

JAN 23 2009

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# A BILL FOR AN ACT

RELATING TO THE COMMISSION ON SALARIES.

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

1           SECTION 1. Act 299, Session Laws of Hawaii 2006,  
2 established the commission on salaries to review and recommend  
3 an appropriate salary for the governor, lieutenant governor,  
4 members of the legislature, justices and judges of all state  
5 courts, administrative director of the State or an equivalent  
6 position, and department heads or executive officers and the  
7 deputies or assistants to the department heads. However, Act  
8 299 did not provide for a public hearing by the commission on  
9 the salary recommendations. The legislature finds a public  
10 hearing on the recommendations is necessary to inform the public  
11 and to solicit public input, so that the legislature may be  
12 adequately apprised of the justification for the recommendations  
13 in order to determine whether to disapprove the recommendations.

14           The purpose of this Act is to provide for a public hearing  
15 to be conducted by the commission on salaries on its salary  
16 recommendations.



1 SECTION 2. Section 26-56, Hawaii Revised Statutes, is  
2 amended by amending subsection (d) to read as follows:

3 "(d) The commission shall convene in the month of November  
4 2006, and every six years thereafter. Not later than the  
5 fortieth legislative day of the regular session of 2007, and  
6 every six years thereafter, the commission shall submit a report  
7 of its findings and its salary recommendations to the  
8 legislature, through the governor. Prior to submitting its  
9 report to the legislature, the commission shall conduct a public  
10 hearing on the island of Oahu to solicit public comment on the  
11 report; provided that the public hearing shall be subject to the  
12 open meeting and public notice requirements of chapter 92; and  
13 provided further that not less than seventy-two hours prior to  
14 the hearing the commission shall give public notice of the  
15 hearing in accordance with section 1-28.5, as well as the  
16 internet address where the report is accessible. The commission  
17 may include a summary of comments received during the public  
18 hearing in its report to the legislature. The commission may  
19 include incremental increases that take effect prior to the  
20 convening of the next salary commission.

21 The recommended salaries submitted by the commission shall  
22 become effective July 1 of the next fiscal year unless the



1 legislature disapproves the recommended salaries submitted by  
2 the commission through the adoption of a concurrent resolution,  
3 which shall be approved by a simple majority of each house of  
4 the legislature, prior to adjournment sine die of the  
5 legislative session in which the recommended salaries are  
6 submitted; provided that any change in salary [~~which~~] that  
7 becomes effective shall not apply to the legislature to which  
8 the recommendation for the change in salary was submitted.

9       The governor shall include the salary amounts recommended  
10 by the commission and approved by the legislature for employees  
11 of the executive branch in the executive budget. If the salary  
12 amounts recommended by the commission are disapproved by the  
13 legislature, the commission shall reconvene in the November next  
14 following the legislative disapproval to review the  
15 legislature's reasons for disapproving its salary  
16 recommendation. The commission may submit a report of its  
17 findings and submit a new salary recommendation to the  
18 legislature at the next regular session. The commission's  
19 reconvening following a legislative disapproval shall not toll  
20 the six-year cycle."

21       SECTION 3. Statutory material to be repealed is bracketed  
22 and stricken. New statutory material is underscored.



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

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INTRODUCED BY:

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**Report Title:**

Commission on Salaries; Public Hearing

**Description:**

Requires commission on salaries to conduct a public hearing on Oahu prior to submitting its recommendations to the legislature.

