STAND. COM. REP. NO. 212 -18

Honolulu, Hawaii

February 9 , 2018

RE: H.B. No. 1646 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1646 entitled:

"A BILL FOR AN ACT RELATING TO MEMBERS OF CONGRESS,"

begs leave to report as follows:

The purpose of this measure is to establish an automatic procedure that allows Hawaii's newly-elected members of Congress, under certain circumstances, to begin their terms of office with greater seniority thereby maximizing their ability to represent the State. Specifically, this measure requires the Governor to appoint a newly-elected congressional member to office if the incumbent vacates the office prior to the expiration of the incumbent's term.

Ho'omanapono Political Action Committee testified in support of this measure. The Department of the Attorney General and Chief Election Officer provided comments.

Your Committee has amended this measure by:

(1) Deleting the requirement that the Governor appoint a newly-elected United States Representative to office if the incumbent vacates the office prior to the expiration of the incumbent's term;

- (2) Clarifying that the Governor is making a temporary appointment to fill the vacancy for the unexpired term;
- (3) Changing its effective date to July 1, 2050, to facilitate further discussion; and
- (4) Making technical, nonsubstantive amendments for purposes of style and clarity.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1646, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1646, H.D. 1, and be referred to your Committee on Finance.

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



## State of Hawaii House of Representatives The Twenty-ninth Legislature HSCR 212-18

## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.:	Committee Referral:	Dat	_	
HB 1646	JUD, F	12	01/25	12018
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to:  Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. NISHIMOTO, Scott Y. (C)	/			
2. SAN BUENAVENTURA, Joy A	. (VC)			
3. BROWER, Tom				
4. LEE, Chris				
5. MORIKAWA, Dee				
6. TAKAYAMA, Gregg				
7. MCDERMOTT, Bob				
8. THIELEN, Cynthia				
				1
			-	
TOTAL (8)	7			
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				