
A BILL FOR AN ACT

RELATING TO STATE GOVERNMENT.

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

1 **PART I**

2 SECTION 1. Chapter 304A, Hawaii Revised Statutes, is
3 amended by adding a new subpart to part VII to be appropriately
4 designated and to read as follows:

5 "SUBPART . PACIFIC INTERNATIONAL SPACE CENTER FOR
6 EXPLORATION SYSTEMS.

7 §304A- Definitions. As used in this subpart:

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 §304A- Pacific international space center for
13 exploration systems. (a) There is established the Pacific
14 international space center for exploration systems, to be placed
15 within the University of Hawaii at Hilo Imiloa for
16 administrative purposes only.



1 (b) The space center may employ, subject to chapter 76,
2 technical experts and officers, agents, and employees, permanent
3 and temporary, as required. The space center may also employ
4 officers, agents, and employees, prescribe their duties and
5 qualifications, and fix their salaries, without regard to
6 chapter 76, when in the determination of the board, the services
7 to be performed by those employed are unique and essential to
8 the execution of the functions of the space center.

9 §304A- Pacific international space center for
10 exploration systems; board of directors; establishment; duties.

11 (a) There is established the board of directors of the Pacific
12 international space center for exploration systems, consisting
13 of nine members, to include:

14 (1) The director of business, economic development, and
15 tourism, or the director's designated representative;

16 (2) The president of the University of Hawaii, or the
17 president's designated representative;

18 (3) The chancellor of the University of Hawaii at Hilo, or
19 the chancellor's designated representative; and



1 (4) Six members from government, industry, and academia,
2 both national and international, with appropriate
3 professional interests and backgrounds;
4 provided that of the members appointed under paragraph (4), two
5 members shall be appointed from a list of nominees submitted by
6 the president of the senate, two members shall be appointed from
7 a list of nominees submitted by the speaker of the house of
8 representatives, and two members shall be appointed by the
9 governor; provided further that the members appointed pursuant
10 to paragraph (4) shall be subject to section 26-34.

11 The board shall select a chairperson from among its
12 members.

13 (b) Five members shall constitute a quorum, whose
14 affirmative vote shall be necessary for all actions by the space
15 center. The members of the board shall serve without
16 compensation, but shall be entitled to reimbursement for
17 necessary expenses, including travel expenses, incurred in the
18 performance of their duties.

19 (c) The board shall appoint an executive director to the
20 space center who shall be exempt from chapter 76. The board
21 shall set the salary and duties of the executive director.



1 **§304A- General powers.** (a) The board may:
2 (1) Sue and be sued;
3 (2) Adopt a seal and alter the seal at pleasure;
4 (3) Make and execute contracts and other instruments
5 necessary or convenient to the exercise of its powers;
6 and
7 (4) Adopt bylaws and rules, which shall be exempt from
8 chapter 91, for its organization and internal
9 management, and to carry into effect its purposes,
10 powers, and programs.

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

14 **§304A- Powers and duties of the Pacific international**
15 **space center for exploration systems executive director.** In
16 addition to any other powers and duties provided in this
17 subpart, the executive director shall:

18 (1) Oversee, supervise, and direct the planning,
19 evaluation, and coordination of space-related
20 activities, and identify and promote opportunities for
21 expanding and diversifying aerospace-related



- 1 industries in the State pertaining to the space
2 center;
- 3 (2) Establish partnerships with corporate, government, and
4 University of Hawaii entities that can promote and
5 enhance the State's aerospace industry; and where
6 possible, help to generate additional revenue for the
7 University of Hawaii and create classes and other
8 educational opportunities for students;
- 9 (3) Work with local universities and community colleges to
10 facilitate internships for students with the space
11 center and associated companies;
- 12 (4) Continue to work with the University of Hawaii on
13 course development, teaching, workforce development,
14 and outreach;
- 15 (5) Promote innovative educational and workforce
16 development programs that will enhance public
17 awareness of the space center and enable residents to
18 pursue employment in Hawaii's aerospace industry;
- 19 (6) Act as the public representative of the space center;



- 1 (7) Monitor national and global trends in the aerospace
2 industry and promote global awareness of the space
3 center;
- 4 (8) Pursue projects in the aerospace sector that can be
5 leveraged for improvements to the State's broadband
6 and alternative energy capabilities;
- 7 (9) Serve as a clearinghouse for information on the space
8 center and associated activities;
- 9 (10) Target existing businesses that can provide products
10 or services of importance to the space center and its
11 projects to support the expansion of these businesses
12 in Hawaii;
- 13 (11) Increase contact and maintain liaison with the
14 National Aeronautics and Space Administration, related
15 aerospace organizations, and other federal agencies
16 and facilities;
- 17 (12) Maintain and expand liaisons with local business and
18 citizen groups;
- 19 (13) Adopt, amend, and repeal rules pursuant to chapter 91
20 necessary to carry out this subpart;



1 (14) Contract for services as may be necessary for the
2 purposes of this subpart; and

3 (15) Do all other things necessary or proper to carry out
4 the purposes of this subpart.

