
A BILL FOR AN ACT

RELATING TO STATE EMPLOYEES.

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

1 SECTION 1. Chapter 76, part I, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§76- Maximum percentage of civil service exempt
5 positions; executive branch. (a) The number of executive
6 branch employees exempt from the civil service laws of this
7 chapter shall not exceed five per cent of the total number of
8 executive branch employees.

9 (b) If, according to three consecutive annual reports
10 submitted by the director of human resources development
11 pursuant to section 76-1.5, the percentage of executive branch
12 employees exempt from civil service laws, as reported pursuant
13 to section 76-1.5(a)(4), exceeds the percentage established in
14 subsection (a), each director of a principal department with
15 more than ten employees exempt from civil service laws, shall
16 take action, including submitting proposed legislation, if
17 necessary, to remove the civil service exemptions of at least



1 per cent of the employees in that department; provided
2 that this subsection shall not apply to the attorney general.

3 For purposes of this section, "executive branch employees"
4 shall mean only those employees within the personnel system
5 administered by the department of human resources development
6 and shall not include employees of the department of the
7 attorney general, unless an employee is also within the
8 personnel system administered by the department of human
9 resources development due to other employment."

10 SECTION 2. Section 76-1.5, Hawaii Revised Statutes, is
11 amended by amending subsection (a) to read as follows:

12 "(a) The director of human resources development shall
13 compile a profile on the workforce of the executive branch of
14 the State that shall include:

15 (1) Demographic data on the entire executive branch
16 workforce covering both civil service employees hired
17 through recruitment procedures based on merit and
18 employees exempt from such procedures;

19 (2) Breakouts of the data required by paragraph (1) for
20 the systems administered by the department of human
21 resources development, the board of education, the



1 University of Hawaii board of regents, and the Hawaii
2 health systems corporation, respectively; [~~and~~]

3 (3) Information on the number of employees who are
4 currently eligible for retirement and projected
5 retirements for the succeeding five years[-]; and

6 (4) For the previous year, the number of employees within
7 the personnel system administered by the department of
8 human resources development that were exempt from
9 civil service and the percentage of the total number
10 of employees within the personnel system administered
11 by the department of human resources development that
12 were exempt from civil service. For purposes of this
13 paragraph, employees within the personnel system
14 administered by the department of human resources
15 development shall not include employees of the
16 department of the attorney general."

17 SECTION 3. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 4. This Act shall take effect on July 1, 2091.



Report Title:

Maximum Percentage of Civil Service Employees; Executive Branch

Description:

Requires that the number of civil service exempt employees not exceed five percent in the executive branch excluding the Department of the Attorney General. Requires DHRD to report on the number exempt executive employees. Requires departments to reduce the number of exempt employees if the total exceeds five percent. (HB2477 HD1)

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