

JAN 28 2009

S.B. NO. 1212

A BILL FOR AN ACT

RELATING TO VETERANS.

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

1 SECTION 1. In a continuing effort to provide our State's
2 veterans with the optimum of care and services in gratitude for
3 their sacrifices, the legislature finds that the Yukio Okutsu
4 state veterans home may better serve veterans on the island of
5 Hawaii if it was transferred from the Hawaii health services
6 corporation to the office of veterans' services, along with the
7 position (FTE) of state government liaison officer, as required
8 by federal law.

9 The purpose of this Act is to transfer the Yukio Okutsu
10 state veterans home from the Hawaii health systems corporation
11 to the office of veterans' services, along with the position of
12 state government liaison officer.

13 SECTION 2. The Yukio Okutsu state veterans home, Hilo,
14 Hawaii, is transferred from the department of health, Hawaii
15 health systems corporation, to the department of defense, office
16 of veterans' services, along with the position (FTE) of state
17 government liaison officer.



1 SECTION 3. All rights, powers, functions, and duties of
2 the department of health, Hawaii health systems corporation,
3 relating to the Yukio Okutsu state veterans home, are
4 transferred to the department of defense, office of veterans'
5 services.

6 All officers and employees whose functions are transferred
7 by this Act shall be transferred with their functions and shall
8 continue to perform their regular duties upon their transfer,
9 subject to the state personnel laws and this Act.

10 No officer or employee of the State having tenure shall
11 suffer any loss of salary, seniority, prior service credit,
12 vacation, sick leave, or other employee benefit or privilege as
13 a consequence of this Act, and such officer or employee may be
14 transferred or appointed to a civil service position without the
15 necessity of examination; provided that the officer or employee
16 possesses the minimum qualifications for the position to which
17 transferred or appointed; and provided that subsequent changes
18 in status may be made pursuant to applicable civil service and
19 compensation laws.

20 An officer or employee of the State who does not have
21 tenure and who may be transferred or appointed to a civil
22 service position as a consequence of this Act shall become a



1 civil service employee without the loss of salary, seniority,
2 prior service credit, vacation, sick leave, or other employee
3 benefits or privileges and without the necessity of examination;
4 provided that such officer or employee possesses the minimum
5 qualifications for the position to which transferred or
6 appointed.

7 If an office or position held by an officer or employee
8 having tenure is abolished, the officer or employee shall not
9 thereby be separated from public employment, but shall remain in
10 the employment of the State with the same pay and classification
11 and shall be transferred to some other office or position for
12 which the officer or employee is eligible under the personnel
13 laws of the State as determined by the head of the department or
14 the governor.

15 SECTION 4. All appropriations, records, equipment,
16 machines, files, supplies, contracts, books, papers, documents,
17 maps, and other personal property heretofore made, used,
18 acquired, or held by the department of health, Hawaii health
19 systems corporation, relating to the functions transferred to
20 the department of defense, office of veterans' services, shall
21 be transferred with the functions to which they relate.



1 SECTION 5. It is the intent of this Act not to jeopardize
 2 the receipt of any federal aid nor to impair the obligation of
 3 the State or any agency thereof to the holders of any bond
 4 issued by the State or by any such agency, and to the extent,
 5 and only to the extent, necessary to effectuate this intent, the
 6 governor may modify the strict provisions of this Act, but shall
 7 promptly report any such modification with reasons therefor to
 8 the legislature at its next session thereafter for review by the
 9 legislature.

10 SECTION 6. This Act shall take effect on January 1, 2010.

11

INTRODUCED BY: Michelle D. Sideri

Steve Inoué *Will Espo*

Alan Bunn
J. Kalani Egolf
Mike Gabbard

Gay Ann

Norman Sakuma
Clarena K. Nishihara
S. S. T. 2



Report Title:

Office of Veterans' Services; Yukio Okutsu State Veterans Home

Description:

Transfers Yukio Okutsu State Veterans Home from department of health, Hawaii health systems corporation, to department of defense, office of veterans' services.

