

JAN 23 2009

A BILL FOR AN ACT

PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII
TO PROVIDE FOR A UNICAMERAL LEGISLATURE.

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

1 SECTION 1. Currently, the state legislature is comprised
2 of two houses that operate independently. This bicameral
3 legislative structure provides a system of checks and balances
4 to facilitate legislative deliberation, provides safeguards
5 against the passage of carelessly drafted legislation, and
6 promotes openness in government by affording citizens more
7 opportunities to express their opinions. In recent years,
8 however, the system has become extremely cumbersome and
9 inefficient.

10 The existing bicameral system is replete with duplication in
11 committee structure, staffing, and legislation introduced.
12 Procedures and policies differ, sometimes substantially, between
13 the two houses, making it time-consuming, confusing, and more
14 difficult for citizen participation. Moreover, the two houses
15 often take diametrically opposed positions on significant
16 issues. This often results in inaction, or in important and
17 controversial decisions being made in conference committees,



1 where special interests can be more effective than in the more
2 open, deliberative processes of the standing committees.

3 A unicameral legislature would eliminate unnecessary
4 duplication and would provide better citizen access to the
5 legislative process. Conversion to a unicameral system would
6 result in immediate cost savings as the total number of
7 legislators, staff, and legislative measures would decrease.

8 The purpose of this Act is to amend the Constitution of the
9 State of Hawaii to:

10 (1) Change the legislature from a bicameral legislature
11 with a house of representatives and a senate to a
12 unicameral legislature with only one chamber, to be
13 known as the legislature, commencing after the general
14 election in November 2010;

15 (2) Change the total number of legislators from seventy-
16 six to fifty-one legislators representing fifty-one
17 single-member districts, who serve staggered terms of
18 four years each; and

19 (3) Change the composition of the reapportionment
20 commission to require four members each to be
21 appointed by the speaker and minority leader of the
22 legislature, with appointees choosing the ninth



1 member; and change the composition of the judicial
2 selection commission to require four members to be
3 appointed by the speaker of the legislature, with the
4 governor to appoint two members, the chief justice to
5 appoint one member, and members of the bar to elect
6 two members.

7 Until such time as a new apportionment plan is filed, it is
8 the intent of the legislature that the apportionment plan for
9 the house of representatives in effect at the time this Act
10 becomes effective shall apply to the new unicameral legislature.

11 SECTION 2. Article III of the Constitution of the State of
12 Hawaii is amended to read as follows:

13 "ARTICLE III

14 THE LEGISLATURE

15 LEGISLATIVE POWER

16
17
18 **Section 1.** [The] Commencing after the general election in
19 November 2010, the legislative power of the State shall be
20 vested in a legislature, which shall consist of [~~two houses, a~~
21 ~~senate and a house of representatives.~~] one chamber which shall
22 be known as the legislature. Such power shall extend to all
23 rightful subjects of legislation not inconsistent with this
24 constitution or the Constitution of the United States.



1 office of a member of the [~~house of representatives~~] legislature
2 shall be [~~two years and the term of office of a member of the~~
3 ~~senate shall be~~] four years[-]; provided that of the legislators
4 elected to the term commencing after the general election in
5 November 2010, the members of the legislature shall serve
6 staggered terms of office as provided in Article IV, Section 7
7 of this Constitution. The term of a member of the legislature
8 shall begin on the day of the general election at which elected
9 or if elected at a primary election, on the day of the general
10 election immediately following the primary election at which
11 elected. [~~For a member of the house of representatives, the~~
12 ~~terms shall end on the day of the general election immediately~~
13 ~~following the day the member's term commences. For a member of~~
14 ~~the senate, the]~~ The term of a member of the legislature shall
15 end on the day of the second general election immediately
16 following the day the member's term commences.

17 **VACANCIES**

18 **Section 5.** Any vacancy in the legislature shall be filled
19 for the unexpired term in such manner as may be provided by law,
20 or, if no provision be made by law, by appointment by the
21 governor for the unexpired term.

22 **QUALIFICATIONS OF MEMBERS**



1
2 **Section 6.** ~~[No person shall be eligible to serve as a~~
3 ~~member of the senate unless the person has been a resident of~~
4 ~~the State for not less than three years, has attained the age of~~
5 ~~majority and is, prior to filing nomination papers and~~
6 ~~thereafter continues to be, a qualified voter of the senatorial~~
7 ~~district from which the person seeks to be elected; except that~~
8 ~~in the year of the first general election following~~
9 ~~reapportionment, but prior to the primary election, an incumbent~~
10 ~~senator may move to a new district without being disqualified~~
11 ~~from completing the remainder of the incumbent senator's term.]~~
12 No person shall be eligible to serve as a member of the [~~house~~
13 ~~of representatives~~] legislature unless the person has been a
14 resident of the State for not less than three years, has
15 attained the age of majority and is, prior to filing nomination
16 papers and thereafter continues to be, a qualified voter of the
17 [~~representative~~] legislative district from which the person
18 seeks to be elected; except that in the year of the first
19 general election following reapportionment, but prior to the
20 primary election, an incumbent [~~representative~~] legislator may
21 move to a new district without being disqualified from



1 completing the remainder of the incumbent [~~representative's~~
2 legislator's term.

3 PRIVILEGES OF MEMBERS

4 **Section 7.** No member of the legislature shall be held to
5 answer before any other tribunal for any statement made or
6 action taken in the exercise of the member's legislative
7 functions; and members of the legislature shall, in all cases
8 except felony or breach of the peace, be privileged from arrest
9 during their attendance at the sessions of [~~their respective~~
10 ~~houses,~~] the legislature and in going to and returning from the
11 same.

12 DISQUALIFICATIONS OF MEMBERS

13 **Section 8.** No member of the legislature shall hold any
14 other public office under the State, nor shall the member,
15 during the term for which the member is elected or appointed, be
16 elected or appointed to any public office or employment which
17 shall have been created, or the emoluments whereof shall have
18 been increased, by legislative act during such term. The term
19 "public offices," for the purposes of this section, shall not
20 include notaries public, reserve police officers or officers of
21 emergency organizations for civilian defense or disaster



1 relief. The legislature may prescribe further
2 disqualifications.

3 LEGISLATIVE ALLOWANCE

4 **Section 9.** The members of the legislature shall receive
5 allowances reasonably related to expenses as provided by law.

6 SESSIONS

7 **Section 10.** The legislature shall convene annually in
8 regular session at 10:00 o'clock a.m. on the third Wednesday in
9 January.

