

ACT 30

S.B. NO. 1299

A Bill for an Act Relating to Public Officers and Employees.

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

SECTION 1. Part II of Chapter 46, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"Sec. 46- Civil service exemptions. Any other provision to the contrary notwithstanding in any county charter or otherwise, all employees of any county legal department of the executive branch shall be subject to chapter 76, except for the department head, all attorneys, law clerks, private secretary to the department head and positions under sections 76-77(7), 76-77(8), 76-77(11) and 76-77(12)."

SECTION 2. All tenured employees in a legal department of the executive branch of any political subdivision of the State just prior to the effective date of this Act shall continue to perform their duties in their respective positions, continue to be subject to civil service under this Act, without the loss of salary, seniority, prior service credit, vacation, sick leave, or other employee benefit or privilege as a consequence of this Act; provided that subsequent changes may be made pursuant to applicable personnel laws.

All employees in a legal department of the executive branch of any political subdivision of the State who do not have tenure just prior to the effective date of this Act shall continue to perform their duties in their respective positions, made subject to civil service under this Act, and shall become civil service employees without the necessity of examination or the loss of salary, seniority, prior service credit, vacation, sick leave or other employee benefit or privilege as a consequence of this Act; provided that such employees possess the minimum qualifications for their respective positions; provided further that subsequent changes may be made pursuant to applicable personnel laws.

SECTION 3. New material is underscored. In printing this Act, the revisor of statutes need not include the underscoring.*

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

(Approved May 5, 1977.)

*Edited accordingly.