
A BILL FOR AN ACT

RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR
EXPLORATION SYSTEMS.

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

PART I

SECTION 1. Chapter 201, part V, Hawaii Revised Statutes,
is amended by adding four new sections to read as follows:

"§201- Definitions. As used in this part:

"Board of directors" means the board of directors of the
Pacific international space center for exploration systems.

"Space center" means the Pacific international space center
for exploration systems.

§201- Hawaii unmanned aerial systems test site advisory
board; established. (a) There is established a Hawaii unmanned
aerial systems test site advisory board, as a subcommittee of
the board of directors, to oversee the planning and operation of
the Hawaii unmanned aerial systems test site.

(b) The advisory board of directors shall be composed of
seven members as follows:



- 1 (1) The adjutant general, or the adjutant general's
2 designee;
- 3 (2) The director of transportation, or the director's
4 designee;
- 5 (3) The director of business, economic development, and
6 tourism, or the director's designee;
- 7 (4) The president of the University of Hawaii, or the
8 president's designee;
- 9 (5) One member representing the Hawaii business community,
10 to be appointed by the governor pursuant to section
11 26-34; and
- 12 (6) Two members representing the aerospace or aviation
13 industries, to be appointed by the governor pursuant
14 to section 26-34.

15 Each board member shall serve for a term of four years;
16 provided that the initial terms shall be staggered, as
17 determined by the governor.

18 (c) Members of the board shall not receive compensation
19 for their services but shall be reimbursed for necessary
20 expenses, including travel expenses, incurred in the performance
21 of their duties under this section.



1 §201- Hawaii unmanned aerial systems test site chief
2 operating officer. (a) The department of business, economic
3 development, and tourism shall hire a chief operating officer
4 who shall manage the operations of Hawaii's unmanned aerial
5 systems test site. The chief operating officer shall:

6 (1) Monitor, oversee, and recommend operations of unmanned
7 aerial systems test site activities;

8 (2) Facilitate opportunities for public and private use of
9 unmanned aerial systems test site facilities;

10 (3) Assist unmanned aerial systems test ranges;

11 (4) Leverage aerospace and related technological
12 capabilities in the State's academic, public, and
13 private sectors to support testing and evaluation at
14 Hawaii's unmanned aerial systems test ranges;

15 (5) Promote innovative education and workforce development
16 programs to enhance public awareness of the benefits
17 and opportunities that unmanned aerial systems
18 technologies and applications can bring to the State;

19 (6) Monitor national and global trends in unmanned aerial
20 systems development and testing, and recommend



1 policies and programs to advance unmanned aerial
2 systems testing in Hawaii;

3 (7) Establish and maintain a public website with updated
4 information on the program and provide information on
5 the Hawaii unmanned aerial systems test site
6 initiative;

7 (8) Contract for services and implement agreements,
8 subject to chapter 103D, as may be necessary to
9 conduct operations at Hawaii's unmanned aerial systems
10 test ranges;

11 (9) Serve as Hawaii's representative on the Pan-Pacific
12 Unmanned Aerial Systems Test Range Complex management
13 team; and

14 (10) Submit an annual report to the legislature no later
15 than twenty days prior to the convening of each
16 regular session, which shall include the status of
17 work, expenditures, and trends regarding Hawaii's
18 unmanned aerial systems test site.

19 (b) The chief operating officer may employ one
20 administrative assistant for Hawaii's unmanned aerial systems
21 test site operations and activities.



1 §201- Space vehicles; prohibitions. Any vehicle
2 launched into space from the land or ocean territory of the
3 State shall not carry weapons of destruction, nuclear waste
4 materials, or use radioactive materials as a power source."

5 PART II

6 SECTION 2. Chapter 201, part V, Hawaii Revised Statutes,
7 is amended by amending its title to read as follows:

8 "PART V. [~~OFFICE OF AEROSPACE DEVELOPMENT~~] PACIFIC
9 INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS"

10 SECTION 3. Section 201-76, Hawaii Revised Statutes, is
11 amended by amending subsection (a) to read as follows:

12 "(a) There is established the Pacific international space
13 center for exploration systems, to be ~~[administratively attached~~
14 ~~to the office of aerospace development in]~~ placed within the
15 department of business, economic development, and tourism[-] for
16 administrative purposes only."

