
A BILL FOR AN ACT

RELATING TO THE HAWAII STATE PUBLIC LIBRARY SYSTEM.

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

1 SECTION 1. Act 51, Session Laws of Hawaii 2004, was to in
2 part transfer the control of certain functions of executive
3 branch agencies that pertained to education personnel and
4 facilities to the department of education to increase
5 operational efficiency of the department while reducing
6 bureaucracy. However, after enactment of Act 51, the department
7 of human resources development continued to provide services to
8 all employees of the Hawaii state public library system and the
9 Hawaii state public library system employees were not a part of
10 or included in the department of education personnel system.

11 This Act clarifies the intent of Act 51 by amending section
12 46 of Act 51, Session Laws of Hawaii 2004, to confirm that all
13 personnel in the Hawaii state public library system are within
14 the personnel system administered by the department of human
15 resources development, and are not part of the personnel system
16 administered by the department of education. This Act reaffirms
17 the human resources functions currently performed by the
18 department of human resources development for the Hawaii state



1 public library system. These human resources functions include,
2 but are not limited to: payroll, records, transactions, leave,
3 reports, recruitment, certification, examination, management,
4 classification, and labor relations. Although the department of
5 education and the Hawaii state public library system are
6 controlled and overseen by the board of education, Act 51 was
7 silent regarding all employees of the Hawaii state public
8 library system. The human resources functions of the Hawaii
9 state public library system are best served by the personnel
10 system administered by the department of human resources
11 development, rather than the department of education. In
12 addition, the department of accounting and general services
13 continues to be the expending agency for the Hawaii public
14 library system's capital improvement funds and continues to
15 perform repair and maintenance for the Hawaii public library
16 system.

17 SECTION 2. Act 51, Session Laws of Hawaii 2004, is amended
18 by amending section 46 to read as follows:

19 "SECTION 46. (a) All the rights, powers, functions,
20 duties, and resources of:



- 1 (1) The department of accounting and general services
2 relating to capital improvement programs, including
3 the:
4 (A) Expending of capital improvement funds for the
5 acquisition and development of land, the design
6 and construction of new facilities, and the
7 making of renovations or additions to existing
8 facilities, including moneys in the state
9 educational facilities improvement special fund;
10 and
11 (B) Buying, purchasing, renting, leasing, or
12 otherwise acquiring of any good, service, or
13 construction, including the description of
14 requirements, selection and solicitation of
15 sources, preparation and awarding of contracts,
16 payment of vendors, and all other phases of
17 contract administration;
18 (2) The department of accounting and general services
19 relating to repair and maintenance functions not
20 transferred to the department of education under
21 section 44 of this Act; and



1 (3) The department of human resources development relating
2 to the:

3 (A) Operation of a centralized human resources system
4 that encompasses the classes of work performed by
5 department of education employees, and that
6 integrates payroll, records, transactions,
7 leaves, and reports; and

8 (B) Recruitment, certification, examination,
9 management, classification, and compensation of
10 department of education employees, including
11 labor relations;

12 are transferred to the department of education effective July 1,
13 2005, subject to repeal by subsequent legislation.

14 (b) All moneys budgeted in support of each position to be
15 transferred to the department of education, including moneys for
16 direct and indirect employee benefits, are transferred to the
17 department of education effective July 1, 2005, subject to
18 repeal by subsequent legislation.

19 (c) This section shall not apply to the Hawaii state
20 public library system and its employees."

21 SECTION 3. New statutory material is underscored.

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



Report Title:

Hawaii State Public Library System

Description:

Clarifies that the transfer of certain functions pertaining to education personnel and facilities by Act 51, Session Laws of Hawaii 2004, does not apply to the Hawaii State Public Library System and its employees. (SD1)

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