



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 7, 2019

GOV. MSG. NO. 1179

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirtieth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirtieth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on June 7, 2019, the following bill was signed into law:

HB993 HD2 SD1 CD1

RELATING TO EMERGENCY MANAGEMENT.
ACT 078 (19)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO EMERGENCY MANAGEMENT.

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

1 SECTION 1. Section 127A-3, Hawaii Revised Statutes, is
2 amended by amending subsections (c) through (e) to read as
3 follows:

4 "(c) The [~~director~~] administrator may, from funds allotted
5 therefor, employ technical, clerical, administrative, and other
6 personnel and make such expenditures as may be necessary.

7 (d) The [~~director~~] administrator shall coordinate the
8 activities of the agency with all county emergency management
9 agencies, other state agencies, other states, or federal
10 agencies involved in emergency management activities, and all
11 organizations for emergency management within the State, whether
12 public or private, and shall maintain liaison and cooperate with
13 all county emergency management agencies, other state agencies,
14 other states, or federal agencies involved in emergency
15 management activities as provided in this chapter.

16 (e) The agency shall perform emergency management
17 functions within the territorial limits of the State [~~;~~ ~~support~~
18 ~~county emergency management agencies as requested;~~ ~~coordinate~~



1 ~~all resource support to the counties; ensure that emergency~~
2 ~~management plans across the State are coordinated with each~~
3 ~~other and other state, federal, and local organizations; oversee~~
4 ~~and coordinate the statewide outdoor siren warning system;~~
5 ~~monitor and issue alerts and warnings; and coordinate emergency~~
6 ~~and disaster response and recovery activities]. In performing~~
7 its duties, the agency shall:

8 (1) Prepare a state comprehensive emergency management
9 plan, which shall be integrated into and coordinated
10 with the emergency management plans of the federal
11 government. The plan shall be integrated by a
12 continuous, integrated comprehensive emergency
13 management program. The plan shall contain provisions
14 to ensure that the State is prepared for emergencies
15 and minor, major, and catastrophic disasters. In
16 preparing and maintaining the plan, the agency shall
17 work closely with agencies and organizations with
18 emergency management responsibilities;

19 (2) Assign lead and support responsibilities to state
20 agencies and personnel for emergency functions and
21 other support activities;



- 1 (3) Adopt standards and requirements for county emergency
2 management plans. The standards and requirements
3 shall ensure that county plans are coordinated and
4 consistent with the state comprehensive emergency
5 management plan;

- 6 (4) Make recommendations to the legislature, building code
7 organizations, and counties for zoning, building, and
8 other land use controls; and other preparedness,
9 prevention, and mitigation measures designed to
10 eliminate emergencies or reduce their impact;

- 11 (5) Anticipate trends and promote innovations that will
12 enhance the emergency management system;

- 13 (6) Institute statewide public awareness programs. This
14 shall include intensive public educational campaigns
15 on emergency preparedness issues, including but not
16 limited to the personal responsibility of individual
17 citizens to be self-sufficient for up to fourteen days
18 following a natural or human-caused disaster;

- 19 (7) Coordinate federal, state, and local emergency
20 management activities and take all other steps,
21 including the partial or full mobilization of



1 emergency management forces and organizations in
2 advance of an actual emergency, to ensure the
3 availability of adequately trained and equipped forces
4 of emergency management personnel before, during, and
5 after emergencies and disasters;
6 (8) Implement training programs to improve the ability of
7 state and local emergency management personnel to
8 prepare and implement emergency management plans and
9 programs. This shall include a continuous training
10 program for agencies and individuals that will be
11 called on to perform key roles in state and local
12 post-disaster response and recovery efforts and for
13 local government personnel on federal and state post-
14 disaster response and recovery strategies and
15 procedures;
16 (9) Adopt standards and requirements for state agency
17 emergency operating procedures and periodically review
18 emergency operating procedures of state agencies and
19 recommend revisions as needed to ensure consistency
20 with the state comprehensive emergency management plan
21 and program; and



1 (10) Coordinate, in advance whenever possible, such
2 executive orders, proclamations, and rules for
3 issuance by the governor as are necessary or
4 appropriate for coping with emergencies and
5 disasters."

6 SECTION 2. Section 127A-5, Hawaii Revised Statutes, is
7 amended by amending subsection (i) to read as follows:

8 "(i) Each county, under the mayor's direction, shall
9 coordinate, develop, and implement ~~[an]~~ a comprehensive
10 emergency ~~[operations]~~ management plan for the county~~[-]~~ and
11 submit annual reports to the administrator on the status and
12 updates of the plan."

