

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY COMMITTEE**

June 6, 2012

**Committee**  
**Report No.** \_\_\_\_\_

Honorable Chair and Members  
of the County Council  
County of Maui  
Wailuku, Maui, Hawaii

Chair and Members:

Your Policy Committee, having met on May 23, 2012, makes reference to County Communication 12-93, from Councilmember Donald G. Couch, Jr., transmitting a proposed bill entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 1.14, MAUI COUNTY CODE, RELATING TO PUBLICATION OF THE MAUI COUNTY CHARTER".

The purpose of the proposed bill is to require that the County Clerk compile, publish, and distribute the Maui County Charter following any general or special election on any proposed Charter, or amendments thereto, to include all amendments adopted.

Your Committee notes that Councilmember Couch initiated the proposed bill to address concerns raised by the Charter Commission about the timeliness of incorporating Charter amendments into a single, cohesive document upon adoption. The Charter Commission proposed that the voters be presented with the question of whether the Charter should be amended to require that the Charter be revised and published to include "all new significant amendments".

By Policy Committee Report 12-51, adopted on April 26, 2012, the Council recommended to the Charter Commission that the proposed Charter amendment be deleted. The Council noted that such a proposal did not merit an amendment to the County's constitutional document. Rather, the Council suggested that it would work with the County Clerk to adopt an appropriate policy to have Charter amendments integrated in a timely manner. This bill represents that policy statement.

The County Clerk indicated that, if the proposed bill is enacted, the Office of the County Clerk would make an integrated copy of the Charter available to the public in both printed and electronic forms.

Your Committee voted 5-0 to recommend passage of the proposed bill on first reading and filing of the communication. Committee Chair Hokama, Vice-Chair Carroll, and members Baisa, Couch, and White voted "aye". Committee members Cochran, Mateo, Pontanilla, and Victorino were excused.

**COUNCIL OF THE COUNTY OF MAUI**  
**POLICY COMMITTEE**

June 6, 2012  
Page 2

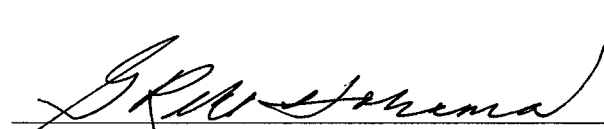
**Committee**  
**Report No.** \_\_\_\_\_

Your Committee is in receipt of a revised proposed bill, approved as to form and legality by the Department of the Corporation Counsel, incorporating nonsubstantive revisions.

Your Policy Committee RECOMMENDS the following:

1. That Bill \_\_\_\_\_ (2012), as revised herein and attached hereto, entitled "A BILL FOR AN ORDINANCE AMENDING CHAPTER 1.14, MAUI COUNTY CODE, RELATING TO PUBLICATION OF THE MAUI COUNTY CHARTER", be PASSED ON FIRST READING and be ORDERED TO PRINT; and
2. That County Communication 12-93 be FILED.

This report is submitted in accordance with Rule 8 of the Rules of the Council.

  
\_\_\_\_\_  
G. RIKI HOKAMA, Chair

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_ (2012)

A BILL FOR AN ORDINANCE AMENDING CHAPTER 1.14, MAUI COUNTY CODE,  
RELATING TO PUBLICATION OF THE MAUI COUNTY CHARTER

BE IT ORDAINED BY THE PEOPLE OF THE COUNTY OF MAUI:

SECTION 1. Section 1.14.020, Maui County Code, is amended to read as follows:

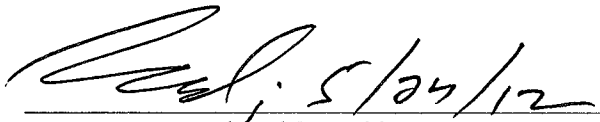
**“1.14.020 Duties.** In performing the function of revising and publishing county laws, the duties of the revisor of county laws, in order of priority, shall be:

- A. To publish and distribute supplements to the Maui County Code;
- B. To publish and distribute replacement volumes of the Maui County Code;
- C. [To compile, publish, and distribute the following as appendices to the Maui County Code:
  - 1. County charter;
  - 2. Rules of the council; and
  - 3. Rules and regulations promulgated by county agencies.] To compile, publish, and distribute the Maui County Charter in its entirety following any special or general election on any proposed charter, or amendment thereto, to include all amendments adopted.”

SECTION 2. Material to be repealed is bracketed. New material is underscored. In printing this bill, the County Clerk need not include the brackets, the bracketed material, or the underscoring.

SECTION 3. This ordinance shall take effect upon its approval.

APPROVED AS TO FORM AND LEGALITY:



Edward S. Kushi, Jr.  
Department of the Corporation Counsel  
County of Maui  
S:\ALL\ESK\Ords\1.14.020.doc