10 ~~[At the written request of two-thirds of the members to~~
11 ~~which each house is entitled, the presiding officers of both~~
12 ~~houses shall convene the legislature in special session.]~~ At
13 the written request of two-thirds of the members of the [senate,
14 ~~the president of the senate]~~ legislature, the speaker shall
15 convene the [senate] legislature in special session for the
16 purpose of carrying out its responsibility established by
17 Section 3 of Article VI[-] or for other legislative business.
18 The governor may convene [~~both houses or the senate alone~~] the
19 legislature in special session.

20 Regular sessions shall be limited to a period of sixty
21 days, and special sessions shall be limited to a period of
22 thirty days. Any session may be extended a total of not more



1 than fifteen days. Such extension shall be granted by the
2 [~~presiding officers of both houses~~] speaker of the legislature
3 at the written request of two-thirds of the members to which
4 [~~each house~~] the legislature is entitled or may be granted by
5 the governor.

6 Each regular session shall be recessed for not less than
7 five days at some period between the twentieth and fortieth days
8 of the regular session. The legislature shall determine the
9 dates of the mandatory recess by [~~concurrent~~] resolution. Any
10 session may be recessed by [~~concurrent~~] resolution adopted by a
11 majority of the members to which [~~each house~~] the legislature is
12 entitled. Saturdays, Sundays, holidays, the days in mandatory
13 recess and any days in recess pursuant to a [~~concurrent~~]
14 resolution shall be excluded in computing the number of days of
15 any session.

16 All sessions shall be held in the capital of the State. In
17 case the capital shall be unsafe, the governor may direct that
18 any session be held at some other place.

19 **[ADJOURNMENT]**

20 ~~Section 11. Neither house shall adjourn during any session~~
21 ~~of the legislature for more than three days, or sine die,~~
22 ~~without the consent of the other.]~~



1 **ORGANIZATION; DISCIPLINE; RULES; PROCEDURE**

2 **Section 12.** ~~[Each house]~~ The legislature shall be the
3 judge of the elections, returns and qualifications of its ~~[own]~~
4 members and shall have, for misconduct, disorderly behavior or
5 neglect of duty of any member, power to punish such member by
6 censure or, upon a two-thirds vote of all the members to which
7 ~~[such house]~~ the legislature is entitled, by suspension or
8 expulsion of such member. ~~[Each house]~~ The legislature shall
9 choose its own officers, determine the rules of its proceedings
10 and keep a journal. The ayes and noes of the members on any
11 question shall, at the desire of one-fifth of the members
12 present, be entered upon the journal.

13 Twenty days after a bill has been referred to a committee
14 ~~[in either house,]~~ of the legislature, the bill may be recalled
15 from such committee by the affirmative vote of one-third of the
16 members to which ~~[such house]~~ the legislature is entitled.

17 Every meeting or hearing of a committee in ~~[either house or~~
18 ~~of a committee comprised of a member or members from both~~
19 ~~houses]~~ the legislature held for the purpose of making decision
20 on matters referred to the committee shall be open to the
21 public.



1 By rule of its proceedings, [~~applicable to both houses,~~
2 ~~each house~~] the legislature shall provide for the date by which
3 all bills to be considered in a regular session shall be
4 introduced.

5 QUORUM; COMPULSORY ATTENDANCE

6 **Section 13.** A majority of the number of members to which
7 [~~each house~~] the legislature is entitled shall constitute a
8 quorum [~~of such house~~] for the conduct of ordinary business, of
9 which quorum a majority vote shall suffice; but the final
10 passage of a bill [~~in each house~~] shall require the vote of a
11 majority of all the members to which [~~such house~~] the
12 legislature is entitled, taken by ayes and noes and entered upon
13 its journal. A smaller number than a quorum may adjourn from
14 day to day and may compel the attendance of absent members in
15 such manner and under such penalties as [~~each house~~] the
16 legislature may provide.

17 BILLS; ENACTMENT

18 **Section 14.** No law shall be passed except by bill. Each
19 law shall embrace but one subject, which shall be expressed in
20 its title. The enacting clause of each law shall be, "Be it
21 enacted by the legislature of the State of Hawaii."

22 PASSAGE OF BILLS



1 become law. If the governor does not approve such bill, the
2 governor may return it, with the governor's objections to the
3 legislature. Except for items appropriated to be expended by
4 the judicial and legislative branches, the governor may veto any
5 specific item or items in any bill which appropriates money for
6 specific purposes by striking out or reducing the same; but the
7 governor shall veto other bills, if at all, only as a whole.

8 The governor shall have ten days to consider bills
9 presented to the governor ten or more days before the
10 adjournment of the legislature sine die, and if any such bill is
11 neither signed nor returned by the governor within that time, it
12 shall become law in like manner as if the governor had signed
13 it.

14 RECONSIDERATION AFTER ADJOURNMENT

15 The governor shall have forty-five days, after the
16 adjournment of the legislature sine die, to consider bills
17 presented to the governor less than ten days before such
18 adjournment, or presented after adjournment, and any such bill
19 shall become law on the forty-fifth day unless the governor by
20 proclamation shall have given ten days' notice to the
21 legislature that the governor plans to return such bill with the
22 governor's objections on that day. The legislature may convene



1 at or before noon on the forty-fifth day in special session,
2 without call, for the sole purpose of acting upon any such bill
3 returned by the governor. In case the legislature shall fail to
4 so convene, such bill shall not become law. Any such bill may
5 be amended to meet the governor's objections and, if so amended
6 and passed, only one reading being required in [~~each house~~] the
7 legislature for such passage, it shall be presented again to the
8 governor, but shall become law only if the governor shall sign
9 it within ten days after presentation.

10 In computing the number of days designated in this section,
11 the following days shall be excluded: Saturdays, Sundays,
12 holidays and any days in which the legislature is in recess
13 prior to its adjournment as provided in section 10 of this
14 article.

15 PROCEDURES UPON VETO

16 **Section 17.** Upon the receipt of a veto message from the
17 governor, [~~each house~~] the legislature shall enter the same at
18 large upon its journal and proceed to reconsider the vetoed
19 bill, or the item or items vetoed, and again vote upon such
20 bill, or such item or items, by ayes and noes, which shall be
21 entered upon its journal. If after such reconsideration such
22 bill, or such item or items, shall be approved by a two-thirds



1 vote of all members to which [~~each house~~] the legislature is
2 entitled, the same shall become law.

