
A BILL FOR AN ACT

RELATING TO CIVIL SERVICE EXEMPTION OF COUNTY POSITIONS.

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

1 SECTION 1. Section 46-33, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "**§46-33 Exemption of certain county positions.** In any
4 county with a population of 500,000 or more, the civil service
5 to which this section refers is comprised of all positions in
6 the public service of [~~such~~] the county, now existing or
7 hereafter established, and embraces all personal services
8 performed for [~~such~~] the county, except the following:

9 (1) Positions of officers elected by public vote;
10 positions of heads of departments; position of the
11 clerk; position of the manager of the board of water
12 supply and position of the chief of police.

13 (2) Positions in the office of mayor, but [~~such~~] the
14 positions, except those of the heads of the offices of
15 information and complaint and budget director, shall
16 be included in the position classification plan.

17 Employees of the municipal library and of the offices



1 of information and complaint and budget director,
2 other than the heads of [~~such~~] the offices, however,
3 shall not be exempted from civil service.

4 (3) Positions of deputies of the corporation counsel,
5 deputies of the prosecuting attorney, and law clerks.

6 (4) Positions of members of any board, commission, or
7 equivalent body.

8 (5) Positions filled by inmates, patients, or students in
9 city institutions or in the schools.

10 (6) Positions of district magistrates, jurors, and
11 witnesses.

12 (7) Personal services obtained by contract where the
13 director of civil service has certified that the
14 service is special or unique, is essential to the
15 public interest and that, because of circumstances
16 surrounding its fulfillment, personnel to perform
17 [~~such~~] the service cannot be obtained through normal
18 civil service recruitment procedures. Any [~~such~~]
19 contract under this paragraph may be for any period
20 not exceeding one year.



- 1 (8) Personal services of a temporary nature needed in the
2 public interest where the need for the same does not
3 exceed ninety days, but before any person may be
4 employed to render [~~such~~] the temporary service the
5 director of civil service shall certify that the
6 service is of a temporary nature and that recruitment
7 through normal civil service recruitment procedures is
8 not practicable. The employment of any person for
9 service of a temporary nature may be extended for good
10 cause for an additional period not to exceed ninety
11 days upon similar certification by the director
12 subject to approval of the civil service commission.
- 13 (9) Personal services performed on a fee, contract or
14 piecework basis by persons who may lawfully perform
15 their duties concurrently with their private business
16 or profession or other private employment, if any, and
17 whose duties require only a portion of their time,
18 where it is impracticable to ascertain or anticipate
19 the portion of time devoted to the service of the city
20 and [~~such~~] the fact is certified to by the director of
21 civil service.



1 (10) Positions of temporary election clerks in the office
2 of the clerk employed during the election periods, but
3 the positions filled by [~~such~~] the employees shall be
4 included in the position classification plan.

5 (11) Positions of one first deputy and private secretaries
6 to heads of departments and their first deputies, but
7 private secretarial positions shall be included in the
8 position classification plan. The first deputy in the
9 department of civil service, however, shall not be
10 exempt from civil service.

11 (12) Positions of the housing and community development
12 office or department; provided that this exemption
13 shall not preclude each county from establishing these
14 positions as civil service positions.

15 The director of civil service shall determine the applicability
16 of this section to specific positions."

17 SECTION 2. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.



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

2

INTRODUCED BY:

Nedra K. Patman

By Request

JAN 23 2026



H.B. NO. 2058

Report Title:

City and County of Honolulu Mayor's Package; Civil Service;
Housing and Community Development Office

Description:

Exempts positions of a county Housing and Community Development
Office or Department from civil service laws.

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