
A BILL FOR AN ACT

RELATING TO STATE EMPLOYEES.

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

1 SECTION 1. Chapter 76, part I, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§76- Maximum percentage of civil service exempt
5 positions; executive branch. (a) The number of executive
6 branch employees exempt from the civil service laws of this
7 chapter shall not exceed per cent of the total number of
8 executive branch employees.

9 (b) If, according to three consecutive annual profile
10 reports submitted by the director of human resources development
11 pursuant to section 76-1.5, the percentage of executive branch
12 employees exempt from civil service laws exceeds the percentage
13 established in subsection (a), each director of a principal
14 department with more than ten employees exempt from civil
15 service laws shall take action, including the submission of
16 proposed legislation if necessary, to remove the civil service
17 exemptions of at least per cent of the employees in that
18 department; provided that this subsection shall not apply to the



1 attorney general, chairperson of the board of education, and
2 president of the University of Hawaii.

3 (c) For purposes of this section, "executive branch
4 employees" means only those employees within the personnel
5 system administered by the department of human resources
6 development and shall not include employees of the department of
7 the attorney general, department of education, University of
8 Hawaii, Hawaii health systems corporation, and public charter
9 schools, unless an employee is also within the personnel system
10 administered by the department of human resources development
11 due to other employment."

12 SECTION 2. Section 76-1.5, Hawaii Revised Statutes, is
13 amended by amending subsection (a) to read as follows:

14 "(a) The director of human resources development shall
15 compile a profile on the workforce of the executive branch of
16 the State that shall include:

- 17 (1) Demographic data on the entire executive branch
18 workforce covering both civil service employees hired
19 through recruitment procedures based on merit and
20 employees exempt from such procedures;



- 1 (2) Breakouts of the data required by paragraph (1) for
 2 the systems administered by the department of human
 3 resources development, the board of education, the
 4 University of Hawaii board of regents, and the Hawaii
 5 health systems corporation, respectively; ~~and~~
- 6 (3) Information on the number of employees who are
 7 currently eligible for retirement and projected
 8 retirements for the succeeding five years[-]; and
- 9 (4) For the previous year, the number of employees within
 10 the personnel system administered by the department of
 11 human resources development that were exempt from
 12 civil service and the percentage of the total number
 13 of employees within the personnel system administered
 14 by the department of human resources development that
 15 were exempt from civil service. For purposes of this
 16 paragraph, employees within the personnel system
 17 administered by the department of human resources
 18 development shall not include employees of:
- 19 (A) The department of education;
 20 (B) The department of the attorney general;
 21 (C) The University of Hawaii;



1 (D) Any public charter school; and

2 (E) The Hawaii health systems corporation."

3 SECTION 3. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

5 SECTION 4. This Act shall take effect on July 1, 2091.



Report Title:

Maximum Percentage of Civil Service Employees; Executive Branch

Description:

Requires that the number of civil service exempt employees not exceed a certain percentage in the executive branch, excluding the department of education, department of the attorney general, University of Hawaii, any public charter school, and Hawaii health systems corporation. Requires the department of human resources development to report on the number of exempt executive employees. Requires departments to reduce the number of exempt employees if the total exceeds a certain percentage. Effective July 1, 2091. (SD1)

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