3 PUNISHMENT OF NONMEMBERS

4 **Section 18.** [~~Each house~~] The legislature may punish by
5 fine, or by imprisonment not exceeding thirty days, any person
6 not a member of [~~either house~~] the legislature who shall be
7 guilty of disrespect of [~~such house~~] the legislature by any
8 disorderly or contemptuous behavior in its presence or that of
9 any committee thereof; or who shall, on account of the exercise
10 of any legislative function, threaten harm to the body or estate
11 of any of the members of [~~such house;~~] the legislature; or who
12 shall assault, arrest or detain any witness or other person
13 ordered to attend [~~such house,~~] the legislature, on the witness'
14 or other person's way going to or returning therefrom; or who
15 shall rescue any person arrested by order of [~~such house.~~] the
16 legislature.

17 Any person charged with such an offense shall be informed
18 in writing of the charge made against the person and have
19 opportunity to present evidence and be heard in the person's own
20 defense.

21 IMPEACHMENT



1 **Section 19.** The governor and lieutenant governor, and any
2 appointive officer for whose removal the consent of the [~~senate~~]
3 legislature is required, may be removed from office upon
4 conviction of impeachment for such causes as may be provided by
5 law.

6 The [~~house of representatives~~] legislature shall have the
7 sole power of impeachment of the governor and lieutenant
8 governor and [~~the senate~~] the sole power to try such
9 impeachments, and no such officer shall be convicted without the
10 concurrence of two-thirds of the members of the [~~senate.~~]
11 legislature. When sitting for that purpose, the members of the
12 [~~senate~~] legislature shall be on oath or affirmation and the
13 chief justice shall preside. Subject to [~~the provisions of~~]
14 this paragraph, the legislature may provide for the manner and
15 procedure of removal by impeachment of such officers.

16 The legislature shall by law provide for the manner and
17 procedure of removal by impeachment of the appointive officers.

18 Judgments in cases of impeachment shall not extend beyond
19 removal from office and disqualification to hold and enjoy any
20 office of honor, trust or profit under the State; but the person
21 convicted may nevertheless be liable and subject to indictment,
22 trial, judgment and punishment as provided by law."



1 SECTION 3. Article IV, section 2, of the Constitution of
2 the State of Hawaii is amended to read as follows:

3 "REAPPORTIONMENT COMMISSION

4 Section 2. A reapportionment commission shall be
5 constituted on or before May 1 of each reapportionment year and
6 whenever reapportionment is required by court order. The
7 commission shall consist of nine members. [~~The president of the~~
8 ~~senate and the speaker of the house of representatives]~~ The
9 speaker of the legislature and the minority leader shall each
10 select [~~two~~] four members. [~~Members of each house belonging to~~
11 ~~the party or parties different from that of the president or the~~
12 ~~speaker shall designate one of their number for each house and~~
13 ~~the two so designated shall each select two members of the~~
14 ~~commission.~~] The eight members so selected, promptly after
15 selection, shall be certified by the selecting authorities to
16 the chief election officer and within thirty days thereafter,
17 shall select, by a vote of six members, and promptly certify to
18 the chief election officer the ninth member who shall serve as
19 chairperson of the commission.

20 Each of the [~~four~~] officials designated above as selecting
21 authorities for the eight members of the commission, at the time
22 of the commission selections, shall also select one person from



1 each basic island unit to serve on an apportionment advisory
2 council for that island unit. The councils shall remain in
3 existence during the life of the commission and each shall serve
4 in an advisory capacity to the commission for matters affecting
5 its island unit.

6 A vacancy in the commission or a council shall be filled by
7 the initial selecting authority within fifteen days after the
8 vacancy occurs. Commission and council positions and vacancies
9 not filled within the times specified shall be filled promptly
10 thereafter by the supreme court.

11 The commission shall act by majority vote of its membership
12 and shall establish its own procedures, except as may be
13 provided by law.

14 Not more than one hundred fifty days from the date on which
15 its members are certified, the commission shall file with the
16 chief election officer a reapportionment plan for the state
17 legislature and a reapportionment plan for the United States
18 congressional districts which shall become law after publication
19 as provided by law. Members of the commission shall hold office
20 until each reapportionment plan becomes effective or until such
21 time as may be provided by law.



1 No member of the reapportionment commission or an
2 apportionment advisory council shall be eligible to become a
3 candidate for election to [~~either house of~~] the legislature or
4 to the United States House of Representatives in either of the
5 first two elections under any such reapportionment plan.

6 Commission and apportionment advisory council members shall
7 be compensated and reimbursed for their necessary expenses as
8 provided by law.

9 The chief election officer shall be secretary of the
10 commission without vote and, under the direction of the
11 commission, shall furnish all necessary technical services. The
12 legislature shall appropriate funds to enable the commission to
13 carry out its duties."

14 SECTION 4. Article IV, section 4, of the Constitution of
15 the State of Hawaii is amended to read as follows:

16 **"APPORTIONMENT AMONG BASIC ISLAND UNITS**

17 **Section 4.** The commission shall allocate the total number
18 of members of [~~each house of~~] the state legislature being
19 reapportioned among the four basic island units, namely: (1)
20 the island of Hawaii, (2) the islands of Maui, Lanai, Molokai
21 and Kahoolawe, (3) the island of Oahu and all other islands not
22 specifically enumerated, and (4) the islands of Kauai and



1 Niihau, using the total number of permanent residents in each of
2 the basic island units and computed by the method known as the
3 method of equal proportions; except that no basic island unit
4 shall receive less than one member [~~in each house~~]."

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

7 **"APPORTIONMENT WITHIN BASIC ISLAND UNITS**

8 **Section 6.** Upon the determination of the total number of
9 members of [~~each house of~~] the state legislature to which each
10 basic island unit is entitled, the commission shall apportion
11 the members among the districts therein and shall redraw
12 district lines where necessary in such manner that [~~for each~~
13 ~~house~~] the average number of permanent residents per member in
14 each district is as nearly equal to the average for the basic
15 island unit as practicable.

16 In effecting such redistricting, the commission shall be
17 guided by the following criteria:

18 1. No district shall extend beyond the boundaries of any
19 basic island unit.

20 2. No district shall be so drawn as to unduly favor a
21 person or political faction.



1 3. Except in the case of districts encompassing more than
2 one island, districts shall be contiguous.

3 4. Insofar as practicable, districts shall be compact.

