



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

June 21, 2019

GOV. MSG. NO. 1224

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 21, 2019, the following bill was signed into law:

HB852 HD1 SD1 CD1

RELATING TO THE HAWAII STATE ENERGY
OFFICE
ACT 122 (19)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

JUN 21 2019

ORIGINAL

ACT 122
H.B. NO.

852
H.D. 1
S.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO THE HAWAII STATE ENERGY OFFICE.

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

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PART I

SECTION 1. The legislature finds that energy composes approximately one-eighth of Hawaii's overall economy. Electric bills for public facilities and public transportation services exceed \$400,000,000 annually. Management and direction of the energy sector of the state economy is becoming an increasingly complex and critically important job. According to Hawaii's utilities, successfully achieving one hundred per cent renewable electricity by 2045 is expected to save nearly \$6,000,000,000. Additionally, electric vehicles are already cheaper to operate than traditional gas-powered vehicles. Transitioning to clean transportation will save residents billions of dollars. Climate change is expected to cost the State at least \$19,000,000,000 in losses from sea level rise alone, making the switch to renewable energy and the ultimate reduction of atmospheric carbon a priority. The State must also handle the need for island resiliency; rapid increase and economic viability of renewable



1 and distributed energy resources; the digitization,
2 democratization, and inter-connectivity of infrastructure; and
3 the transition to clean transportation systems. These complex
4 realities reveal the need for a state agency responsible for
5 assisting the transition to a clean energy economy to meet
6 Hawaii's climate and cost of living goals.

7 The legislature further finds that efforts taken by
8 universities, public schools, executive departments, and other
9 government entities have already begun to save taxpayers money
10 by reducing the government's electricity costs. However, those
11 efforts lack statewide coordination, preventing economies of
12 scale to maximize savings. While some departments have made
13 substantial progress, others have yet to commence meaningful
14 activities. Tasking a single agency to plan for energy savings
15 measures across all public facilities and assist government
16 entities already working to reduce energy costs is a necessary
17 step to maximize taxpayer savings.

18 The legislature further finds that although the state
19 energy office is tasked with the responsibility of overseeing
20 one-eighth of Hawaii's economy, which impacts every business and
21 household, the state energy office lacks an enabling statute, a



1 mission, formal guidance, and reporting accountability.
2 Additionally, appointment of the head of the state energy
3 office, the Hawaii state energy office administrator, is exempt
4 from the senate confirmation process required for the majority
5 of other agency heads.

6 The legislature's intent is to establish in statute an
7 energy agency with a clear mission, established guidance,
8 transparent reporting, and accountable leadership that will
9 assist both the public and private sectors in achieving the
10 State's energy goals. More specifically, the purpose of this
11 Act is to:

- 12 (1) Establish the Hawaii state energy office as an
13 attached agency to the department of business,
14 economic development, and tourism and a chief energy
15 officer position within the office;
- 16 (2) Transfer the duties and responsibilities of the energy
17 resources coordinator, which are currently assigned to
18 the director of business, economic development, and
19 tourism, along with the functions of the renewable
20 energy facilitator, functions of the existing state
21 energy office, and all employees of the state energy



1 office to the Hawaii state energy office and chief
2 energy officer;

3 (3) Amend the allowable uses of the energy security
4 special fund for purposes of the office; and

5 (4) Appropriate funds for operating expenses and establish
6 position ceilings for the office.

7 PART II

8 SECTION 2. Chapter 196, Hawaii Revised Statutes, is
9 amended by adding a new part to be appropriately designated and
10 to read as follows:

11 "PART . HAWAII STATE ENERGY OFFICE

12 §196-A Hawaii state energy office; established. (a)

13 There is established the Hawaii state energy office, which shall
14 be a public body politic and an instrumentality and agency of
15 the State. The office shall be placed within the department of
16 business, economic development, and tourism for administrative
17 purposes, pursuant to section 26-35. The purpose of the Hawaii
18 state energy office shall be to promote energy efficiency,
19 renewable energy, and clean transportation to help achieve a
20 resilient clean energy economy.

