
A BILL FOR AN ACT

RELATING TO COUNTIES.

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

1 SECTION 1. Article VIII, section 2, of the Hawaii
2 constitution states, in relevant part, that,

3 "Each political subdivision shall have the power to
4 frame and adopt a charter for its own self-government
5 within such limits and under such procedures as may be
6 provided by general law.

7 * * *

8 Charter provisions with respect to a political
9 subdivision's executive, legislative and administrative
10 structure and organization shall be superior to statutory
11 provisions, subject to the authority of the legislature to
12 enact general laws allocating and reallocating powers and
13 functions."

14 The purpose of this Act is to authorize the counties to
15 appoint and remove their respective county police chiefs
16 pursuant to the county's charter. The legislature finds that
17 the grant of such authority is within the purview of the
18 counties' executive and administrative structure and



1 organization, and is therefore supported by and consistent with
2 the principle of county self-governance established in article
3 VIII, section 2, of the Hawaii constitution.

4 SECTION 2. Section 52D-2, Hawaii Revised Statutes, is
5 amended to read as follows:

6 "~~[+]§52D-2[+]~~ **Chief of police.** ~~[The police commission~~
7 ~~shall appoint a chief of police.]~~ A chief of police shall be
8 appointed and may be removed as prescribed by the charter of
9 each county. The chief of police shall annually make a report
10 to the police commission on the state of affairs and condition
11 of the police department."

12 SECTION 3. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

14 SECTION 4. This Act shall take effect upon its approval.

15



Report Title:

Counties; Chief of Police

Description:

Requires that county police chiefs be appointed and removed as prescribed by each county's charter. (SD1)

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