4 5. Where possible, district lines shall follow permanent
5 and easily recognized features, such as streets,
6 streams and clear geographical features, and, when
7 practicable, shall coincide with census tract
8 boundaries.

9 ~~[6. Where practicable, representative districts shall be~~
10 ~~wholly included within senatorial districts.~~

11 7.] 6. Not more than ~~[four members]~~ one member shall be
12 elected from any district.

13 ~~[8.]~~ 7. Where practicable, submergence of an area in a
14 larger district wherein substantially different socio-economic
15 interests predominate shall be avoided."

16 SECTION 6. Article IV, section 7, of the Constitution of
17 the State of Hawaii is amended to read as follows:

18 **"ELECTION OF [SENATORS] LEGISLATORS AFTER REAPPORTIONMENT**

19 **Section 7.** Regardless of whether or not a ~~[senator]~~
20 legislator is serving a term that would have extended past the
21 general election at which an apportionment plan becomes
22 effective, the term of office of all ~~[senators]~~ legislators



1 shall end at that general election. The staggered terms of
 2 ~~[senators]~~ legislators in each district shall be recomputed as
 3 established by the next section in this article, and the number
 4 of ~~[senators]~~ legislators in a ~~[senatorial]~~ legislative district
 5 under the reapportionment plan of the commission."

6 SECTION 7. Article IV, section 8, of the Constitution of
 7 the State of Hawaii is amended to read as follows:

8 **"STAGGERED TERMS FOR THE ~~[SENATE]~~ LEGISLATURE**

9 **Section 8.** The reapportionment commission shall, as part
 10 of the reapportionment plan, assign two-year terms for twelve
 11 ~~[senate]~~ legislative seats for the election immediately
 12 following the adoption of the reapportionment plan. The
 13 remaining seats shall be assigned four-year terms. Insofar as
 14 practicable, the commission shall assign the two-year terms to
 15 ~~[senate]~~ legislative seats so that the resident population of
 16 each ~~[senate]~~ legislative district shall have no more than two
 17 regular ~~[senate]~~ legislative elections for a particular ~~[senate]~~
 18 legislative seat within the six-year period beginning in the
 19 even-numbered year prior to the reapportionment year; provided
 20 that in the event of a multi-member ~~[senate]~~ legislative
 21 district, the ~~[senators]~~ legislators elected with the highest
 22 number of votes in that district in the election immediately



1 following the adoption of the reapportionment plan shall fill
2 the [~~senate~~] legislative seats in that district which were
3 assigned the four-year terms by the commission."

4 SECTION 8. Article V, section 6, of the Constitution of
5 the State of Hawaii is amended to read as follows:

6 **"EXECUTIVE AND ADMINISTRATIVE OFFICES AND DEPARTMENTS**

7 **Section 6.** All executive and administrative offices,
8 departments and instrumentalities of the state government and
9 their respective powers and duties shall be allocated by law
10 among and within not more than twenty principal departments in
11 such a manner as to group the same according to common purposes
12 and related functions. Temporary commissions or agencies for
13 special purposes may be established by law and need not be
14 allocated within a principal department.

15 Each principal department shall be under the supervision of
16 the governor and, unless otherwise provided in this constitution
17 or by law, shall be headed by a single executive. Such single
18 executive shall be nominated and, by and with the advice and
19 consent of the [~~senate,~~] legislature, appointed by the
20 governor. That person shall hold office for a term to expire at
21 the end of the term for which the governor was elected, unless
22 sooner removed by the governor; except that the removal of the



1 chief legal officer of the State shall be subject to the advice
2 and consent of the [~~senate,~~] legislature.

3 Except as otherwise provided in this constitution, whenever
4 a board, commission or other body shall be the head of a
5 principal department of the state government, the members
6 thereof shall be nominated and, by and with the advice and
7 consent of the [~~senate,~~] legislature, appointed by the
8 governor. The term of office and removal of such members shall
9 be as provided by law. Such board, commission or other body may
10 appoint a principal executive officer who, when authorized by
11 law, may be an ex officio, voting member thereof, and who may be
12 removed by a majority vote of the members appointed by the
13 governor.

14 The governor shall nominate and, by and with the advice and
15 consent of the [~~senate,~~] legislature, appoint all officers for
16 whose election or appointment provision is not otherwise
17 provided for by this constitution or by law. If the manner or
18 removal of an officer is not prescribed in this constitution,
19 removal shall be as provided by law.

20 When the [~~senate]~~ legislature is not in session and a
21 vacancy occurs in any office, appointment to which requires the
22 confirmation of the [~~senate,~~] legislature, the governor may fill



1 the office by granting a commission which shall expire, unless
2 such appointment is confirmed, at the end of the next session of
3 the [~~senate.~~] legislature. The person so appointed shall not be
4 eligible for another interim appointment to such office if the
5 appointment failed to be confirmed by the [~~senate.~~] legislature.

6 No person who has been nominated for appointment to any
7 office and whose appointment has not received the consent of the
8 [~~senate~~] legislature shall be eligible to an interim appointment
9 thereafter to such office.

10 Every officer appointed under the provisions of this
11 section shall be a citizen of the United States and shall have
12 been a resident of this State for at least one year immediately
13 preceding that person's appointment, except that this residency
14 requirement shall not apply to the president of the University
15 of Hawaii."

16 SECTION 9. Article VI, section 3, of the Constitution of
17 the State of Hawaii is amended to read as follows:

18 **"APPOINTMENT OF JUSTICES AND JUDGES**

19 **Section 3.** The governor, with the consent of the [~~senate,~~]
20 legislature, shall fill a vacancy in the office of the chief
21 justice, supreme court, intermediate appellate court and circuit
22 courts, by appointing a person from a list of not less than



1 four, and not more than six, nominees for the vacancy, presented
2 to the governor by the judicial selection commission.

3 If the governor fails to make any appointment within thirty
4 days of presentation, or within ten days of the [~~senate's~~]
5 legislature's rejection of any previous appointment, the
6 appointment shall be made by the judicial selection commission
7 from the list with the consent of the [~~senate~~] legislature. If
8 the [~~senate~~] legislature fails to reject any appointment within
9 thirty days thereof, it shall be deemed to have given its
10 consent to such appointment. If the [~~senate~~] legislature shall
11 reject any appointment, the governor shall make another
12 appointment from the list within ten days thereof. The same
13 appointment and consent procedure shall be followed until a
14 valid appointment has been made, or failing this, the commission
15 shall make the appointment from the list, without [~~senate~~] the
16 consent[-] of the legislature.

17 The chief justice, with the consent of the [~~senate,~~]
18 legislature, shall fill a vacancy in the district courts by
19 appointing a person from a list of not less than six nominees
20 for the vacancy presented by the judicial selection commission.
21 If the chief justice fails to make the appointment within thirty
22 days of presentation, or within ten days of the [~~senate's~~]



1 legislature's rejection of any previous appointment, the
2 appointment shall be made by the judicial selection commission
3 from the list with the consent of the [~~senate.~~] legislature.
4 The [~~senate~~] legislature shall hold a public hearing and vote on
5 each appointment within thirty days of any appointment. If the
6 [~~senate~~] legislature fails to do so, the nomination shall be
7 returned to the commission and the commission shall make the
8 appointment from the list without [~~senate~~] the consent[-] of the
9 legislature. The chief justice shall appoint per diem district
10 court judges as provided by law.

11 **QUALIFICATIONS FOR APPOINTMENT**

12 Justices and judges shall be residents and citizens of the
13 State and of the United States, and licensed to practice law by
14 the supreme court. A justice of the supreme court, a judge of
15 the intermediate appellate court and a judge of the circuit
16 court shall have been so licensed for a period of not less than
17 ten years preceding nomination. A judge of the district court
18 shall have been so licensed for a period of not less than five
19 years preceding nomination.

20 No justice or judge shall, during the term of office,
21 engage in the practice of law, or run for or hold any other



1 office or position of profit under the United States, the State
2 or its political subdivisions.

3 **TENURE; RETIREMENT**

4 The term of office of justices and judges of the supreme
5 court, intermediate appellate court and circuit courts shall be
6 ten years. Judges of district courts shall hold office for the
7 periods as provided by law. At least six months prior to the
8 expiration of a justice's or judge's term of office, every
9 justice and judge shall petition the judicial selection
10 commission to be retained in office or shall inform the
11 commission of an intention to retire. If the judicial selection
12 commission determines that the justice or judge should be
13 retained in office, the commission shall renew the term of
14 office of the justice or judge for the period provided by this
15 section or by law.

16 Justices and judges shall be retired upon attaining the age
17 of seventy years. They shall be included in any retirement law
18 of the State."

19 SECTION 10. Article VI, section 4, of the Constitution of
20 the State of Hawaii is amended to read as follows:

21 **"JUDICIAL SELECTION COMMISSION**



1 **Section 4.** There shall be a judicial selection commission
2 that shall consist of nine members. The governor shall appoint
3 two members to the commission. No more than one of the two
4 members shall be a licensed attorney. The [~~president of the~~
5 ~~senate and the~~] speaker of the [~~house of representatives~~]
6 legislature shall [~~each respectively~~] appoint [~~two~~] four members
7 to the commission. The chief justice of the supreme court shall
8 appoint one member to the commission. Members in good standing
9 of the bar of the State shall elect two of their number to the
10 commission in an election conducted by the supreme court or its
11 delegate. No more than four members of the commission shall be
12 licensed attorneys. At all times, at least one member of the
13 commission shall be a resident of a county other than the City
14 and County of Honolulu.

15 The commission shall be selected and shall operate in a
16 wholly nonpartisan manner. After the initial formation of the
17 commission, elections and appointments to the commission shall
18 be for staggered terms of six years each. Notwithstanding the
19 foregoing, no member of the commission shall serve for more than
20 six years on the commission.

21 Each member of the judicial selection commission shall be a
22 resident of the State and a citizen of the United States. No



1 member shall run for or hold any other elected office under the
2 United States, the State or its political subdivisions. No
3 member shall take an active part in political management or in
4 political campaigns. No member shall be eligible for
5 appointment to the judicial office of the State so long as the
6 person is a member of the judicial commission and for a period
7 of three years thereafter.

8 No act of the judicial selection commission shall be valid
9 except by concurrence of the majority of its voting members.

10 The judicial selection commission shall select one of its
11 members to serve as chairperson. The commission shall adopt
12 rules which shall have the force and effect of law. The
13 deliberations of the commission shall be confidential.

14 The legislature shall provide for the staff and operating
15 expenses of the judicial selection commission in a separate
16 budget. No member of the judicial selection commission shall
17 receive any compensation for commission services, but shall be
18 allowed necessary expenses for travel, board and lodging
19 incurred in the performance of commission duties.

20 The judicial selection commission shall be attached to the
21 judiciary branch of the state government for purposes of
22 administration."



1 SECTION 11. Article VII, section 9, of the Constitution of
2 the State of Hawaii is amended to read as follows:

3 **"LEGISLATIVE APPROPRIATIONS; PROCEDURES; EXPENDITURE CEILING**

4 **Section 9.** In each regular session in an odd-numbered
5 year, the legislature shall transmit to the governor an
6 appropriation bill or bills providing for the anticipated total
7 expenditures of the State for the ensuing fiscal biennium. In
8 such session, no appropriation bill, except bills recommended by
9 the governor for immediate passage, or to cover the expenses of
10 the legislature, shall be passed on final reading until the bill
11 authorizing operating expenditures for the ensuing fiscal
12 biennium, to be known as the general appropriations bill, shall
13 have been transmitted to the governor.

14 In each regular session in an even-numbered year, at such
15 time as may be provided by law, the governor may submit to the
16 legislature a bill to amend any appropriation for operating
17 expenditures of the current fiscal biennium, to be known as the
18 supplemental appropriations bill, and bills to amend any
19 appropriations for capital expenditures of the current fiscal
20 biennium, and at the same time the governor shall submit a bill
21 or bills to provide for any added revenues or borrowings that
22 such amendments may require. In each regular session in an



1 even-numbered year, bills may be introduced in the legislature
2 to amend any appropriation act or bond authorization act of the
3 current fiscal biennium or prior fiscal periods. In any such
4 session in which the legislature submits to the governor a
5 supplemental appropriations bill, no other appropriation bill,
6 except bills recommended by the governor for immediate passage,
7 or to cover the expenses of the legislature, shall be passed on
8 final reading until such supplemental appropriations bill shall
9 have been transmitted to the governor.

10 **GENERAL FUND EXPENDITURE CEILING**

11 Notwithstanding any other provision to the contrary, the
12 legislature shall establish a general fund expenditure ceiling
13 which shall limit the rate of growth of general fund
14 appropriations, excluding federal funds received by the general
15 fund, to the estimated rate of growth of the State's economy as
16 provided by law. No appropriations in excess of such ceiling
17 shall be authorized during any legislative session unless the
18 legislature shall, by a two-thirds vote of the members to which
19 ~~[each house of the legislature]~~ it is entitled, set forth the
20 dollar amount and the rate by which the ceiling will be exceeded
21 and the reasons therefor."



