarily on the supreme court, a
12 judge of the circuit court to serve temporarily on the
13 intermediate appellate court or on the district court, and a
14 judge of the district court to serve temporarily on the circuit
15 court. As provided by law, at the request of the chief justice,
16 retired justices of the supreme court also may serve temporarily
17 on the supreme court, and retired judges of the intermediate



1 appellate court, the circuit courts, the district courts and the
 2 district family courts may serve temporarily on the intermediate
 3 appellate court, on any circuit court, on any district court and
 4 on any district family court, respectively. In case of a
 5 vacancy in the office of chief justice, or if the chief justice
 6 is ill, absent or otherwise unable to serve, an associate
 7 justice designated in accordance with the rules of the supreme
 8 court shall serve temporarily in place of the chief justice."

9 SECTION 3. The question to be printed on the ballot shall
 10 be as follows:

11 "Shall the chief justice have the authority to assign a
 12 judge of the circuit court to temporarily serve on the
 13 district court?"

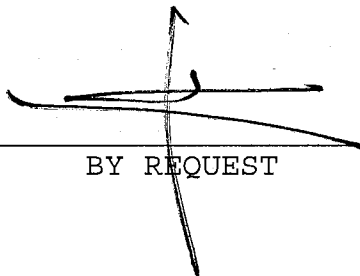
14 SECTION 4. New constitutional material is underscored.

15 SECTION 5. This amendment shall take effect upon
 16 compliance with article XVII, section 3, of the Constitution of
 17 the State of Hawaii.

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INTRODUCED BY:

_____ BY REQUEST _____




Report Title:

Constitutional Amendment; Temporary Assignment; District Court

Description:

Proposes a constitutional amendment to authorize temporary assignment of circuit judge to district court by the chief justice.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

