

STAND. COM. REP. NO.

2534

Honolulu, Hawaii

FEB 18 2022

RE: S.B. No. 2301  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-First State Legislature  
Regular Session of 2022  
State of Hawaii

Sir:

Your Committee on Government Operations, to which was referred S.B. No. 2301 entitled:

"A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the Governor to appoint an individual to fill a vacancy within all boards and commissions within one hundred eighty days of the vacancy;
- (2) Limit the term of holdover appointments to the end of the legislative session following the expiration of the member's term;
- (3) Require department heads to inform the Governor of any vacancy in any board or commission; and
- (4) Conform requirements regarding holdover members of the Hawaii Tourism Authority to the requirements regarding holdover members of state boards and commissions.

Your Committee received testimony in support of this measure from one individual.




Your Committee finds that the sound operation of state boards and commissions requires the timely appointment of members. Your Committee further finds that there are concerns regarding extended board and commission vacancies, as well as inconsistent interpretations of statutory authority regarding the Governor's interim appointment power. Accordingly, your Committee finds that this measure promotes the sound operation of state boards and commissions by facilitating timely nominations and appointments of board and commission members and clarifying procedures regarding holdover members.

Your Committee has amended this measure by:

- (1) Inserting language providing an alternate method of appointment for certain board and commission members under certain circumstances;
- (2) Inserting language to expire the terms of certain holdover members of boards and commissions upon approval of this measure;
- (3) Amending section 1 to reflect its amended purpose;
- (4) Inserting a severability clause; and
- (5) 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 Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2301, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2301, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Government  
Operations,

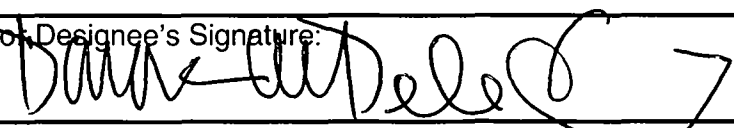


SHARON MORIWAKI, Chair



The Senate  
Thirty-First Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Government Operations**  
**GVO**

Bill / Resolution No.:* <b>SB 2301</b>	Committee Referral: <b>GVO, JDC</b>	Date: <b>02/15/22</b>		
<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
MORIWAKI, Sharon Y. (C)	/			
DELA CRUZ, Donovan M. (VC)	/			
CHANG, Stanley	/			
GABBARD, Mike	/			
FEVELLA, Kurt	/			
<b>TOTAL</b>	<b>5</b>			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original                      Yellow                      Pink                      Goldenrod File with Committee Report    Clerk's Office              Drafting Agency              Committee File Copy				

\*Only one measure per Record of Votes