1 SECTION 12. Article VII, section 10, of the Constitution of
2 the State of Hawaii is amended to read as follows:

3 "AUDITOR

4 Section 10. The legislature, by a majority vote of [~~each~~
5 ~~house in joint session,~~] its members, shall appoint an auditor
6 who shall serve for a period of eight years and thereafter until
7 a successor shall have been appointed. The legislature, by a
8 two-thirds vote of [~~the~~] its members [~~in joint session~~], may
9 remove the auditor from office at any time for cause. It shall
10 be the duty of the auditor to conduct post-audits of the
11 transactions, accounts, programs and performance of all
12 departments, offices and agencies of the State and its political
13 subdivisions, to certify to the accuracy of all financial
14 statements issued by the respective accounting officers and to
15 report the auditor's findings and recommendations to the
16 governor and to the legislature at such times as shall be
17 provided by law. The auditor shall also make such additional
18 reports and conduct such other investigations as may be directed
19 by the legislature."

20 SECTION 13. Article VII, section 12, of the Constitution of
21 the State of Hawaii is amended to read as follows:

22 "DEFINITIONS; ISSUANCE OF INDEBTEDNESS



1 **Section 12.** For the purposes of this article:

2 1. The term "bonds" shall include bonds, notes and other
3 instruments of indebtedness.

4 2. The term "general obligation bonds" means all bonds for
5 the payment of the principal and interest of which the full
6 faith and credit of the State or a political subdivision are
7 pledged and, unless otherwise indicated, includes reimbursable
8 general obligation bonds.

9 3. The term "net revenues" or "net user tax receipts"
10 means the revenues or receipts derived from:

11 a. A public undertaking, improvement or system remaining
12 after the costs of operation, maintenance and repair of
13 the public undertaking, improvement or system, and the
14 required payments of the principal of and interest on all
15 revenue bonds issued therefor, have been made; or

16 b. Any payments or return on security under a loan program
17 or a loan thereunder, after the costs of operation and
18 administration of the loan program, and the required
19 payments of the principal of and interest on all revenue
20 bonds issued therefor, have been made.

21 4. The term "person" means an individual, firm,
22 partnership, corporation, association, cooperative or other



1 legal entity, governmental body or agency, board, bureau or
2 other instrumentality thereof, or any combination of the
3 foregoing.

4 5. The term "rates, rentals and charges" means all
5 revenues and other moneys derived from the operation or lease of
6 a public undertaking, improvement or system, or derived from any
7 payments or return on security under a loan program or a loan
8 thereunder; provided that insurance premium payments,
9 assessments and surcharges, shall constitute rates, rentals and
10 charges of a state property insurance program.

11 6. The term "reimbursable general obligation bonds" means
12 general obligation bonds issued for a public undertaking,
13 improvement or system from which revenues, or user taxes, or a
14 combination of both, may be derived for the payment of the
15 principal and interest as reimbursement to the general fund and
16 for which reimbursement is required by law, and, in the case of
17 general obligation bonds issued by the State for a political
18 subdivision, general obligation bonds for which the payment of
19 the principal and interest as reimbursement to the general fund
20 is required by law to be made from the revenue of the political
21 subdivision.



1 7. The term "revenue bonds" means all bonds payable from
2 the revenues, or user taxes, or any combination of both, of a
3 public undertaking, improvement, system or loan program and any
4 loan made thereunder and secured as may be provided by law,
5 including a loan program to provide loans to a state property
6 insurance program providing hurricane insurance coverage to the
7 general public.

8 8. The term "special purpose revenue bonds" means all
9 bonds payable from rental or other payments made to an issuer by
10 a person pursuant to contract and secured as may be provided by
11 law.

12 9. The term "user tax" means a tax on goods or services or
13 on the consumption thereof, the receipts of which are
14 substantially derived from the consumption, use or sale of goods
15 and services in the utilization of the functions or services
16 furnished by a public undertaking, improvement or system;
17 provided that mortgage recording taxes shall constitute user
18 taxes of a state property insurance program.

19 The legislature, by a majority vote of the members to which
20 [~~each house~~] it is entitled, shall authorize the issuance of all
21 general obligation bonds, bonds issued under special improvement
22 statutes and revenue bonds issued by or on behalf of the State



1 and shall prescribe by general law the manner and procedure for
2 such issuance. The legislature by general law shall authorize
3 political subdivisions to issue general obligation bonds, bonds
4 issued under special improvement statutes and revenue bonds and
5 shall prescribe the manner and procedure for such issuance. All
6 such bonds issued by or on behalf of a political subdivision
7 shall be authorized by the governing body of such political
8 subdivision.

9 Special purpose revenue bonds shall only be authorized or
10 issued to finance facilities of or for, or to loan the proceeds
11 of such bonds to assist:

- 12 1. Manufacturing, processing, or industrial enterprises;
- 13 2. Utilities serving the general public;
- 14 3. Health care facilities provided to the general public
15 by not-for-profit corporations;
- 16 4. Early childhood education and care facilities provided
17 to the general public by not-for-profit corporations;
- 18 5. Low and moderate income government housing programs;
- 19 6. Not-for-profit private nonsectarian and sectarian
20 elementary schools, secondary schools, colleges and
21 universities; or



1 7. Agricultural enterprises serving important
2 agricultural lands,
3 each of which is hereinafter referred to in this paragraph as a
4 special purpose entity.

5 The legislature, by a majority vote of the members to which
6 [~~each house~~] it is entitled, may enact enabling legislation for
7 the issuance of special purpose revenue bonds separately for
8 each special purpose entity, and, by a two-thirds vote of the
9 members to which [~~each house~~] it is entitled and by separate
10 legislative bill, may authorize the State to issue special
11 purpose revenue bonds for each single project or multi-project
12 program of each special purpose entity; provided that the
13 issuance of such special purpose revenue bonds is found to be in
14 the public interest by the legislature; and provided further
15 that the State may combine into a single issue of special
16 purpose revenue bonds two or more proposed issues of special
17 purpose revenue bonds to assist not-for-profit private
18 nonsectarian and sectarian elementary schools, secondary
19 schools, colleges, and universities, separately authorized as
20 aforesaid, in the total amount of not exceeding the aggregate of
21 the proposed separate issues of special purpose revenue bonds.

