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# A BILL FOR AN ACT

RELATING TO THE PUBLIC UTILITIES COMMISSION.

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

1       SECTION 1. Section 269-2, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3       "(a) There shall be a public utilities commission of three  
4 members, to be called commissioners, and who shall be appointed  
5 in the manner prescribed in section 26-34, except as otherwise  
6 provided in this section. The adjudicatory functions of the  
7 commission shall be exempt from part I of chapter 92 pursuant to  
8 section 92-6; provided that the non-adjudicatory functions of  
9 the commission shall be subject to part I of chapter 92. All  
10 members shall be appointed for terms of six years each, except  
11 that the terms of the members first appointed shall be for two,  
12 four, and six years, respectively, as designated by the governor  
13 at the time of appointment. The governor shall designate a  
14 member to be chairperson of the commission. Each member shall  
15 hold office until the member's successor is appointed and  
16 qualified. Section 26-34 shall not apply insofar as it relates  
17 to the number of terms and consecutive number of years a member



1 can serve on the commission; provided that no member shall serve  
2 more than twelve consecutive years.

3 In appointing commissioners, the governor shall select  
4 persons who have had experience in accounting, business,  
5 engineering, government, finance, law, or other similar fields.  
6 The commissioners shall devote full time to their duties as  
7 members of the commission and no commissioner shall hold any  
8 other public office or other employment during the  
9 commissioner's term of office. No person owning any stock or  
10 bonds of any public utility corporation, or having any interest  
11 in, or deriving any remuneration from, any public utility shall  
12 be appointed a commissioner."

13 SECTION 2. New statutory material is underscored.

14 SECTION 3. This Act shall take effect upon its approval.

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**Report Title:**

Public Utilities Commission; Adjudicatory Functions; Non-  
adjudicatory Functions; Sunshine Law

**Description:**

Clarifies that the adjudicatory functions of the public  
utilities commission are exempt from part I of Hawaii's Sunshine  
Law, relating to meetings; provided that the non-adjudicatory  
functions of the commission shall be subject to part I of the  
Sunshine Law. (SD1)

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not legislation or evidence of legislative intent.*