5 §304A- Pacific international space center for
6 exploration systems special fund. (a) There is established in
7 the state treasury the Pacific international space center for
8 exploration systems special fund, into which shall be deposited:

9 (1) Revenues, moneys, and fees from services, rentals,
10 publications, royalties, and patents generated under
11 this subpart;

12 (2) Gifts, donations, and grants received by the Pacific
13 international space center for exploration systems;
14 and

15 (3) Proceeds from revenue bonds issued by the director of
16 finance.

17 (b) Moneys in the fund shall be used by the Pacific
18 international space center for exploration systems for the
19 operation, maintenance, and management of its projects,
20 facilities, services, and publications and for the design and



1 construction of new facilities and the renovation of or addition
2 to existing facilities.

3 (c) All moneys remaining in the Pacific international
4 space center for exploration systems special fund at the close
5 of each fiscal year that are deemed, by the director of finance,
6 to be in excess of the moneys necessary to carry out the
7 purposes of this section in the next fiscal year shall lapse to
8 the credit of the state general fund."

9 SECTION 2. Part V of chapter 201, Hawaii Revised Statutes,
10 is repealed.

11 **PART II**

12 SECTION 3. (a) The Challenger center Hawaii program shall
13 be transferred from the office of aerospace development and
14 placed within the department of education for administrative
15 purposes.

16 (b) All appropriations, records, equipment, machines,
17 files, supplies, contracts, books, papers, documents, maps, and
18 other personal property heretofore made, used, acquired, or held
19 by the office of aerospace development for the Challenger center
20 Hawaii program shall be transferred to the department of
21 education with the functions to which they relate.



1 (c) All rights, powers, functions, and duties of the
2 office of aerospace development as they relate to the Challenger
3 center Hawaii program are transferred to the department of
4 education.

5 All employees who occupy civil service positions and whose
6 functions are transferred to the department of education by this
7 Act shall retain their civil service status, whether permanent
8 or temporary. Employees shall be transferred without loss of
9 salary, seniority (except as prescribed by applicable collective
10 bargaining agreements), retention points, prior service credit,
11 any vacation and sick leave credits previously earned, and other
12 rights, benefits, and privileges, in accordance with state
13 personnel laws and this Act; provided that the employees possess
14 the minimum qualifications and public employment requirements
15 for the class or position to which transferred or appointed, as
16 applicable; provided further that subsequent changes in status
17 may be made pursuant to applicable civil service and
18 compensation laws.

19 Any employee who, prior to this Act, is exempt from civil
20 service and is transferred as a consequence of this Act may
21 retain the employee's exempt status, but shall not be appointed



1 to a civil service position as a consequence of this Act. An
2 exempt employee who is transferred by this Act shall not suffer
3 any loss of prior service credit, vacation or sick leave credits
4 previously earned, or other employee benefits or privileges as a
5 consequence of this Act; provided that the employees possess
6 legal and public employment requirements for the position to
7 which transferred or appointed, as applicable; provided further
8 that subsequent changes in status may be made pursuant to
9 applicable employment and compensation laws. The superintendent
10 of the department of education may prescribe the duties and
11 qualifications of these employees and fix their salaries without
12 regard to chapter 76, Hawaii Revised Statutes.

13 SECTION 4. On July 1, 2021, the budget of the office of
14 aerospace development that is specifically allocated to the
15 Challenger center Hawaii program shall be transferred to the
16 department of education.

17 **PART III**

18 SECTION 5. The Pacific international space center for
19 exploration systems special fund established in
20 section 201-80.2, Hawaii Revised Statutes, and repealed by
21 section 2 of this Act is abolished and any remaining



1 unencumbered balance shall lapse to the Pacific international
2 space center for exploration systems special fund established
3 under section 1 of this Act.

4 SECTION 6. This Act shall take effect on July 1, 2050.



Report Title:

Office of Aerospace Development; Aerospace Advisory Committee;
Hawaii Unmanned Aerial Systems Test Site Advisory Board; Repeal;
University of Hawaii at Hilo Imiloa

Description:

Abolishes the office of aerospace development, aerospace advisory committee, and the Hawaii unmanned aerial systems test site advisory board. Transfers administration of the Pacific international space center for exploration systems from the department of business, economic development, and tourism to the University of Hawaii at Hilo Imiloa. Transfers the administration, along with all rights, powers, functions, and duties of the Challenger center Hawaii program from the office of aerospace development to the department of education. Transfers all appropriations for the Challenger center Hawaii program from the office of aerospace development to the department of education. Effective 7/1/2050. (Proposed SD1)

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

