
A BILL FOR AN ACT

RELATING TO AGING.

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

1 SECTION 1. The legislature finds that the policy advisory
2 board for elder affairs has a majority of members who are elders
3 and others who live on the neighbor islands. This contributes
4 to the difficulty of meeting current quorum requirements for
5 meetings because, per the state sunshine law, meetings cannot be
6 held or minutes approved without quorum. Additionally, because
7 there is no specific statutory definition of quorum for the
8 policy advisory board for elder affairs, the default quorum is
9 set at fifty per cent of members plus one.

10 The purpose of this Act is to require the policy advisory
11 board for elder affairs to determine its own quorum requirements
12 through its bylaws and post its bylaws on the executive office
13 on aging's website.

14 SECTION 2. Section 349-4, Hawaii Revised Statutes, is
15 amended by amending subsection (a) to read as follows:

16 "(a) There shall be a policy advisory board for elder
17 affairs, appointed by the governor under section 26-34. The



1 board shall advise the director in but not limited to the
2 following areas:

- 3 (1) The identification of issues and alternative
4 approaches to solutions;
- 5 (2) The development of position statements and papers;
- 6 (3) Advocacy and legislative actions; and
- 7 (4) Program development and operations.

8 The board shall consist of not less than fifteen nor more than
9 twenty-one members, a majority of whom are over sixty years of
10 age and who shall be selected on the basis of their interests
11 and knowledge in and their ability to make contributions to the
12 solution of problems relating to aging, and shall include at
13 least one member from the county of Hawaii, one member from the
14 county of Maui, one member from the county of Kauai, and one
15 member from the city and county of Honolulu. There may be up to
16 ten members who shall serve as ex officio nonvoting members and
17 may consist of the heads of the following agencies that provide
18 services or programs affecting elders: health, human services,
19 education, labor and industrial relations, commerce and consumer
20 affairs, University of Hawaii, transportation, the state
21 retirement system, and, by invitation, the Hawaii



1 representatives of the United States Department of Health and
2 Human Services and the Social Security Administration. Ex
3 officio members may delegate their board responsibilities to
4 another member of their agency. Of the non ex officio members,
5 one-third of the members shall be appointed for the term of four
6 years, one-third for the term of three years, and one-third for
7 the term of two years; and thereafter the terms of office of
8 each member shall be four years. The members shall serve
9 without compensation, but shall be paid their necessary expenses
10 in attending meetings and carrying out the responsibilities of
11 the board. The chairperson shall be elected annually from the
12 nongovernmental members of the board. There shall be not less
13 than twelve meetings of the board each year. The board shall
14 establish quorum requirements through its bylaws; provided that
15 a majority of the currently serving members, but in no event
16 fewer than eight members, shall constitute quorum. The board
17 shall make its bylaws available to the public on the executive
18 office on aging's website."

19 SECTION 3. New statutory material is underscored.

20 SECTION 4. This Act shall take effect on July 1, 2019.

21



Report Title:

Kupuna Caucus; Policy Advisory Board for Elder Affairs; Quorum; Bylaws; Posting Requirements

Description:

Requires the policy advisory board for elder affairs to establish quorum requirements through its bylaws and post its bylaws on the executive office on aging's website. Specifies that a majority of currently serving members, but no fewer than eight, shall constitute quorum. (SD1)

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