13 SECTION 3. Section 127A-6, Hawaii Revised Statutes, is
14 amended to read as follows:

15 "~~[+]~~ §127A-6 ~~[+]~~ Emergency management reserve corps. (a)
16 The ~~[director]~~ administrator may establish an emergency
17 management reserve corps comprising trained specialists to
18 support state and county emergency ~~[or]~~ disaster, or day-to-day
19 requirements. The emergency management reserve corps may
20 include:

21 (1) Any employee of the State or county;



1 (2) Any employee hired specifically for staffing during
2 emergency, disaster, or day-to-day periods and
3 exercises who shall be hired and compensated without
4 regard to chapters 76, 78, and 88; and

5 (3) Any volunteer,
6 who shall be detailed in accordance with this chapter.

7 Emergency management reserve corps positions shall be authorized
8 and managed by the agency and do not need the approval of the
9 governor.

10 (b) The emergency management reserve corps shall support
11 state emergency or disaster requirements and, if requested by a
12 county emergency management agency, supplement the county
13 emergency management agency staff. The emergency management
14 reserve corps may be mobilized during, or in advance of,
15 emergencies or disasters, or for emergency management [~~exercises~~
16 ~~and training events.~~] day-to-day activities. Emergency
17 management reserve corps members shall attend a minimum of [~~four~~
18 ~~days~~] forty hours of paid [~~training~~] activities per year."

19 SECTION 4. Section 127A-16, Hawaii Revised Statutes, is
20 amended to read as follows:



1 "§127A-16 Major disaster fund. (a) The [~~director~~]
2 administrator shall submit requests to the legislature to
3 appropriate from the general revenues of the State sufficient
4 moneys as may be necessary for expenditure by or under the
5 direction of the governor for immediate relief in response to an
6 emergency or disaster in any part of the State; provided that:

7 (1) The governor has issued a proclamation of a state of
8 emergency;

9 (2) The governor may not expend in excess of [~~\$5,000,000~~]
10 \$10,000,000 for immediate relief as a result of any
11 single emergency or disaster; and

12 (3) In addition to the funds in paragraph (2), an
13 additional \$5,000,000 may be made available solely for
14 the purpose of matching federal disaster relief funds
15 when these funds become available to the State
16 following a presidential disaster declaration.

17 In expending the moneys, the governor may allot any portion
18 thereof to any agency, office, or employee of the State or a
19 county for the most efficient relief for the population.

20 Notwithstanding this subsection, the only exception to
21 paragraphs (1), (2), and (3) is that the [~~director~~]



1 administrator may use up to [~~\$100,000~~] \$250,000 per year to
2 support the emergency management reserve corps [~~training~~].

3 (b) No later than [~~one month~~] sixty days after any
4 allotment by the governor or the expenditure of any fund moneys,
5 the [~~director~~] administrator shall report to the legislature on
6 the purpose of the allotment or expenditure.

7 (c) Except as provided in subsection (d), federal
8 reimbursement moneys for disaster relief shall be deemed to be
9 trust moneys and may be deposited into a trust account with and
10 under the control of the [~~department of defense~~] Hawaii
11 emergency management agency. These moneys and any interest
12 earned thereon shall be used for the purpose identified in
13 subsection (a) and shall not lapse to the general fund.

14 (d) In cases in which the department of education expends
15 the funds appropriated to the department for purposes deemed to
16 be reimbursable by federal reimbursement moneys for disaster
17 relief, the federal reimbursement moneys shall not lapse to the
18 general fund and shall be credited directly to the department of
19 education without regard to whether the original appropriation
20 has lapsed. Such funds shall carry over in accordance with
21 section 37-41.5(c).

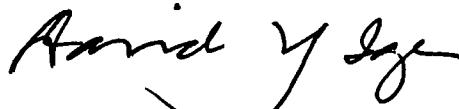


1 (e) Any unspent funding under \$2,500,000 shall be rolled
2 over to the next fiscal year to support future emergencies and
3 disasters."

4 SECTION 5. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 6. This Act shall take effect on July 1, 2019.

APPROVED this 7 day of JUN , 2019



GOVERNOR OF THE STATE OF HAWAII



HB No. 993, HD 2, SD 1, CD 1

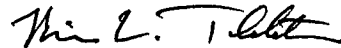
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 30, 2019
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



Scott K. Saiki
Speaker
House of Representatives




Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: April 30, 2019
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019.


President of the Senate


Clerk of the Senate