22 The legislature may enact enabling legislation to authorize



1 political subdivisions to issue special purpose revenue bonds.
2 If so authorized, a political subdivision by a two-thirds vote
3 of the members to which its governing body is entitled and by
4 separate ordinance may authorize the issuance of special purpose
5 revenue bonds for each single project or multi-project program
6 of each special purpose entity; provided that the issuance of
7 such special purpose revenue bonds is found to be in the public
8 interest by the governing body of the political subdivision. No
9 special purpose revenue bonds shall be secured directly or
10 indirectly by the general credit of the issuer or by any
11 revenues or taxes of the issuer other than receipts derived from
12 payments by a person or persons under contract or from any
13 security for such contract or contracts or special purpose
14 revenue bonds and no moneys other than such receipts shall be
15 applied to the payment thereof. The governor shall provide the
16 legislature in November of each year with a report on the
17 cumulative amount of all special purpose revenue bonds
18 authorized and issued, and such other information as may be
19 necessary."

20 SECTION 14. Article VII, section 13, of the Constitution of
21 the State of Hawaii is amended to read as follows:

22 **"DEBT LIMIT; EXCLUSIONS**



1 **Section 13.** General obligation bonds may be issued by the
2 State; provided that such bonds at the time of issuance would
3 not cause the total amount of principal and interest payable in
4 the current or any future fiscal year, whichever is higher, on
5 such bonds and on all outstanding general obligation bonds to
6 exceed: a sum equal to twenty percent of the average of the
7 general fund revenues of the State in the three fiscal years
8 immediately preceding such issuance until June 30, 1982; and
9 thereafter, a sum equal to eighteen and one-half percent of the
10 average of the general fund revenues of the State in the three
11 fiscal years immediately preceding such issuance. Effective
12 July 1, 1980, the legislature shall include a declaration of
13 findings in every general law authorizing the issuance of
14 general obligation bonds that the total amount of principal and
15 interest, estimated for such bonds and for all bonds authorized
16 and unissued and calculated for all bonds issued and
17 outstanding, will not cause the debt limit to be exceeded at the
18 time of issuance. Any bond issue by or on behalf of the State
19 may exceed the debt limit if an emergency condition is declared
20 to exist by the governor and concurred to by a two-thirds vote
21 of the members to which ~~[each house of]~~ the legislature is
22 entitled. For the purpose of this paragraph, general fund



1 revenues of the State shall not include moneys received as
2 grants from the federal government and receipts in reimbursement
3 of any reimbursable general obligation bonds which are excluded
4 as permitted by this section.

5 A sum equal to fifteen percent of the total of the assessed
6 values for tax rate purposes of real property in each political
7 subdivision, as determined by the last tax assessment rolls
8 pursuant to law, is established as the limit of the funded debt
9 of such political subdivision that is outstanding and unpaid at
10 any time.

11 All general obligation bonds for a term exceeding two years
12 shall be in serial form maturing in substantially equal
13 installments of principal, or maturing in substantially equal
14 installments of both principal and interest. The first
15 installment of principal of general obligation bonds and of
16 reimbursable general obligation bonds shall mature not later
17 than five years from the date of issue of such series. The last
18 installment on general obligation bonds shall mature not later
19 than twenty-five years from the date of such issue and the last
20 installment on general obligation bonds sold to the federal
21 government, on reimbursable general obligation bonds and on
22 bonds constituting instruments of indebtedness under which the



1 State or a political subdivision incurs a contingent liability
2 as a guarantor shall mature not later than thirty-five years
3 from the date of such issue. The interest and principal
4 payments of general obligation bonds shall be a first charge on
5 the general fund of the State or political subdivision, as the
6 case may be.

7 In determining the power of the State to issue general
8 obligation bonds or the funded debt of any political subdivision
9 under section 12, the following shall be excluded:

10 1. Bonds that have matured, or that mature in the then
11 current fiscal year, or that have been irrevocably called for
12 redemption and the redemption date has occurred or will occur in
13 the then fiscal year, or for the full payment of which moneys or
14 securities have been irrevocably set aside.

15 2. Revenue bonds, if the issuer thereof is obligated by
16 law to impose rates, rentals and charges for the use and
17 services of the public undertaking, improvement or system or the
18 benefits of a loan program or a loan thereunder or to impose a
19 user tax, or to impose a combination of rates, rentals and
20 charges and user tax, as the case may be, sufficient to pay the
21 cost of operation, maintenance and repair, if any, of the public
22 undertaking, improvement or system or the cost of maintaining a



1 loan program or a loan thereunder and the required payments of
2 the principal of and interest on all revenue bonds issued for
3 the public undertaking, improvement or system or loan program,
4 and if the issuer is obligated to deposit such revenues or tax
5 or a combination of both into a special fund and to apply the
6 same to such payments in the amount necessary therefor.

7 3. Special purpose revenue bonds, if the issuer thereof is
8 required by law to contract with a person obligating such person
9 to make rental or other payments to the issuer in an amount at
10 least sufficient to make the required payment of the principal
11 of and interest on such special purpose revenue bonds.

12 4. Bonds issued under special improvement statutes when
13 the only security for such bonds is the properties benefited or
14 improved or the assessments thereon.

15 5. General obligation bonds issued for assessable
16 improvements, but only to the extent that reimbursements to the
17 general fund for the principal and interest on such bonds are in
18 fact made from assessment collections available therefor.

19 6. Reimbursable general obligation bonds issued for a
20 public undertaking, improvement or system but only to the extent
21 that reimbursements to the general fund are in fact made from



1 the net revenue, or net user tax receipts, or combination of
2 both, as determined for the immediately preceding fiscal year.

3 7. Reimbursable general obligation bonds issued by the
4 State for any political subdivision, whether issued before or
5 after the effective date of this section, but only for as long
6 as reimbursement by the political subdivision to the State for
7 the payment of principal and interest on such bonds is required
8 by law; provided that in the case of bonds issued after the
9 effective date of this section, the consent of the governing
10 body of the political subdivision has first been obtained; and
11 provided further that during the period that such bonds are
12 excluded by the State, the principal amount then outstanding
13 shall be included within the funded debt of such political
14 subdivision.

