

STAND. COM. REP. NO.

3028

Honolulu, Hawaii

MAR 21 2018

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

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1646, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to provide that when a candidate other than the incumbent is elected to the office of United States Senator as part of Hawaii's congressional delegation, and the incumbent vacates the office prior to the expiration of the incumbent's term, the governor must appoint the member-elect to immediately fill the vacancy.

Your Committee did not receive any testimony on this measure.

Your Committee finds that the United States Congress operates on a seniority system of granting privileges, such as selection of offices and committee assignments, to its members who have served the longest. Greater seniority as compared to other newly-elected Senators will empower members of the Hawaii delegation to the Senate to better represent the interests of Hawaii's citizens. This measure will establish a procedure through which a newly-elected Senator will be automatically appointed to complete the term of an outgoing incumbent if the incumbent resigns between the general election and the end of the incumbent's term.



Your Committee has amended this measure by:

- (1) Inserting an effective date of July 1, 2035, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1646, H.D. 1, S.D. 1, and be referred to your Committee on Ways and Means.

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



BRIAN T. TANIGUCHI, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* HB 1646 HD1	Committee Referral: JDC, WAM	Date: 3/13/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
THIELEN, Laura H.	✓			
TOTAL	5	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Karl Rhoads</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes