

Proposed Amendments to the Maui County Charter

The full text of these amendments is available for review.

Visit mauicounty.gov/charteramendments or call (808) 270-7749.

MAUI Commission Proposal 1: Create a separate Housing Department dedicated to affordable housing; including an advisory board and Hawaiian Home Lands Liaison

Shall the Charter be amended, effective July 1, 2024, to:

1. Divide the Department of Housing and Human Concerns into two departments;
2. Create the Housing Advisory Board to advise the Director of Housing; and
3. Require a liaison with the Department of Hawaiian Home Lands within the Department of Housing?

YES

NO

MAUI Commission Proposal 2: Department of 'Oiwi Resources

Shall the Charter be amended to affirm that the County will operate as a bilingual government; and, effective July 1, 2024, to establish a Department of 'Oiwi Resources to implement programs to ensure proper management of 'Oiwi (native) cultural resources, including the Hawaiian language, place names, historical and archival materials, cultural sites, iwi and burials, and the variety of natural resources used in cultural practices; and collaborate with the Planning Director on revisions to the general plan and long-range planning programs?

YES

NO

MAUI Commission Proposal 3: Ethics and financial disclosures

Shall the Charter be amended to:

1. Require the filing of a financial disclosure statement by appointive officers and employees prior to taking office or participating in any official capacity;
2. Prohibit officers and employees from taking official actions in which the officer or employee has a direct or indirect financial interest; and
3. Prohibit officers and employees from using or attempting to use their position for unwarranted advantage to themselves or others?

YES

NO

MAUI Commission Proposal 4: Planning Commissions and Community Plan Updates

Shall the Charter be amended to:

1. Require that the Maui Planning Commission have members from all council residency areas on the island of Maui;
2. Allow for Kalaupapa, Moloka'i, to be included within the County of Maui and the jurisdiction of the Moloka'i Planning Commission upon State action; and
3. Allow for the community plan update process to be set by ordinance?

YES

NO

MAUI Commission Proposal 5: Council organizational meeting, remote access, government records

Shall the Charter be amended to:

1. Require remote communications during County Council meetings between the Council and members of the public located in Hana, Lana'i, Moloka'i, and other geographic areas, in accordance with State law;
2. Require County employees to facilitate access to County records and minimize fees and charges; and
3. Provide discretion in determining the day, time, and venue of the County Council's organizational meeting?

YES

NO

MAUI Commission Proposal 6: Fines and penalties

Shall the Charter be amended to remove the cap on penalties for violations of the law so that they will be set by ordinance?

YES

NO

MAUI Commission Proposal 7: Administrative department heads

Shall the Charter be amended to require an administrative head nominated by the Mayor to immediately vacate office if denied appointment by the Council, and to prohibit a letter of resignation as a condition of appointment for an administrative head?

YES

NO

MAUI Commission Proposal 8: County Clerk

Shall the Charter be amended to authorize the County Clerk to update the Charter in compliance with law, clarify the County Clerk's other duties, and to prohibit the County Clerk and Deputy County Clerk from actively participating in political management or campaigns for Federal, State, or County elective office?

YES

NO

MAUI Commission Proposal 9: Police Chief

Shall the Charter be amended to require that the Chief of Police provide a written report to the Police Commission when the Chief disagrees with the Commission's findings related to the conduct of the department or its members?

YES
 NO

MAUI Council Alternative Proposal 9A: Council's Alternative to Proposal 9; Police Chief

Shall the Charter be amended with Council's Alternative 9A to require that the Chief of Police inform the Police Commission when the Chief disagrees with the Commission's findings related to the conduct of the police department or its members, and upon the Commission's request, provide a written report?

YES
 NO

MAUI Commission Proposal 10: Independent Nomination Board

Shall the Charter be amended, effective July 1, 2023, to:

1. Create a 9-member Independent Nomination Board, with its membership appointed by the Mayor and approved by Council, to recruit, evaluate, and nominate individuals for County boards, commissions, and the positions of the County Clerk, Auditor, Corporation Counsel, and Prosecuting Attorney;
2. Eliminate the prohibition on paying board and commission members;
3. Set the County Clerk's term at 6 years;
4. Eliminate the requirement that no more than a bare majority of a board or commission may belong to the same political party; and
5. Stagger the membership of new boards so that five members would serve 3-year terms and four members would serve 2-year terms and provide that board members serving for an initial term of less than 3 years may be reappointed to a full term on the same board?

YES
 NO

MAUI Council Alternative Proposal 10A: Council's Alternative to Proposal 10; makeup of Independent Nomination Board

Shall the Charter be amended with alternative No. 10A to:

1. Create an 11-member Independent Nomination Board, with 2 members appointed by the Mayor without Council approval and 9 members appointed by the Council without Mayoral approval and, to recruit, evaluate, and nominate individuals for the positions of the Corporation Counsel and Prosecuting Attorney and County boards and commissions;
2. Eliminate the requirement that no more than a bare majority of a board or commission may belong to the same political party;
3. Remove the prohibition on paying board and commission members; and
4. Stagger the membership of new boards and commissions so that five members would serve 3-year terms and four members would serve 2-year terms and provide that board members serving for an initial term of less than 3 years may be reappointed to a full term on the same board or commission?

YES
 NO

MAUI Commission Proposal 11: Impacts of Charter amendments on County taxation and spending

Shall the Charter be amended to require that the County Auditor assess the impacts of proposed charter amendments on County taxation and spending?

YES
 NO

MAUI Council Proposal 12: Maui County Community Water Authorities

Shall the Charter be amended to establish Maui County Community Water Authorities with regional community boards to manage water collection and delivery systems acquired by the Water Authorities, including State license areas in East Maui, and to pursue long-term water lease agreements with the State to provide a long-term reliable supply of water for domestic and agricultural needs?

YES
 NO

MAUI Council Proposal 13: Promoting Climate Change Adaptation

Shall the Charter be amended, effective January 2, 2023, to establish a County policy to promote climate change adaptation, including by implementing guidelines to allow certain County employees to telework and have alternative work schedules?

YES
 NO