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# A BILL FOR AN ACT

RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR  
EXPLORATION SYSTEMS.

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

1           SECTION 1. The legislature finds that the Pacific  
2 international space center for exploration systems, including  
3 its proposed aerospace technology research and development park  
4 project, is an economic driver for the island of Hawaii that  
5 promotes the establishment and growth of new sustainable and  
6 green industries along with associated jobs, workforce  
7 development, internships, and science, technology, engineering,  
8 and math education programs. The legislature also finds that  
9 the Pacific international space center for exploration systems  
10 aerospace technology research and development park project will  
11 attract investment that will help to leverage costs of expanding  
12 the island of Hawaii's broadband capacity.

13           The legislature further finds there is a continued need for  
14 the Pacific international space center for exploration systems  
15 to work closely with the University of Hawaii, but also  
16 recognizes the center's need for the flexibility to make swift  
17 and independent decisions and take actions in the rapidly



1 evolving aerospace sector to keep Hawaii competitive and  
2 attractive to industry partners. Therefore, a transfer of  
3 positions from the University of Hawaii to the department of  
4 business, economic development, and tourism is needed. This is  
5 especially critical with the recent emergence of private  
6 commercial space access and a resurgence of global space  
7 initiatives. Supporting these initiatives will involve  
8 significant private sector investment in the testing, proving,  
9 and development of robotics, broadband, energy production,  
10 energy storage, recycling, and renewable and sustainable  
11 technologies that can have immediate application for the Hawaii  
12 economy and the general well-being of the State.

13 The purpose of this Act is to:

- 14 (1) Transfer the Pacific international space center for  
15 exploration systems from the University of Hawaii to  
16 the department of business, economic development, and  
17 tourism; and
- 18 (2) Authorize the issuance of general obligation bonds to  
19 construct the Pacific international space center for  
20 exploration systems aerospace technology research and  
21 development park, and appropriate funds to support the



1 operation of the Pacific international space center  
2 for exploration systems.

3 SECTION 2. Chapter 201, Hawaii Revised Statutes, is  
4 amended by adding to part V a new subpart to be appropriately  
5 designated and to read as follows:

6 " . **Pacific International Space Center for**  
7 **Exploration Systems**

8 §201- **Pacific international space center for**  
9 **exploration systems.** (a) There is established the Pacific  
10 international space center for exploration systems, to be  
11 administratively attached to the office of aerospace development  
12 in the department of business, economic development, and  
13 tourism.

14 (b) The space center may employ, subject to chapter 76,  
15 technical experts and officers, agents, and employees, permanent  
16 and temporary, as required. The space center may also employ  
17 officers, agents, and employees, prescribe their duties and  
18 qualifications, and fix their salaries, without regard to  
19 chapter 76, when in the determination of the board, the services  
20 to be performed by those employed are unique and essential to  
21 the execution of the functions of the space center.



1           §201-       Pacific international space center for  
2 exploration systems; board of directors; establishment; duties.

3   (a) There is established the board of directors of the Pacific  
4 international space center for exploration systems, consisting  
5 of ten members, to include:

6           (1) The executive director of the space center as an ex  
7 officio voting member;

8           (2) The director of business, economic development, and  
9 tourism, or the director's designated representative;

10          (3) The president of the University of Hawaii, or the  
11 president's designated representative;

12          (4) Six members from government, industry, and academia,  
13 both national and international, with appropriate  
14 professional interests and backgrounds; and

15          (5) An invited representative from the National  
16 Aeronautics and Space Administration as an ex officio  
17 non-voting member,

18 to be appointed by the governor, pursuant to section 26-34;  
19 provided that of the members appointed under paragraph (4), two  
20 members shall be appointed from a list of nominees submitted by  
21 the president of the senate, two members shall be appointed from  
22 a list of nominees submitted by the speaker of the house of



1 representatives, and two members shall be appointed by the  
2 governor.

3 The board shall select a chairperson from among its  
4 members.

5 (b) Five members shall constitute a quorum, whose  
6 affirmative vote shall be necessary for all actions by the space  
7 center. The members of the board shall serve without  
8 compensation, but shall be entitled to necessary expenses,  
9 including travel expenses, incurred in the performance of their  
10 duties.

11 (c) The director of business, economic development, and  
12 tourism shall appoint an executive director to the space center,  
13 subject to confirmation by the board, who shall be exempt from  
14 chapter 76. The board shall set the salary and duties of the  
15 executive director.

16 §201- General powers. (a) The board may:

- 17 (1) Sue and be sued;
- 18 (2) Adopt a seal and alter the seal at pleasure;
- 19 (3) Make and execute contracts and other instruments  
20 necessary or convenient to the exercise of its powers;
- 21 and



1 (4) Adopt bylaws and rules, which shall be exempt from  
2 chapter 91, for its organization and internal  
3 management, and to carry into effect its purposes,  
4 powers, and programs.

5 (b) In addition to other powers conferred upon it, the  
6 board may do all things necessary and convenient to carry out  
7 the powers expressly provided in this subpart.

