

ACT 295

H.B. NO. 3059

A Bill for an Act Relating to the State Policy Concerning the Utilization of Volunteer Service.

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

SECTION 1. Section 90-1, Hawaii Revised Statutes, is amended by amending the definition of "agency" to read as follows:

"The term "agency" means any state agency within the executive, legislative, and judicial branches [and], the office of Hawaiian affairs [but excludes], and any agency within the executive and legislative branches of<sup>1</sup> the several counties."

SECTION 2. Section 90-2, Hawaii Revised Statutes, is amended to read as follows:

**"§90-2 Scope of chapter; status of volunteers.** (a) An agency may recruit, train, and accept the services of volunteers.

(b) No person shall on the basis of sex, age, race, color, ancestry, religion, national origin, marital status, physical or mental handicap, or political grounds, be excluded from participation in, or be denied the benefits of, any volunteer program or volunteer activity.

(c) Volunteers recruited, trained, or accepted by an agency shall be excluded from any provision of law relating to state or county employment, from any collective bargaining agreement between the State and counties, with any employees' association or union, from any law relating to hours of work, rates of compensation, leaves, and employee benefits, and from any other provision of title 7, except those consistent with this chapter.

(d) An agency may reimburse volunteers for expenses, consistent with the provisions of section 90-4, as deemed necessary to assist volunteers in performing their services.

(e) An agency may designate a person or establish a position to coordinate and administer the volunteer activities of that agency."

SECTION 3. Section 90-5, Hawaii Revised Statutes, is amended to read as follows:

**"§90-5 Agency reports, required information.** [An] A state agency as part of its annual report to the governor, the legislature, or the chief justice shall include estimates of:

- (1) The total number of volunteers and the total number of hours of service broken down into categories of regular-service volunteers, occasional volunteers, stipended volunteers, and material donors.
- (2) A list of volunteer job titles used by the agency."

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved July 20, 1998.)

**Note**

1. Should be underscored.