

JAN 25 2017

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# A BILL FOR AN ACT

RELATING TO RESIDENCE REQUIREMENTS FOR APPOINTED OFFICERS.

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

1           SECTION 1. Section 78-1, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3           "(b) All appointive officers in the service of the  
4 government of the State or any county who are employed as  
5 department heads and deputies or assistants to a department head  
6 shall be citizens of the United States and residents of the  
7 State for at least one year immediately preceding their  
8 appointment; provided that the foregoing one year residency  
9 requirement may be waived by the appointing authority when the  
10 appointive officer is [~~required~~]:

11           (1) Required to have highly specialized or scientific  
12 knowledge and training and a qualified applicant who  
13 is a resident for at least one year is not available  
14 to fill the position[-]; or

15           (2) Employed as the head of a county police department.

16 All others appointed in the service of the government of the  
17 State or in the service of any county or municipal subdivision



# S.B. NO. 1298

1 of the State shall be citizens, nationals, or permanent resident  
 2 aliens of the United States and residents of the State at the  
 3 time of their appointment. A national or permanent resident  
 4 alien appointee shall not be eligible for continued employment  
 5 unless such person diligently seeks citizenship upon becoming  
 6 eligible to apply for United States citizenship."

7 SECTION 2. Statutory material to be repealed is bracketed  
 8 and stricken. New statutory material is underscored.

9 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY:

Clarena Quirkham

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# S.B. NO. 1298

**Report Title:**

Appointed Officers; Residency Requirement; Police Departments;  
Police Chief

**Description:**

Removes the 1-year residency requirement for appointment to a  
county chief of police position.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

