

ACT 222

H. B. 7.

A Bill for an Act Relating to a Constitutional Convention and Making Appropriations Therefor.

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

SECTION 1. Election of delegates. The governor shall issue a proclamation ordering an election which shall be held on June 1, 1968, for the special election of delegates to a constitutional convention.

Except as otherwise provided by this Act, the candidates for delegates shall be nominated and their filing fees paid, the special election conducted, the returns made and results ascertained, and the certificates of election issued in the same manner as prescribed by chapter 11, Revised Laws of Hawaii 1955, governing general elections except that there shall be no primary election.

Any person who is registered as a duly qualified elector shall be eligible to vote in these elections. The general county register shall be closed before the election in the manner set forth in section 11-14, Revised Laws of Hawaii 1955, for special elections.

Each candidate shall be a qualified elector of the representative district or combination of precincts of the representative district in which he is a

candidate for delegate. The name of no candidate shall be printed upon any official ballot to be used at the special election unless at least thirty days prior to the special election, a nomination paper shall have been filed in his behalf as provided in section 11-93 of the Revised Laws of Hawaii 1955, as amended, signed by not less than fifteen qualified electors of the representative district or the combination of precincts in which he is a candidate. There shall be deposited with each nomination paper a fee of \$25 which shall be paid into the treasury of the State. The lieutenant governor shall provide appropriate nomination papers.

No such nomination paper shall contain any reference to or designation of any political party, and the ballots used at the special election shall be non-partisan and shall not contain any reference to or designation of the political party or affiliation of any candidate. The names of the candidates in each representative district and of the candidates in each combination of precincts of the representative districts shall be on separate ballots.

Each voter at the special election shall be entitled to receive a ballot notwithstanding section 11-102.5, Revised Laws of Hawaii 1955.

The ballots submitted to the voters of each representative district or combination of precincts shall separately set forth the names of candidates for delegate-at-large from such representative districts or for delegate from such combination of precincts, and shall instruct the voters that the number of candidates to be voted for by such voter shall not exceed the number of delegates to which the representative district or combination of precincts is entitled. The candidates receiving the highest number of votes in the election, not to exceed the number of delegates to which the respective district or combination of precincts is entitled, shall be elected as delegates to the convention.

The governor shall fill any vacancy by appointing a qualified voter from the representative district or combination of precincts in which the vacancy occurs.

The convention shall consist of eighty-two delegates apportioned among the existing representative districts of the State as follows:

First representative district. One delegate at large;

Second representative district. Three delegates at large; and one delegate from combined precincts of 1, 2, 3, 4, 5, 6, 7, 8, 9 and 11; and one delegate from combined precincts of 10, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and 22;

Third representative district. One delegate at large;

Fourth representative district. One delegate at large;

Fifth representative district. One delegate at large;

Sixth representative district. One delegate at large;

Seventh representative district. Three delegates at large; and one delegate from combined precincts of 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11; and one delegate from combined precincts of 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26 and 27;

Eighth representative district. Five delegates at large; and one delegate

from combined precincts of 1, 2 and 6; one delegate from combined precincts of 3, 4 and 15; one delegate from combined precincts of 5, 7, 14 and 16; one delegate from combined precincts 8 and 10; and one delegate from combined precincts of 9, 11, 12, 13 and 17;

Ninth representative district. One delegate at large; and one delegate from combined precincts of 1, 2, 5 and 6; and one delegate from combined precincts of 3, 4, 7 and 8;

Tenth representative district. Five delegates at large; and one delegate from combined precincts of 1, 2 and 9; one delegate from combined precincts of 3, 4, 5, 14 and 15; one delegate from combined precincts of 6, 8, 10, 11 and 16; and one delegate from combined precincts of 7, 12 and 13;

Eleventh representative district. Three delegates at large; and one delegate from combined precincts of 1, 2, 3, 4, 6 and 8; and one delegate from combined precincts of 5, 7, 9, 10, 11 and 12;

