



GOV. MSG. NO. 1126

EXECUTIVE CHAMBERS
HONOLULU

NEIL ABERCROMBIE
GOVERNOR

April 17, 2012

The Honorable Shan Tsutsui, President
and Members of the Senate
Twenty-Sixth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

The Honorable Calvin Say, Speaker
and Members of the House
Twenty-Sixth State Legislature
State Capitol, Room 431
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on April 17, 2012, the following bill was signed into law:

HB2181

RELATING TO VACANCIES.
Act 026 (12)

Sincerely,

NEIL ABERCROMBIE
Governor, State of Hawaii

Approved by the Governor

on APR 17 2012

HOUSE OF REPRESENTATIVES
TWENTY-SIXTH LEGISLATURE, 2012
STATE OF HAWAII

ACT 328

H.B. NO. 2181

A BILL FOR AN ACT

RELATING TO VACANCIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 17-7, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) In the case of a vacancy, the term of which does not
4 end at the next succeeding special election held in conjunction
5 with the general election:

6 (1) If it occurs not later than on the [~~sixtieth~~] seventy-
7 fifth day prior to the next succeeding special
8 election held in conjunction with the general
9 election, the vacancy shall be filled for the
10 unexpired term at the next succeeding special election
11 held in conjunction with the general election. The
12 chief election officer shall issue a proclamation
13 designating the election for filling the vacancy. All
14 candidates for the unexpired term shall file
15 nomination papers not later than 4:30 p.m. on the
16 [~~fiftieth~~] sixtieth day prior to the special election
17 (but if such day is a Saturday, Sunday, or holiday
18 then not later than 4:30 p.m. on the first working day



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1 immediately preceding) and shall be elected in
2 accordance with this title. Pending the election, the
3 board or the governor shall make a temporary
4 appointment to fill the vacancy in the manner
5 prescribed under subsection (a). When island
6 residency is required under section 13D-1, the person
7 so appointed shall reside on the island from which the
8 vacancy occurred, and shall serve for the duration of
9 the unexpired term and shall serve until the election
10 of the person duly elected to fill such vacancy.

11 (2) If it occurs after the [~~sixtieth~~] seventy-fifth day
12 prior to the next succeeding special election held in
13 conjunction with the general election, the board or
14 the governor shall make an appointment to fill the
15 vacancy in the manner prescribed under subsection (a).
16 When island residency is required under section 13D-1,
17 the person so appointed shall reside on the island
18 from which the vacancy occurred, and shall serve for
19 the duration of the unexpired term."

20 SECTION 2. Statutory material to be repealed is bracketed
21 and stricken. New statutory material is underscored.



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1 SECTION 3. This Act shall take effect upon its approval.

2

INTRODUCED BY:

Cindy Y. Lee
By Request
JAN 20 2012

APPROVED this 17 day of APR, 2012

Neil Abernethy

GOVERNOR OF THE STATE OF HAWAII