17 SECTION 4. Section 201-77, Hawaii Revised Statutes, is
18 amended by amending subsection (a) to read as follows:

19 "(a) There is established the board of directors of the
20 Pacific international space center for exploration systems,
21 consisting of nine members, to include:



1 ~~[(1) The executive director of the space center as an ex~~
2 ~~officio, voting member,~~

3 ~~(2)]~~ (1) The director of business, economic development,
4 and tourism, or the director's designated
5 representative;

6 ~~[(3)]~~ (2) The president of the University of Hawaii~~[7]~~ and
7 the chancellor of the University of Hawaii at Hilo, or
8 ~~[the president's]~~ their designated ~~[representative,]~~
9 representatives; and

10 ~~[(4)]~~ (3) Six members from government, industry, and
11 academia, both national and international, with
12 appropriate professional interests and backgrounds, to
13 be appointed by the governor, pursuant to section 26-
14 34; provided that of the members appointed under this
15 paragraph ~~[(4)]~~, two members shall be appointed from a
16 list of nominees submitted by the president of the
17 senate, two members shall be appointed from a list of
18 nominees submitted by the speaker of the house of
19 representatives, and two members shall be appointed by
20 the governor.



1 The board shall select a chairperson from among its
2 members."

3 SECTION 5. Section 201-78, Hawaii Revised Statutes, is
4 amended by amending subsection (b) to read as follows:

5 "(b) In addition to other powers conferred upon it, the
6 board may do all things necessary and convenient to carry out
7 the powers expressly provided in this [~~subpart.~~] part."

8 SECTION 6. Section 201-79, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "~~[§201-79]~~ **Powers and duties of the Pacific**
11 **international space center for exploration systems executive**
12 **director.** In addition to any other powers and duties provided
13 in this [~~subpart.~~] part., the executive director shall:

14 (1) Oversee, supervise, and direct the planning,
15 evaluation, and coordination of space-related
16 activities, and identify and promote opportunities for
17 expanding and diversifying aerospace-related
18 industries in the State pertaining to the space
19 center;

20 (2) Establish partnerships with corporate, government, and
21 University of Hawaii entities that can promote and



1 enhance the State's aerospace industry; and where
2 possible, help to generate additional revenue for the
3 University of Hawaii and create classes and other
4 educational opportunities for students;

5 (3) Work with local universities and community colleges to
6 facilitate internships for students with the space
7 center and associated companies;

8 (4) Continue to work with the University of Hawaii on
9 course development, teaching, workforce development,
10 and outreach;

11 (5) Promote innovative educational and workforce
12 development programs that will enhance public
13 awareness of the space center and enable residents to
14 pursue employment in Hawaii's aerospace industry;

15 (6) Act as the public representative of the space center;

16 (7) Monitor national and global trends in the aerospace
17 industry and promote global awareness of the space
18 center;

19 (8) Pursue projects in the aerospace sector that can be
20 leveraged for improvements to the State's broadband
21 and alternative energy capabilities;



- 1 (9) Serve as a clearinghouse for information on the space
2 center and associated activities;
- 3 (10) Target existing businesses that can provide products
4 or services of importance to the space center and its
5 projects to support the expansion of these businesses
6 in Hawaii;
- 7 (11) Increase contact and maintain liaison with the
8 National Aeronautics and Space Administration, related
9 aerospace organizations, and other federal agencies
10 and facilities;
- 11 (12) Maintain and expand liaisons with local business and
12 citizen groups;
- 13 (13) Work with private landowners in the vicinity to expand
14 opportunities and physical space and appurtenances for
15 the participants in the space center's aerospace
16 technology research and development park;
- 17 (14) Adopt, amend, and repeal rules pursuant to chapter 91
18 necessary to carry out this [~~subpart,~~] part;
- 19 (15) Contract for services as may be necessary for the
20 purposes of this [~~subpart,~~] part; and



1 (16) Do all other things necessary or proper to carry out
2 the purposes of this ~~[subpart.]~~ part."

3 SECTION 7. Section 201-80.2, Hawaii Revised Statutes, is
4 amended by amending subsection (c) to read as follows:

5 "(c) All moneys in excess of \$1,000,000 remaining in the
6 Pacific international space center for exploration systems
7 special fund at the close of each fiscal year that are deemed,
8 by the director of finance, to be in excess of the moneys
9 necessary to carry out the purposes of this section in the next
10 fiscal year shall lapse to the credit of the state general
11 fund."