Twelfth representative district. Two delegates at large; and one delegate from combined precincts of 3, 4, 5, 9 and 10; and one delegate from combined precincts of 1, 2, 6, 7 and 8;

Thirteenth representative district. Two delegates at large;

Fourteenth representative district. Three delegates at large; and one delegate from combined precincts of 1, 3, 4, 6, 8 and 11; one delegate from combined precincts of 2, 5, 9, 15 and 16; and one delegate from combined precincts of 7, 10, 12, 13 and 14;

Fifteenth representative district. Six delegates at large; and one delegate from combined precincts of 7, 11, 22 and 23; one delegate from combined precincts of 8, 9, 10, 12, 20 and 24; one delegate from combined precincts of 2, 18, 19 and 21; one delegate from combined precincts of 4, 5, 6, 16 and 17; and one delegate from combined precincts of 1, 3, 13, 14 and 15;

Sixteenth representative district. Three delegates at large; and one delegate from combined precincts of 6, 7, 8 and 16; one delegate from combined precincts of 1, 3, 4, 5, 9 and 15; and one delegate from combined precincts of 2, 10, 11, 12, 13 and 14;

Seventeenth representative district. Four delegates at large; and one delegate from combined precincts of 1, 2, 3, 10, 11 and 13; one delegate from combined precincts of 4, 5, 6, 12 and 14; and one delegate from combined precincts of 7, 8 and 9;

Eighteenth representative district. One delegate at large; and one delegate from combined precincts of 1, 2, 3, 4, 5, 12 and 13; one delegate from combined precincts of 8, 9, 10 and 11; and one delegate from combined precincts of 6 and 7.

SECTION 2. Convening of convention. The delegates to the convention thus elected shall meet at Honolulu on the 15th day of July, 1968, at a suitable place designated by the governor, and shall proceed with the organization of the convention. The delegate from the first representative district shall serve as temporary chairman.

SECTION 3. Powers. In addition to its inherent powers under the

Constitution, the convention may exercise the powers of legislative committees as provided for by chapter 2, Revised Laws of Hawaii 1955, and may appoint staff members without regard to chapters 3 and 4, Revised Laws of Hawaii 1955, and contract for the legal and consultative services of qualified persons as it may require.

Officers and employees of the State shall have the same duty to the convention as prescribed by section 2-12, Revised Laws of Hawaii 1955, with respect to legislative committees.

SECTION 4. Salaries and allowances for delegates. Delegates to the convention shall be entitled to the same salaries as legislators who attend a general session of the legislature and shall be entitled to the same per diem and travel allowances as legislators. State and county employees who are elected and serve as delegates shall have leave, without pay, from their employment from the time the convention convenes until it adjourns, and they shall be entitled to the salaries and allowances for delegates hereunder.

SECTION 5. Ratification election. Unless the convention determines otherwise, any constitutional revision or amendment proposed by the convention shall be submitted to the electorate at the general election of 1968.

SECTION 6. Appropriations. There is hereby appropriated to the office of the governor, or to the lieutenant governor if so designated by the governor, out of the general revenues of the State the sum of \$100,000, or so much thereof as may be necessary, for the arrangement and purchase of advertising in the general media to cover, on an equal and fair basis, the issues involved or likely to be involved in the convention and in addition thereto to do such things as he may consider necessary to focus the public's attention on the importance of the constitutional convention.

There is hereby appropriated to the legislative reference bureau, out of the general revenues of the State the sum of \$20,000, or so much thereof as may be necessary, to defray the expenses of contracting for the services of qualified temporary professional and clerical assistance, who may be appointed without regard to chapters 3 and 4 of the Revised Laws of Hawaii 1955, for the purpose of up-dating the 1950 Manual on State Constitutional Provisions and to prepare necessary reports for the convention.

SECTION 7. If any provision of this Act, or the application thereof to any person or circumstances is held invalid, the invalidity does not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

SECTION 8. This Act shall take effect upon its approval.
(Approved June 5, 1967.)