8 §201- Powers and duties of the Pacific international  
9 space center for exploration systems executive director. In  
10 addition to any other powers and duties provided in this  
11 subpart, the executive director shall:

12 (1) Oversee, supervise, and direct the planning,  
13 evaluation, and coordination of space-related  
14 activities, and identify and promote opportunities for  
15 expanding and diversifying aerospace-related  
16 industries in the State pertaining to the space  
17 center;

18 (2) Establish partnerships with corporate, government, and  
19 University of Hawaii entities that can promote and  
20 enhance the State's aerospace industry; and where  
21 possible, help to generate additional revenue for the

1 University of Hawaii and create classes and other  
2 educational opportunities for students;

3 (3) Work with the University of Hawaii at Hilo and Hawaii  
4 community college to facilitate internships for  
5 students with the space center and associated  
6 companies;

7 (4) Continue to work with the University of Hawaii on  
8 course development, teaching, workforce development,  
9 and outreach;

10 (5) Promote innovative educational and workforce  
11 development programs that will enhance public  
12 awareness of the space center and enable residents to  
13 pursue employment in Hawaii's aerospace industry;

14 (6) Act as the public representative of the space center;

15 (7) Monitor national and global trends in the aerospace  
16 industry and promote global awareness of the space  
17 center;

18 (8) Pursue projects in the aerospace sector that can be  
19 leveraged for improvements to the State's broadband  
20 and alternative energy capabilities;

21 (9) Serve as a clearinghouse for information on the space  
22 center and associated activities;



- 1           (10) Target existing businesses that can provide products  
2                   or services of importance to the space center and its  
3                   projects to support the expansion of these businesses  
4                   in Hawaii;
- 5           (11) Increase contact and maintain liaison with the  
6                   National Aeronautics and Space Administration, related  
7                   aerospace organizations, and other federal agencies  
8                   and facilities;
- 9           (12) Maintain and expand liaisons with local business and  
10                   citizen groups;
- 11           (13) Work with private landowners in the vicinity to expand  
12                   opportunities and physical space and appurtenances for  
13                   the participants in the space center's aerospace  
14                   technology research and development park;
- 15           (14) Adopt, amend, and repeal rules pursuant to chapter 91  
16                   necessary to carry out this subpart;
- 17           (15) Contract for services as may be necessary for the  
18                   purposes of this subpart; and
- 19           (16) Do all other things necessary or proper to carry out  
20                   the purposes of this subpart."





1 SECTION 3. Chapter 201, part V, Hawaii Revised Statutes,  
2 is amended by designating sections 201-71 to 201-75 as subpart A  
3 and inserting a title before section 201-71 to read as follows:

4 "A. General Provisions"

5 SECTION 4. Section 201-71, Hawaii Revised Statutes, is  
6 amended by adding two new definitions to be appropriately  
7 inserted and to read as follows:

8 "Board" means the board of directors of the Pacific  
9 international space center for exploration systems.

10 "Space center" means the Pacific international space center  
11 for exploration systems."

12 SECTION 5. Notwithstanding any law to the contrary, all  
13 responsibilities of the University of Hawaii heretofore held  
14 with regard to the Pacific international space center for  
15 exploration systems are transferred to the office of aerospace  
16 development of the department of business, economic development,  
17 and tourism.

18 SECTION 6. All appropriations, records, equipment,  
19 machines, files, supplies, contracts, books, papers, documents,  
20 maps, and other personal property heretofore made, used,  
21 acquired, or held by the University of Hawaii relating to the  
22 functions transferred to the office of aerospace development of



1 the department of business, economic development, and tourism  
2 shall be transferred with the functions to which they relate.

3 SECTION 7. All rules, policies, procedures, guidelines,  
4 and other material adopted or developed by the agencies,  
5 divisions, or officers transferred to or placed for  
6 administrative purposes under this Act, shall remain in full  
7 force and effect until amended or repealed by the department of  
8 business, economic development, and tourism pursuant to chapter  
9 91, Hawaii Revised Statutes.

10 SECTION 8. All deeds, leases, contracts, loans,  
11 agreements, permits, or other documents executed or entered into  
12 by or on behalf of the agencies, division, or offices  
13 transferred to or placed for administrative purposes with the  
14 department of business, economic development, and tourism by  
15 this Act, shall remain in full force and effect.

16 SECTION 9. It is the intent of this Act not to jeopardize  
17 the receipt of any federal aid nor to impair the obligation of  
18 the State or any agency thereof to the holders of any bond  
19 issued by the State or by any such agency, and to the extent,  
20 and only to the extent, necessary to effectuate this intent, the  
21 governor may modify the strict provisions of this Act, but shall  
22 promptly report any such modification with reasons therefor to



1 the legislature at its next session thereafter for review by the  
2 legislature.

3 SECTION 10. The director of finance is authorized to issue  
4 general obligation bonds in the sum of \$ or so much  
5 thereof as may be necessary and the same sum or so much thereof  
6 as may be necessary is appropriated for fiscal year 2012-2013  
7 for the purpose of constructing the Pacific international space  
8 center for exploration systems aerospace technology research and  
9 development park project.

10 SECTION 11. The appropriation made for the capital  
11 improvement project authorized by this Act shall not lapse at  
12 the end of the fiscal biennium for which the appropriation is  
13 made; provided that all moneys from the appropriation  
14 unencumbered as of June 30, 2014, shall lapse as of that date.

15 SECTION 12. There is appropriated out of the general  
16 revenues of the State of Hawaii the sum of \$ or so  
17 much thereof as may be necessary for fiscal year 2012-2013 for  
18 the purpose of operating the Pacific international space center  
19 for exploration systems aerospace research and development  
20 technology park project.



1 SECTION 13. The sums appropriated under sections 10 and 12  
2 shall be expended by the department of business, economic  
3 development, and tourism for the purposes of this Act.

4 SECTION 14. New statutory material is underscored.

5 SECTION 15. This Act shall take effect on July 1, 2012.



**Report Title:**

Pacific International Space Center for Exploration Systems;  
Appropriation

**Description:**

Transfers the Pacific International Space Center for Exploration Systems (PISCES) from the University of Hawaii to the department of business, economic development, and tourism's office of aerospace development. Establishes a PISCES board of directors. Appropriates funds. Authorizes the issuance of general obligation bonds. (SD2)

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