12 **PART III**

13 SECTION 8. Section 201, Hawaii Revised Statutes, is
14 amended by repealing the title of part V, subpart B.

15 "[~~B. Pacific International Space Center for~~
16 ~~Exploration Systems~~]"

17 SECTION 9. Chapter 201, part V, subpart A, Hawaii Revised
18 Statutes, is repealed.

19 SECTION 10. All rights, powers, functions, and duties of
20 the office of aerospace development are transferred to the
21 Pacific international space center for exploration systems.



1 All employees who occupy civil service positions and whose
2 functions are transferred to the Pacific international space
3 center for exploration systems by this Act shall retain their
4 civil service status, whether permanent or temporary. Employees
5 shall be transferred without loss of salary, seniority (except
6 as prescribed by applicable collective bargaining agreements),
7 retention points, prior service credit, any vacation and sick
8 leave credits previously earned, and other rights, benefits, and
9 privileges, in accordance with state personnel laws and this
10 Act; provided that the employees possess the minimum
11 qualifications and public employment requirements for the class
12 or position to which transferred or appointed, as applicable;
13 provided further that subsequent changes in status may be made
14 pursuant to applicable civil service and compensation laws.

15 Any employee who, prior to this Act, is exempt from civil
16 service and is transferred as a consequence of this Act may
17 retain the employee's exempt status, but shall not be appointed
18 to a civil service position as a consequence of this Act. An
19 exempt employee who is transferred by this Act shall not suffer
20 any loss of prior service credit, vacation or sick leave credits
21 previously earned, or other employee benefits or privileges as a



1 consequence of this Act; provided that the employees possess
2 legal and public employment requirements for the position to
3 which transferred or appointed, as applicable; provided further
4 that subsequent changes in status may be made pursuant to
5 applicable employment and compensation laws. The chairperson of
6 the board of directors of the Pacific international space center
7 for exploration systems may prescribe the duties and
8 qualifications of these employees and fix their salaries without
9 regard to chapter 76, Hawaii Revised Statutes.

10 SECTION 11. All rules, policies, procedures, guidelines,
11 and other material adopted or developed by the office of
12 aerospace development to implement provisions of the Hawaii
13 Revised Statutes that are reenacted or made applicable to the
14 Pacific international space center for exploration systems by
15 this Act shall remain in full force and effect until amended or
16 repealed by the Pacific international space center for
17 exploration systems pursuant to chapter 91, Hawaii Revised
18 Statutes. In the interim, every reference to the office of
19 aerospace development and aerospace advisory committee in those
20 rules, policies, procedures, guidelines, and other material is
21 amended to refer to the Pacific international space center for



1 exploration systems or the board of directors of the Pacific
2 international space center for exploration systems, as
3 appropriate.

4 SECTION 12. All deeds, leases, contracts, loans,
5 agreements, permits, or other documents executed or entered into
6 by or on behalf of the office of aerospace development, pursuant
7 to the provisions of the Hawaii Revised Statutes that are
8 reenacted or made applicable to the Pacific international space
9 center for exploration systems by this Act shall remain in full
10 force and effect. Effective July 1, 2018, every reference to
11 the office of aerospace development or the aerospace advisory
12 committee in those deeds, leases, contracts, loans, agreements,
13 permits, or other documents shall be construed as a reference to
14 the Pacific international space center for exploration systems
15 or the board of directors of the Pacific international space
16 center for exploration systems, respectively.

17 SECTION 13. All appropriations, records, equipment,
18 machines, files, supplies, contracts, books, papers, documents,
19 maps, and other personal property heretofore made, used,
20 acquired, or held by the office of aerospace development
21 relating to the functions transferred to the Pacific



1 international space center for exploration systems shall be
2 transferred with the functions to which they relate.

3 SECTION 14. This Act does not affect rights and duties
4 that matured, penalties that were incurred, and proceedings that
5 were begun before its effective date.

6 SECTION 15. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 16. This Act shall take effect on July 1, 2018.

9



Report Title:

Pacific International Space Center for Exploration Systems;
Office of Aerospace Development; PISCES Special Fund Ceiling

Description:

Amends section 201-76, Hawaii Revised Statutes, to expressly place the Pacific International Space Center for Exploration Systems within the Department of Business, Economic Development, and Tourism. Deletes the executive director of the space center as a member of the board and adds the Chancellor of the University of Hawaii at Hilo. Establishes a ceiling of \$1,000,000 for the Pacific international space center for exploration systems special fund. Repeals the office of aerospace development and transfers all rights, powers, functions, and duties to the Pacific international space center for exploration systems. (SD1)

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