21 (b) The Hawaii state energy office shall:



- 1 (1) Provide analysis and planning to actively develop and
2 inform policies to achieve energy efficiency,
3 renewable energy, energy resiliency, and clean
4 transportation goals with the legislature, public
5 utilities commission, state agencies, and other
6 relevant stakeholders;
- 7 (2) Lead efforts to incorporate energy efficiency,
8 renewable energy, energy resiliency, and clean
9 transportation to reduce costs and achieve clean
10 energy goals across all public facilities;
- 11 (3) Provide renewable energy, energy efficiency, energy
12 resiliency, and clean transportation project
13 deployment facilitation to assist private sector
14 project completion when aligned with state energy
15 goals; and
- 16 (4) Engage the private sector to help lead efforts to
17 achieve renewable energy and clean transportation
18 goals through the Hawaii clean energy initiative.
- 19 (c) The Hawaii state energy office shall be the State's
20 primary government entity for supporting the clean energy
21 initiative.



1 (d) No later than twenty days prior to the convening of
2 each regular session, the Hawaii state energy office shall
3 submit a report to the legislature that includes:

4 (1) A description of the activities of the Hawaii state
5 energy office in response to the directives
6 established pursuant to subsection (b) and section
7 196-B(d), along with progress in meeting any of the
8 Hawaii state energy office goals established in or
9 pursuant to this part;

10 (2) Progress by the State in meeting its energy
11 efficiency, renewable energy, and clean transportation
12 goals; and

13 (3) Proposed legislation, if any.

14 §196-B Chief energy officer of the Hawaii state energy
15 office; duties. (a) The Hawaii state energy office shall be
16 led by the chief energy officer, who shall be nominated and, by
17 and with the advice and consent of the senate, appointed by the
18 governor; provided that the term of the chief energy officer
19 shall be coterminous with the term of the governor.

20 (b) The chief energy officer shall have:



1 (1) Experience, knowledge, and expertise in policy,
2 programs, or services related to energy efficiency,
3 renewable energy, clean transportation, and energy
4 resiliency related activities and development; and

5 (2) Experience in a supervisory or administrative
6 capacity.

7 (c) The chief energy officer shall hire staff necessary to
8 carry out the purposes of this part. The chief energy officer
9 and employees of the Hawaii state energy office shall be exempt
10 from chapter 76 and shall not be considered civil service
11 employees but shall be entitled to any employee benefit plan
12 normally inuring to civil service employees.

13 (d) Subject to the approval of the governor, the chief
14 energy officer shall:

15 (1) Formulate, analyze, recommend, and implement specific
16 policies, strategies, and plans, in coordination with
17 public and private sector stakeholders, to cost-
18 effectively and equitably achieve the State's energy
19 goals;



- 1 (2) Identify, track, and report key performance measures
2 and milestones related to the State's energy and
3 decarbonization goals;
- 4 (3) Provide technical assistance to state and county
5 agencies to assess and implement projects and programs
6 related to energy conservation and efficiency,
7 renewable energy, clean transportation, energy
8 resiliency, and related measures;
- 9 (4) Coordinate the State's energy programs with those of
10 the federal government, other territory and state
11 governments, the political subdivisions of the State,
12 departments of the State, and governments of nations
13 with interest in common energy resources;
- 14 (5) Identify market gaps and innovation opportunities,
15 collaborate with stakeholders, and facilitate public-
16 private partnerships to develop projects, programs,
17 and tools to encourage private and public exploration,
18 research, and development of energy resources,
19 distributed energy resources, and data analytics that
20 will support the State's energy and decarbonization
21 goals;



- 1 (6) Create and review proposed state actions that may have
2 a significant effect on the State's energy and
3 decarbonization goals, report to the governor their
4 effect on the energy program, and perform other
5 services as may be required;
- 6 (7) Evaluate, recommend, and participate in the
7 development of incentives and programs that encourage
8 the development of energy efficiency, renewable
9 energy, energy resiliency, distributed energy
10 resources, and clean transportation resources;
- 11 (8) Assess and evaluate the effectiveness and continued
12 necessity of existing energy related incentives, tax
13 credits, and programs, and provide recommendations and
14 proposed changes;
- 15 (9) Develop and maintain a comprehensive and systematic
16 quantitative and qualitative capacity to analyze the
17 status of energy resources, systems, and markets, both
18 in-state and in other states and countries,
19 particularly in relation to the State's economy, and
20 to recommend, develop proposals for, and assess the



- 1 effectiveness of policy and regulatory decisions, and
2 energy emergency planning;
- 3 (10) Develop and recommend programs for, and assist public
4 agencies in the implementation of, energy assurance
5 and energy resilience;
- 6 (11) Support the development, evaluation, revision, and
7 adoption of energy-related codes and standards that
8 advance the State's energy goals;
- 9 (12) Act as the State's energy data clearinghouse by
10 identifying, collecting, compiling, analyzing,
11 publishing, and where possible, monetizing energy and
12 clean transportation data and analyses;
- 13 (13) Advocate for the State's energy and decarbonization
14 goals at relevant venues and departments, including
15 but not limited to the public utilities commission,
16 legislature, and division of consumer advocacy, to
17 ensure that state energy policies and regulations
18 align with the state strategic goals and are data-
19 driven;
- 20 (14) Support economic development and innovation
21 initiatives related to and resulting from the State's



- 1 renewable energy and distributed energy resources
- 2 experience, capabilities, and data analyses;
- 3 (15) Facilitate the efficient, expedited permitting of
- 4 energy efficiency, renewable energy, clean
- 5 transportation, and energy resiliency projects by:
- 6 (A) Coordinating and aligning state and county
- 7 departments and agencies to support, expedite,
- 8 and remove barriers to deployment of energy
- 9 initiatives and projects; and
- 10 (B) Identify and evaluate conflicting or onerous
- 11 policies and rules that unreasonably impede
- 12 project development and deployment and propose
- 13 regulatory, legislative, administrative, or other
- 14 solutions to applicable stakeholders;
- 15 (16) Identify and recommend policies to align utility goals
- 16 with those of ratepayers, including evaluating utility
- 17 models that best support state energy goals;
- 18 (17) Prepare and submit an annual report and other reports
- 19 as may be requested to the governor and to the
- 20 legislature on the implementation of this part;



1 (18) Contract for services when required for the
2 implementation of this part; and

3 (19) Adopt rules, pursuant to chapter 91, for the
4 administration of this part."

5 SECTION 3. Sections 125C-22, 125C-23, 125C-31, 141-9,
6 196-5, 196-6.5, 196-11, 196-30, 196-63, 206M-23, 286-172, 304A-
7 1892, and 304A-1894.1, Hawaii Revised Statutes, are amended by
8 substituting the term "chief energy officer of the Hawaii state
9 energy office" wherever the term "state energy resources
10 coordinator", "energy resources coordinator", "coordinator", or
11 "energy program administrator of the department" appears, as the
12 context requires.

13 SECTION 4. Section 196-2, Hawaii Revised Statutes, is
14 amended as follows:

15 1. By adding a new definition to be appropriately inserted
16 and to read:

17 "Distributed energy resources" means a resource sited
18 close to customers that:

19 (1) Can provide all or some of the customers' immediate
20 electric and power needs;



- 1 (2) Can be used by the system to reduce demand or provide
- 2 supply to satisfy the energy, capacity, or ancillary
- 3 service needs of the distribution grid; and
- 4 (3) Is connected to the distribution system and close to
- 5 load, if the resource provides electricity or thermal
- 6 energy.

7 "Distributed energy resources" includes but is not limited to
 8 solar photovoltaic and thermal, wind, combined heat and power,
 9 electrical and thermal energy storage, demand response
 10 technologies, alternative energy vehicles and related
 11 infrastructure, microgrids, energy efficiency, and advanced
 12 inverters."

13 2. By amending the definition of "energy resources" to
 14 read:

15 "'Energy resources" means fuel, and also includes all
 16 electrical or thermal energy produced by combustion of any fuel,
 17 or generated ~~[e]~~, produced, or stored using wind, the sun,
 18 geothermal heat, ocean water, falling water, currents, waves, or
 19 any other source."

20 3. By deleting the definition of "coordinator".

21 [~~"Coordinator" means the energy resources coordinator."~~]



1 SECTION 5. Section 201-12.8, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) Subject to legislative appropriation, moneys from the
4 fund may be expended by the [~~department of business, economic~~
5 ~~development, and tourism~~] Hawaii state energy office for the
6 following purposes and used for no other purposes, except for
7 those set forth in this section:

8 (1) To support the Hawaii clean energy initiative
9 program[, ~~including its energy division, including~~
10 ~~funding staff positions within the division,~~] and
11 projects that [~~ensure~~] promote and advance
12 dependable [, ~~efficient, and economical energy,~~
13 ~~promote~~] and affordable energy, renewable energy,
14 energy efficiency, energy self-sufficiency, and
15 [~~provide~~] greater energy security and resiliency for
16 the State [✓] and public facilities;

17 [~~(2) To fund the renewable energy facilitator pursuant to~~
18 ~~section 201-12.5 and any other positions necessary for~~
19 ~~the purposes of paragraph (1) as determined by the~~
20 ~~legislature; and~~



- 1 ~~(3)]~~ (2) To fund, to the extent possible, the [~~greenhouse~~
- 2 ~~gas emissions reduction task force, climate change~~
- 3 ~~task force, grants in aid to the economic development~~
- 4 ~~boards of each county, and grants in aid to economic~~
- 5 ~~development agencies of each county to meet the stated~~
- 6 ~~objectives of the Hawaii clean energy initiative~~
- 7 ~~program.] climate change mitigation and adaptation~~
- 8 commission and the greenhouse gas sequestration task
- 9 force;
- 10 (3) To support achieving the zero emissions clean economy
- 11 target set forth in section 225P-5;
- 12 (4) To fund the building energy efficiency revolving loan
- 13 fund established in section 201-20;
- 14 (5) To fund projects and incentives to promote the
- 15 adoption of clean transportation technologies, develop
- 16 clean vehicle charging infrastructure, and upgrade
- 17 infrastructure to support the development of clean
- 18 vehicle charging infrastructure; and
- 19 (6) To fund, to the extent possible, the duties of the
- 20 state building code council in section 107-24, as they



1 relate to the development of energy conservation
2 codes."

3 SECTION 6. Section 304A-1891, Hawaii Revised Statutes, is
4 amended by amending subsection (b) to read as follows:

5 "(b) The director of the institute shall coordinate the
6 institute's work with the ~~[energy resources coordinator]~~ chief
7 energy officer of the Hawaii state energy office in carrying out
8 duties pursuant to section ~~[196-4]~~ 196-B in the area of research
9 and development of renewable energy sources."

10 SECTION 7. Section 196-3, Hawaii Revised Statutes, is
11 repealed.

12 [~~"§196-3 Energy resources coordinator. The director of~~
13 ~~business, economic development, and tourism shall serve as~~
14 ~~energy resources coordinator."~~]

15 SECTION 8. Section 196-4, Hawaii Revised Statutes, is
16 repealed.

17 [~~"§196-4 Powers and duties. Subject to the approval of~~
18 ~~the governor, the coordinator shall:~~

19 ~~(1) Formulate plans, including objectives, criteria to~~
20 ~~measure accomplishment of objectives, programs through~~
21 ~~which the objectives are to be attained, and financial~~



- 1 ~~requirements for the optimum development of Hawaii's~~
2 ~~energy resources;~~
- 3 ~~(2) Conduct systematic analysis of existing and proposed~~
4 ~~energy resource programs, evaluate the analysis~~
5 ~~conducted by government agencies and other~~
6 ~~organizations and recommend programs that represent~~
7 ~~the most effective allocation of resources for the~~
8 ~~development of energy resources;~~
- 9 ~~(3) Formulate and recommend specific proposals, as~~
10 ~~necessary, for conserving energy resources, including~~
11 ~~the allocation and distribution thereof;~~
- 12 ~~(4) Assist public and private agencies in implementing~~
13 ~~energy conservation and efficiency programs, the~~
14 ~~development of indigenous energy resources, and~~
15 ~~related measures;~~
- 16 ~~(5) Coordinate the State's energy programs with those of~~
17 ~~the federal government, other state governments,~~
18 ~~governments of nations with interest in common energy~~
19 ~~resources, and the political subdivisions of the~~
20 ~~State;~~



- 1 ~~(6) Develop programs to encourage private and public~~
2 ~~exploration, research, and development of indigenous~~
3 ~~energy resources that will benefit the State;~~
- 4 ~~(7) Conduct public education programs to inform the public~~
5 ~~of the energy resources situation, as it may exist,~~
6 ~~from time to time and of the government actions taken;~~
- 7 ~~(8) Serve as consultant to the governor, public agencies,~~
8 ~~and private industry on energy related matters;~~
- 9 ~~(9) Contract for services when required for the~~
10 ~~implementation of this chapter;~~
- 11 ~~(10) Review proposed state actions that the coordinator~~
12 ~~finds to have significant effect on the State's energy~~
13 ~~objectives and report to the governor their effect on~~
14 ~~the energy program, and perform other services as may~~
15 ~~be required by the governor and the legislature;~~
- 16 ~~(11) Prepare and submit an annual report and other reports~~
17 ~~as may be requested to the governor and to the~~
18 ~~legislature on the implementation of this chapter and~~
19 ~~all matters related to energy resources;~~
- 20 ~~(12) Formulate a systematic process, including the~~
21 ~~development of requirements, to identify geographic~~



- 1 ~~areas that are rich with renewable energy resource~~
2 ~~potential that can be developed in a cost effective~~
3 ~~and environmentally benign manner and designate these~~
4 ~~areas as renewable energy zones;~~
- 5 ~~(13) Develop and recommend incentives, plans, and programs~~
6 ~~to encourage the development of renewable energy~~
7 ~~resource projects within the renewable energy zones;~~
- 8 ~~(14) Assist public and private agencies in identifying~~
9 ~~utility transmission projects or infrastructure~~
10 ~~required to accommodate and facilitate the development~~
11 ~~of renewable energy resources;~~
- 12 ~~(15) Assist public and private agencies, in coordination~~
13 ~~with the department of budget and finance, in~~
14 ~~accessing the use of special purpose revenue bonds to~~
15 ~~finance the engineering, design, and construction of~~
16 ~~transmission projects and infrastructure that are~~
17 ~~deemed critical to the development of renewable energy~~
18 ~~resources;~~
- 19 ~~(16) Develop the criteria or requirements for identifying~~
20 ~~and qualifying specific transmission projects and~~
21 ~~infrastructure that are critical to the development of~~



- 1 ~~renewable energy resources, including providing~~
2 ~~assistance in accessing the use of special purpose~~
3 ~~revenue bonds to finance the projects or~~
4 ~~infrastructure;~~
- 5 ~~(17) Develop and maintain a comprehensive and systematic~~
6 ~~quantitative and qualitative capacity to analyze the~~
7 ~~status of energy resources, systems, and markets, both~~
8 ~~in state and those to which Hawaii is directly tied,~~
9 ~~particularly in relation to the State's economy, and~~
10 ~~to recommend, develop proposals for, and assess the~~
11 ~~effectiveness of policy and regulatory decisions, and~~
12 ~~conduct energy emergency planning; and~~
- 13 ~~(18) Adopt rules for the administration of this chapter~~
14 ~~pursuant to chapter 91."]~~

15 SECTION 9. Section 201-12.5, Hawaii Revised Statutes, is
16 repealed.

17 [~~"§201-12.5 Renewable energy facilitator, establishment,~~
18 ~~duties. (a) There is established within the department of~~
19 ~~business, economic development, and tourism the position of~~
20 ~~renewable energy facilitator, which shall be a full time,~~
21 ~~temporary position exempt from chapters 76 and 89. The~~



1 ~~renewable energy facilitator shall possess a requisite level of~~
2 ~~knowledge and expertise in the areas of renewable energy, state~~
3 ~~and county permitting processes, and management necessary to~~
4 ~~carry out the duties of the position.~~

5 ~~(b) The renewable energy facilitator shall have the~~
6 ~~following duties:~~

7 ~~(1) Facilitate the efficient permitting of renewable~~
8 ~~energy projects, including:~~

9 ~~(A) The land parcel on which the facility is~~
10 ~~situated;~~

11 ~~(B) Any renewable energy production structure or~~
12 ~~equipment;~~

13 ~~(C) Any energy transmission line from the facility to~~
14 ~~a public utility's electricity system; and~~

15 ~~(D) Any on-site infrastructure necessary for the~~
16 ~~production of electricity or biofuel from the~~
17 ~~renewable energy site;~~

18 ~~(2) Initiate the implementation of key renewable energy~~
19 ~~projects by permitting various efficiency improvement~~
20 ~~strategies identified by the department;~~



1 "Means of financing" or "MOF" means the source from which
2 funds are appropriated or authorized to be expended for the
3 programs and projects specified in this Act. All appropriations
4 are followed by letter symbols. Such letter symbols, where
5 used, shall have the following meanings:

6 A general funds

7 T trust funds

8 "Position ceiling" means the maximum number of permanent
9 and temporary full-time equivalent positions authorized for a
10 particular program during a specified period or periods, as
11 denoted by an asterisk for permanent full-time equivalent
12 positions and a pound sign for temporary full-time equivalent
13 positions.

14 "Program ID" means the unique identifier for the specific
15 program and consists of the abbreviation for the organization
16 responsible for carrying out the program followed by the
17 organization number for the program.

18 SECTION 11. The following sums, or so much thereof as may
19 be sufficient to accomplish the purposes and programs designated
20 herein, are hereby appropriated or authorized, as the case may
21 be, from the means of financing specified to the expending



1 agencies designated for the fiscal biennium beginning July 1,
2 2019, and ending June 30, 2021. The total expenditures and the
3 number of positions in each fiscal year of the biennium shall
4 not exceed the sums and the position ceilings indicated for each
5 fiscal year, except as provided elsewhere in this Act or as
6 provided by general law.



PROGRAM APPROPRIATIONS

ITEM NO.	PROG. ID	PROGRAM	EXPENDING AGENCY	APPROPRIATIONS			
				FISCAL YEAR 2019-2020	M O F	FISCAL YEAR 2020-2021	M O F
1.	BED120	- HAWAII STATE ENERGY OFFICE					
				5.00*		5.00*	
				22.00#		22.00#	
	OPERATING		BED	2,818,077A		2,818,077A	
			BED	240,000T		240,000T	

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PART IV

SECTION 12. Section 243-3.5, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) In addition to any other taxes provided by law, subject to the exemptions set forth in section 243-7, there is hereby imposed a state environmental response, energy, and food security tax on each barrel or fractional part of a barrel of petroleum product sold by a distributor to any retail dealer or end user of petroleum product, other than a refiner. The tax shall be \$1.05 on each barrel or fractional part of a barrel of petroleum product that is not aviation fuel; provided that of the tax collected pursuant to this subsection:

(1) 5 cents of the tax on each barrel shall be deposited into the environmental response revolving fund established under section 128D-2;

(2) [~~15~~] 5 cents of the tax on each barrel shall be deposited into the energy security special fund established under section 201-12.8;

(3) 10 cents of the tax on each barrel shall be deposited into the energy systems development special fund established under section 304A-2169.1; and



1 (4) 15 cents of the tax on each barrel shall be deposited
2 into the agricultural development and food security
3 special fund established under section 141-10.

4 The tax imposed by this subsection shall be paid by the
5 distributor of the petroleum product."

6 PART V

7 SECTION 13. There is appropriated out of the energy
8 security special fund the sum of \$150,000 or so much thereof as
9 may be necessary for fiscal year 2019-2020 for the purposes of
10 conducting a study of carbon pricing, including whether and how
11 a carbon pricing policy shall be implemented in Hawaii.

12 The sum appropriated shall be expended by the Hawaii state
13 energy office for the purposes of this Act.

14 PART VI

15 SECTION 14. Provided that, notwithstanding any provision
16 contained in the General Appropriations Act of 2019 that
17 appropriates funds and establishes position ceilings, the
18 positions authorized in section 11 shall be in addition to the
19 positions authorized for that program under the General
20 Appropriations Act of 2019; provided further that any incumbent
21 employee shall retain the employee's:



- 1 (1) Civil service status, whether permanent or temporary;
- 2 and
- 3 (2) Salary, seniority (except as may be prescribed by
- 4 applicable collective bargaining agreement), retention
- 5 points, prior service credit, any vacation and sick
- 6 leave credits previously earned, and other rights,
- 7 benefits, and privileges, in accordance with state
- 8 personnel laws;

9 provided further that the positions as described in section 76-
10 16(b)(17), Hawaii Revised Statutes, shall continue to be exempt
11 from the provisions of chapter 76, Hawaii Revised Statutes.

12 SECTION 15. Notwithstanding any law to the contrary,
13 provided that the funds appropriated in this Act may be
14 transferred with the approval of the governor to the General
15 Appropriations Act of 2019 (House Bill No. 2, H.D. 1, S.D. 1,
16 C.D.1), for program execution and expenditure.

17 SECTION 16. This Act does not affect rights and duties
18 that matured, penalties that were incurred, and proceedings that
19 were begun before its effective date.



1 SECTION 17. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 18. This Act shall take effect on July 1, 2019.

APPROVED this 21 day of JUN, 2019



GOVERNOR OF THE STATE OF HAWAII



HB No. 852, HD 1, SD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 1, 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