

STAND. COM. REP. NO. 3028

Honolulu, Hawaii

MAR 04 2022

RE: S.B. No. 2347
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 Ways and Means, to which was referred S.B. No. 2347, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CONSTITUTIONAL AMENDMENTS,"

begs leave to report as follows:

The purpose and intent of this measure is to facilitate voters' understanding of proposed constitutional amendments.

Specifically, the measure:

- (1) Requires the language and meaning of any proposed constitutional amendment and ratification question to be simple, concise, and direct, to the extent practicable;
- (2) Authorizes the presiding officers of the Legislature to request a written opinion of the Supreme Court of Hawaii regarding the legality of a proposed amendment to the Hawaii State Constitution and the corresponding constitutional ratification question;
- (3) In response to an above-described request, requires the Supreme Court of Hawaii to:
 - (A) Provide a written opinion within one week of receipt of the request; and



- (B) For any written opinion by the Supreme Court of Hawaii that invalidates a constitutional ratification question, provide a detailed and specific explanation of the reasons for the opinion; and
- (4) Prohibits any appeal of a written opinion provided by the Supreme Court in response to an above-described request.

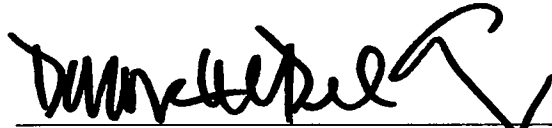
Your Committee received written comments in opposition to this measure from one individual.

Your Committee received written comments on this measure from the Judiciary.

Your Committee acknowledges the concerns expressed by the Judiciary regarding this measure. Nevertheless, your Committee finds merit in the measure's intent to ensure that constitutional amendments and constitutional ratification questions posed to voters be simple, concise, and direct.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2347, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,

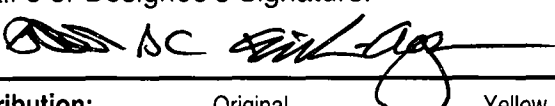


DONOVAN M. DELA CRUZ, Chair



The Senate
Thirty-First Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB 2347, SD1	Committee Referral: JDC, WAM	Date: 2/10/22		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MISALUCHA, Bennette E.	X			
MORIWAKI, Sharon Y.		X		
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt		X		
TOTAL	9	2		
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes