

Honolulu, Hawaii

April 25, 2013

RE: H.B. No. 1203
H.D. 1
S.D. 1
C.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

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

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 1203, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to provide qualifying criteria to assist with the selection of the Adjutant General and also give preference to candidates with direct experience in supervising or participating in the various state programs that are under the purview of the Hawaii Department of Defense. Specifically, this measure:

- (1) Requires that, in order to serve, continue to serve, or be appointed to serve as Adjutant General an individual must:



- (A) Hold or have held a commission of at least an 0-5, federally recognized as such, in the National Guard of the armed forces of any state or territory of the United States, or in the armed forces of the United States or a reserve component thereof; and
 - (B) Have served as a commissioned officer in one or more of the armed forces of the United States for a total of at least ten years;
- (2) Provides a first preference for appointment to the position of Adjutant General to a commissioned officer who possesses at least five years of service as an active commissioned officer in the Hawaii National Guard, whether Army, Air, or both;
 - (3) Provides a second preference for appointment to the position of Adjutant General to a commissioned officer who has served as an active commissioned officer in the National Guard of the armed forces of any state or territory of the United States, over a commissioned officer in the Armed Forces of the United States or a reserve component thereof; and
 - (4) Exempts the sitting Adjutant General from the provisions of paragraphs (1) to (3) above.

Your Committee on Conference has amended this measure by:

- (1) Changing its effective date from January 1, 2050, to upon its approval; and
- (2) Making technical, nonsubstantive changes for the purposes of clarity and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1203, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1203, H.D. 1, S.D. 1, C.D. 1.



Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE





WILL ESPERO, Chair



K. MARK TAKAI, Chair



Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: HB 1203, HD 1, SD 1					Date/Time: 4/22/13 9:30 am						
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).											
<input type="checkbox"/> The Committee is reconsidering its previous decision.											
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.						
Senate Managers		A	WR	N	E	House Managers		A	WR	N	E
ESPERO, Will, Chr.		✓				TAKAI, K. Mark, Chr.		✓			
GALUTERIA, Brickwood		✓				ITO, Ken		✓			
SLOM, Sam			✓			WARD, Gene			✓		
TOTAL		2	1	0	0	TOTAL		2	1	0	0
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused				
Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted						House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					
Senate Lead Chair's or Designee's Signature: 						House Lead Chair's or Designee's Signature: 					
Distribution:		Original <i>File with Conference Committee Report</i>			Yellow <i>House Clerk's Office</i>		Pink <i>Senate Clerk's Office</i>		Goldenrod <i>Drafting Agency</i>		