

Honolulu, Hawaii

FEB 14 2013

RE: S.B. No. 886

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 886 entitled:

"A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI,
SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE
MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES,"

begs leave to report as follows:

The purpose and intent of this measure is to propose a
constitutional amendment to raise the mandatory retirement age for
state judges and justices from seventy to eighty years of age.

Your Committee received testimony in support of this measure
from the Department of the Attorney General; International
Longshore and Warehouse Union, Local 142; and League of Women
Voters of Hawaii. Testimony in opposition to this measure was
submitted by the Department of the Prosecuting Attorney, City and
County of Honolulu; and one private individual. The Office of the
Public Defender submitted comments.

Your Committee finds that there are a number of judges and
justices who are willing and able to serve on the bench past the
mandatory retirement age of seventy. While your Committee
recognizes that a mandatory retirement age ensures continued
opportunities to serve on the bench, it believes that judges and
justices who are willing and able to serve should be allowed to do
so until the age of eighty.

As affirmed by the record of votes of the members of your
Committee on Judiciary and Labor that is attached to this report,



your Committee is in accord with the intent and purpose of S.B. No. 886 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,



CLAYTON HEE, Chair



