
A BILL FOR AN ACT

PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII
CONSTITUTION TO CHANGE THE QUALIFICATIONS OF MEMBERS OF THE
LEGISLATURE.

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

1 SECTION 1. The purpose of this Act is to propose an
2 amendment to article III, section 6, of the Constitution of the
3 State of Hawaii to prohibit an individual appointed by the
4 governor to fill a vacant seat in the legislature from seeking
5 election to the same seat in the election immediately following
6 the expiration of their appointed term.

7 SECTION 2. Article III, section 6, of the Constitution of
8 the State of Hawaii is amended to read as follows:

9 **"QUALIFICATIONS OF MEMBERS**

10 **Section 6.** No person shall be eligible to serve as a
11 member of the senate unless the person has been a resident of
12 the State for not less than three years, has attained the age of
13 majority and is, prior to filing nomination papers and
14 thereafter continues to be, a qualified voter of the senatorial
15 district from which the person seeks to be elected; except that
16 in the year of the first general election following



1 reapportionment, but prior to the primary election, an incumbent
2 senator may move to a new district without being disqualified
3 from completing the remainder of the incumbent senator's term.
4 No person shall be eligible to serve as a member of the house of
5 representatives unless the person has been a resident of the
6 State for not less than three years, has attained the age of
7 majority and is, prior to filing nomination papers and
8 thereafter continues to be, a qualified voter of the
9 representative district from which the person seeks to be
10 elected; except that in the year of the first general election
11 following reapportionment, but prior to the primary election, an
12 incumbent representative may move to a new district without
13 being disqualified from completing the remainder of the
14 incumbent representative's term. A person who has been
15 appointed by the governor to fill a vacant seat in the
16 legislature shall not seek election to the same seat in the
17 election immediately following the expiration of the person's
18 appointed term."

19 SECTION 3. The question to be printed on the ballot shall
20 be as follows:



1 "Shall Governor-appointed members to a vacant seat in the
 2 legislature be prohibited from seeking election to the same seat
 3 in the election immediately following the expiration of the
 4 person's appointed term?"

5 SECTION 4. New constitutional material is underscored.

6 SECTION 5. This amendment shall take effect upon
 7 compliance with article XVII, section 3, of the Constitution of
 8 the State of Hawaii.
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INTRODUCED BY:

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JAN 18 2019



H.B. NO. 480

Report Title:

Legislature; Member Qualifications; Appointed Members

Description:

Proposes an amendment to the State constitution to prohibit a person who has been appointed by the governor to fill a vacant seat in the legislature from seeking election to that seat for the term immediately following the person's appointment.

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