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# A BILL FOR AN ACT

RELATING TO SALARIES.

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

1           SECTION 1. The salaries of the stadium manager, vice-  
2 director of civil defense, executive director of the Hawaii  
3 housing and finance development corporation, and chairperson of  
4 the public utilities commission are linked to the salary of the  
5 director of human resources development, which is in the lowest  
6 compensation tier for department heads. The existing salaries  
7 of those positions are not commensurate with their duties and  
8 responsibilities and the importance and complexity of the  
9 programs that they head. In order to attract and retain highly  
10 qualified individuals, the salaries of the positions should be  
11 set at or limited to           per cent of the salary of the director  
12 of health, which is in the second highest compensation tier for  
13 department heads.

14           SECTION 2. Section 109-2, Hawaii Revised Statutes, is  
15 amended to read as follows:

16           "**§109-2 Stadium authority; powers and duties.** The powers  
17 and duties of the stadium authority shall be as follows:



- 1           (1) To maintain, operate, and manage the stadium and  
2           related facilities, and to provide for the  
3           maintenance, operation, management, and promotion of  
4           the Kapolei recreational sports complex;
- 5           (2) To prescribe and collect rents, fees, and charges for  
6           the use or enjoyment of the stadium or any of its  
7           facilities;
- 8           (3) To make and execute contracts and other instruments  
9           necessary or convenient to exercise its powers under  
10          this chapter and subject to any limitations in this  
11          chapter, to exercise all powers necessary, incidental,  
12          or convenient to carry out and effectuate the purposes  
13          and provisions of this chapter, including entering  
14          into contracts under chapter 102 or 103D for the  
15          management of the Kapolei recreational sports complex,  
16          to include but not be limited to the operation,  
17          maintenance, and promotion of the complex in a manner  
18          that is beneficial to both the State and the  
19          contractor. These contracts may contain revenue  
20          sharing incentives based on increased usage of the  
21          complex;



- 1           (4) To adopt, amend, and repeal in accordance with chapter  
2                   91 rules it may deem necessary to effectuate this  
3                   chapter and in connection with its projects,  
4                   operations, and facilities;
- 5           (5) To appoint a manager and a deputy manager who shall  
6                   have such qualifications as the authority deems  
7                   necessary and who shall hold their respective offices  
8                   at the pleasure of the authority. The manager and  
9                   deputy manager shall be exempt from the requirements  
10                  of chapters 76 and 89. Effective July 1, [~~2005,~~  
11                  2008, the manager shall be paid a salary not to exceed  
12                  [~~eighty-seven~~] \_\_\_\_ per cent of the salary of the  
13                  director of [~~human resources development.~~] health.  
14                  Effective July 1, 2005, the deputy manager shall be  
15                  paid a salary not to exceed eighty-five per cent of  
16                  the manager's salary. The manager shall have full  
17                  power to administer the affairs of the stadium and  
18                  related facilities, and to provide for a management  
19                  contract for the Kapolei recreational sports complex,  
20                  subject to the direction and approval of the  
21                  authority. The manager shall, subject to the approval  
22                  of the authority, have power to appoint, suspend, and



1 discharge a secretary who shall be exempt from the  
2 requirements of chapters 76 and 89, and such other  
3 employees, subordinates, and assistants as may be  
4 necessary for the proper conduct of the business of  
5 the authority. Except for persons hired on contract  
6 or otherwise as provided in section 109-3 and except  
7 for the manager, deputy manager, and secretary, all  
8 appointments, suspensions, or discharges shall be made  
9 in conformity with the applicable provisions of  
10 chapter 76; and

11 (6) To plan, promote, and market the stadium, its related  
12 facilities, and the Kapolei recreational sports  
13 complex."

14 SECTION 3. Section 128-3, Hawaii Revised Statutes, is  
15 amended by amending subsection (c) to read as follows:

16 "(c) There shall be a vice-director of civil defense who  
17 shall be appointed and may be removed by the director. The  
18 vice-director shall be the first assistant to the director and  
19 shall, in the absence of the director, have all the duties and  
20 responsibilities of the director. The vice-director shall be  
21 paid a salary not to exceed [~~eighty-seven~~] \_\_\_\_ per cent of the



1 salary of the director of [~~human resources development.~~] health.  
2 Chapter 76 shall not apply to the vice-director."

3 SECTION 4. Section 201H-2, Hawaii Revised Statutes, is  
4 amended by amending subsection (b) to read as follows:

5 "(b) The corporation shall employ, exempt from chapter 76  
6 and section 26-35(a)(4), an executive director and an executive  
7 assistant. The executive director shall be paid a salary not to  
8 exceed [~~eighty-five~~] \_\_\_\_ per cent of the salary of the director  
9 of [~~human resources development.~~] health. The executive  
10 assistant shall be paid a salary not to exceed ninety per cent  
11 of the executive director's salary. The corporation may employ,  
12 subject to chapter 76, technical experts and officers, agents,  
13 and employees, permanent and temporary, as required. The  
14 corporation may also employ officers, agents, and employees,  
15 prescribe their duties and qualifications, and fix their  
16 salaries, not subject to chapter 76, when in the determination  
17 of the corporation, the services to be performed are unique and  
18 essential to the execution of the functions of the corporation.  
19 The corporation may call upon the attorney general for legal  
20 services as it may require. The corporation may delegate to one  
21 or more of its agents or employees its powers and duties as it  
22 deems proper."



1 SECTION 5. Section 269-2, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3 "(b) Effective July 1, [~~2005,~~] 2008, the chairperson of  
4 the commission shall be paid a salary set at [~~eighty-seven~~] \_\_\_\_\_  
5 per cent of the salary of the director of [~~human resources~~  
6 ~~development,~~] health and each of the other commissioners shall  
7 be paid a salary equal to ninety-five per cent of the  
8 chairperson's salary. The commissioners shall be exempt from  
9 chapters 76 and 89 but shall be members of the state [~~employees~~]  
10 employees' retirement system and shall be eligible to receive  
11 the benefits of any state or federal employee benefit program  
12 generally applicable to officers and employees of the State,  
13 including those under chapter 87A.

14 The commission is placed within the department of budget  
15 and finance for administrative purposes."

16 SECTION 6. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

18 SECTION 7. This Act shall take effect on July 1, 2059.

**Report Title:**

Salaries; Stadium Manager; Civil Defense; HI Housing Finance;PUC

**Description:**

Increases the salaries of the Stadium Manager, the Public Utilities Commissioners, Executive Director of Hawaii Housing Finance and Development Corporation, and Civil Defense Director to be commensurate with their duties and responsibilities by linking them to an unspecified percentage of the Director of Health's salary. (HB3142 HD1)

