

ACT 6

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An Act Amending Section 359(d) and Section 359-13(a), Revised Laws of Hawaii 1955, as Amended, Relating to the Civil Defense and Emergency Act.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 11 of Article III of the Constitution of the State of Hawaii provides for the consideration and enactment in a budget session of all urgency measures deemed necessary in the public interest. Said section 11 further provides that no urgency measure shall be considered unless a statement of facts constituting such urgency shall be set forth in a section thereof and until such section shall have been first approved by each House. Pursuant to said section 11 of Article III of the Constitution of the State of Hawaii, this act is hereby declared

to be an urgency measure deemed necessary in the public interest. The following is a statement of facts constituting such urgency:

In order that the Hawaii civil defense agency may qualify for financial contribution under Public Law 85-606 (72 Stat. 532) all employees of the State and local civil defense agencies, except those specifically exempted by Public Law 85-606, must be appointed through and serviced by an approved merit system.

At present Hawaii fails to satisfy said requirement for the reason that the deputy directors of the Hawaii civil defense agency and their first assistants are exempted from the civil service requirements as set forth in Chapters 3 and 4, Revised Laws of Hawaii 1955, as amended. This act will eliminate that exemption and subject them to the civil service requirements. Failure to enact this amendment may result in the loss of annual Federal contribution to the State and counties of approximately \$75,000. The purpose of this act is to fulfill the requirements of Public Law 85-606.

It is therefore submitted that the consideration of this measure is a matter of urgency and is in the public interest.

SECTION 2. Section 359-3(d), Revised Laws of Hawaii 1955, as amended, is hereby further amended to read as follows:

“(d) The director shall, with the approval of the county board of supervisors, appoint for each political subdivision a deputy director who may be removed by the director. Deputy directors shall serve without compensation from the State but shall receive such compensation as may be provided by the political subdivision pursuant to Chapter 4, Revised Laws of Hawaii 1955, as amended. Chapter 3, Revised Laws of Hawaii 1955, as amended, shall apply to full-time deputy directors. Part-time deputy directors may hold other office or employment in the State government, or any political subdivision thereof. Each deputy director, subject to the direction and control of the director, shall be the head of all local organizations for civil defense within the political subdivision for which he is appointed.”

SECTION 3. The last sentence of section 359-13(a), Revised Laws of Hawaii 1955, as amended, is hereby further amended to read as follows:

“Chapter 3 shall apply to the full-time deputy director or his first assistant.”

SECTION 4. This Act shall take effect upon its approval.

(Approved May 5, 1960.) **S.B. 234.**