

ACT 65

A Bill for an Act to Amend Chapter 143A, Revised Laws of Hawaii 1955, as Amended, Relating to County Charters.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 143A, Revised Laws of Hawaii 1955, as amended, is hereby amended in the following respects:

(1) Section 143A-1 is amended by deleting the word "shall" which appears in the first sentence thereof.

(2) Section 143A-3 is hereby amended to read as follows:

"Sec. 143A-3. Charter commissions. The chairman of each county may appoint a charter commission with the approval of the legislative body of the county, which shall consist of eleven members, one of whom shall be appointed by him as the chairman of the commission. Any vacancy in the membership of the commission shall be filled by the chairman of the county with the approval of the legislative body of the county."

(3) Section 143A-10 is hereby amended to read as follows:

"Sec. 143A-10. Publication and submission to electors. The county clerk shall provide for the submission of the proposed charter with any alternatives as provided by section 143A-9 to the qualified elec-

tors of the county for approval at a general election or special election to be held on such date determined by the commission. The commission shall provide for the publication of the proposed charter with any alternatives, twenty-one days before such election, in a newspaper of general circulation within the county. If a majority of the electors voting on the charter in the election shall cast their ballots in favor of adoption of the charter, the charter shall become the organic law of the county and shall supersede any existing charter and all laws affecting the organization and government of the county which are in conflict therewith. The proposed charter shall be considered approved by the electors if a majority of the electors voting on the charter in the election cast their ballots in favor of adoption of the charter. The general laws and rules governing elections so far as applicable and not inconsistent with the provisions of this chapter, shall apply to elections held pursuant to the provisions of this chapter."

(4) Section 143A-11 is hereby repealed.

(5) Section 143A-12 is hereby amended to read as follows:

"Sec. 143A-12. Charter amendment and revision. Every charter established under the provisions of this chapter shall provide means by which the charter may be amended or revised. The provisions for amendment and revision must provide for approval of all amendments and revisions by referendum to the electors of the county. The amendment or revision shall be considered ratified if a majority of the electors voting on the amendment or revision shall cast their ballots in favor of adoption."

SECTION 2. This Act shall take effect upon its approval.
(Approved May 11, 1965.) **S.B. 416.**