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# 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.



**Report Title:**

Emergency Management

**Description:**

Improves the effectiveness of the State Emergency Management Program through modifications and additions to chapter 127A, Hawaii Revised Statutes. (HB993 CD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