15 8. Bonds constituting instruments of indebtedness under
16 which the State or any political subdivision incurs a contingent
17 liability as a guarantor, but only to the extent the principal
18 amount of such bonds does not exceed seven percent of the
19 principal amount of outstanding general obligation bonds not
20 otherwise excluded under this section; provided that the State
21 or political subdivision shall establish and maintain a reserve
22 in an amount in reasonable proportion to the outstanding loans



1 guaranteed by the State or political subdivision as provided by
2 law.

3 9. Bonds issued by or on behalf of the State or by any
4 political subdivision to meet appropriations for any fiscal
5 period in anticipation of the collection of revenues for such
6 period or to meet casual deficits or failures of revenue, if
7 required to be paid within one year, and bonds issued by or on
8 behalf of the State to suppress insurrection, to repel invasion,
9 to defend the State in war or to meet emergencies caused by
10 disaster or act of God.

11 The total outstanding indebtedness of the State or funded
12 debt of any political subdivision and the exclusions therefrom
13 permitted by this section shall be made annually and certified
14 by law or as provided by law. For the purposes of section 12
15 and this section, amounts received from on-street parking may be
16 considered and treated as revenues of a parking undertaking.

17 Nothing in section 12 or in this section shall prevent the
18 refunding of any bond at any time."

19 SECTION 15. Article X, section 6, of the Constitution of
20 the State of Hawaii is amended to read as follows:

21 **"BOARD OF REGENTS; POWERS**



1 without the prior approval by a two-thirds vote [~~in each house~~]
2 of the legislature."

3 SECTION 17. Article XVI, section 4 of the Constitution of
4 the State of Hawaii is amended to read as follows:

5 "OATH OF OFFICE

6 Section 4. All eligible public officers, before entering
7 upon the duties of their respective offices, shall take and
8 subscribe to the following oath or affirmation: "I do solemnly
9 swear (or affirm) that I will support and defend the
10 Constitution of the United States, and the Constitution of the
11 State of Hawaii, and that I will faithfully discharge my duties
12 as to the best of my ability." As used
13 in this section, "eligible public officers" means the governor,
14 the lieutenant governor, the members of [~~both houses of~~] the
15 legislature, the members of the board of education, the members
16 of the national guard, State or county employees who possess
17 police powers, district court judges, and all those whose
18 appointment requires the consent of the [~~senate.~~] legislature."

19 SECTION 18. Article VXII, section 3, of the Constitution
20 of the State of Hawaii is amended to read as follows:

21 "AMENDMENTS PROPOSED BY LEGISLATURE



1 **Section 3.** The legislature may propose amendments to the
2 constitution by adopting the same, in the manner required for
3 legislation, by a two-thirds vote [~~of each house~~] on final
4 reading at any session, after [~~either or both houses~~] the
5 legislature shall have given the governor at least ten days'
6 written notice of the final form of the proposed amendment, or,
7 with or without such notice, by a majority vote [~~of each house~~]
8 on final reading at each of two successive sessions.

9 Upon such adoption, the proposed amendments shall be
10 entered upon the journals, with the ayes and noes, and published
11 once in each of four successive weeks in at least one newspaper
12 of general circulation in each [~~senatorial~~] legislative district
13 wherein such a newspaper is published, within the two months'
14 period immediately preceding the next general election.

15 At such general election the proposed amendments shall be
16 submitted to the electorate for approval or rejection upon a
17 separate ballot.

18 The conditions of and requirements for ratification of such
19 proposed amendments shall be the same as provided in section 2
20 of this article for ratification at a general election."

21 SECTION 19. Article IV, section 5, of the Constitution of
22 the State of Hawaii is repealed.



1 ~~["MINIMUM REPRESENTATION FOR BASIC ISLAND UNITS~~

2 ~~Section 5. The representation of any basic island unit~~
3 ~~initially allocated less than a minimum of two senators and~~
4 ~~three representatives shall be augmented by allocating thereto~~
5 ~~the number of senators or representatives necessary to attain~~
6 ~~such minimums which number, notwithstanding the provisions of~~
7 ~~Sections 2 and 3 of Article III shall be added to the membership~~
8 ~~of the appropriate body until the next reapportionment. The~~
9 ~~senators or representatives of any basic island unit so~~
10 ~~augmented shall exercise a fractional vote wherein the numerator~~
11 ~~is the number initially allocated and the denominator is the~~
12 ~~minimum above specified."]~~

13 SECTION 20. The question to be printed on the ballot shall
14 be as follows:

15 "Shall:

16 (1) The legislature be changed from a bicameral legislature
17 with a house of representatives and a senate to a
18 unicameral legislature with only one chamber, to be
19 known as the legislature, commencing after the general
20 election in November 2010;

21 (2) The total number of legislators be changed from
22 seventy-six to fifty-one legislators representing

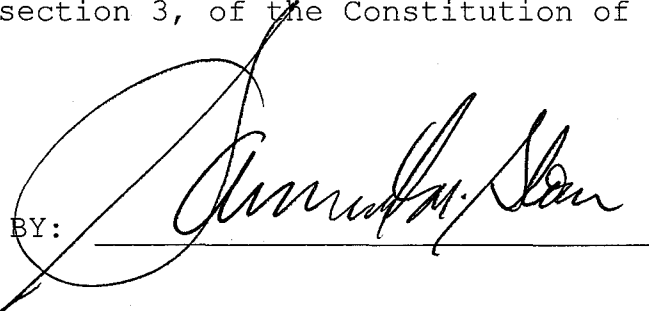


1 fifty-one single-member districts, who shall serve
 2 staggered terms of four years each; and
 3 (3) The composition of the reapportionment commission be
 4 changed to provide that four members each shall be
 5 appointed by the speaker and minority leader of the
 6 legislature, with appointees choosing the ninth member;
 7 and change the composition of the judicial selection
 8 commission to require four members to be appointed by
 9 the speaker of the legislature, with the governor to
 10 appoint two members, the chief justice to appoint one
 11 member, and members of the bar to elect two members?"

12 SECTION 21. Constitutional material to be repealed is
 13 bracketed and stricken. New constitutional material is
 14 underscored.

15 SECTION 22. This amendment shall take effect upon
 16 compliance with article XVII, section 3, of the Constitution of
 17 the State of Hawaii.

INTRODUCED BY:




Report Title:

Unicameral Legislature

Description:

Proposes constitutional amendments to create a unicameral legislature to be known as the legislature which shall consist of fifty-one members serving four year terms; and which shall commence after the general election in November 2010. Provides that the speaker of the legislature and the minority leader shall each appoint four members to the reapportionment commission. Provides that the speaker of the legislature shall appoint four members to the judicial selection commission.

