
A BILL FOR AN ACT

RELATING TO PUBLIC EMPLOYMENT.

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

1 SECTION 1. Section 78-1, Hawaii Revised Statutes, is
2 amended by amending subsections (c) and (d) to read as follows:

3 "(c) All persons seeking employment with the government of
4 the State or in the service of any county shall be citizens,
5 nationals, or permanent resident aliens of the United States, or
6 eligible under federal law for unrestricted employment in the
7 United States, and residents of the State at the [~~time~~]
8 beginning of their [~~application for~~] employment and as a
9 condition of eligibility for continued employment.

10 "Resident" means a person who is physically present in the
11 State at the time the person claims to have established the
12 person's domicile in the State and shows the person's intent is
13 to make Hawaii the person's permanent residence. In determining
14 this intent, the following factors shall be considered:

- 15 (1) Maintenance of a domicile or permanent place of
16 residence in the State;
- 17 (2) Absence of residency in another state; and
- 18 (3) Former residency in the State.



1 ~~[This subsection's requirement for state residency shall~~
2 ~~not apply to applicants for police officer positions; provided~~
3 ~~that upon employment, the police officer shall establish~~
4 ~~residency as a condition of continued employment as a police~~
5 ~~officer.]~~

6 (d) The ~~[appointing authority]~~ director, as defined in
7 section 76-11, may approve the appointment of persons within the
8 applicable jurisdiction without consideration of the
9 ~~[requirements]~~ residency requirement under subsection (c) when
10 ~~[services]~~ the appointment is essential to the public interest
11 ~~[require]~~, such as when the person possesses highly specialized
12 technical and scientific skills or knowledge, or when the
13 appointment is for critical-to-fill and labor shortage
14 positions."

15 SECTION 2. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 3. This Act shall take effect on July 1, 2050.



HB 2372

HD1

Report Title:

Public employment; residency requirements

Description:

Removes the requirement that applicants must be a resident of Hawaii at the time of application. Allows the director of a jurisdiction to waive the "residency during employment" requirements for positions within that jurisdiction. (HB2372 HD1)

