

STAND. COM. REP. NO.

200

Honolulu, Hawaii

FEB 19 2009

RE: S.B. No. 690

S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Madam:

Your Committees on Labor and Transportation, International and Intergovernmental Affairs, to which was referred S.B. No. 690 entitled:

"A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL MOVEMENTS,"

beg leave to report as follows:

The purpose of this measure is to allow for the exchange or movement of civil service employees between the State and any county, between counties, between the federal government and the State, or between the federal government and any county; provided that certain conditions are met.

Testimony in support of the intent of the measure was submitted by one state agency, two county agencies, and one organization. Written testimony presented to your Committees may be reviewed on the Legislature's website.

Your Committees find that the provisions of this measure were previously codified by section 76-36, Hawaii Revised Statutes, which was repealed by Act 253, Session Laws of Hawaii 2000. Currently, temporary exchanges and movement of civil service employees between state, county, and federal government jurisdictions is authorized under section 78-27, Hawaii Revised Statutes.

Your Committees further find that allowing intergovernmental movement and exchanges would restore to permanent civil service

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employees certain rights, benefits, and privileges previously provided by the law.

Your Committees agree with the Department of Human Resources Development's proposed amendments and additional conditions governing intergovernmental exchanges and movement.

Accordingly, your Committees have amended the measure as follows:

- (1) Allowing only permanent civil service employees to participate, and requiring that participating employees be exchanged or moved to permanent civil service positions;
- (2) Requiring employees to meet public employment requirements in addition to the minimum qualification and other requirements of the class or position to which they are to be exchanged or moved;
- (3) Requiring that employees be selected through an open-competitive civil service recruitment process conducted by the gaining jurisdiction;
- (4) Requiring that employees serve an initial probation period with the gaining agency in a permanent civil service position, pursuant to section 76-27, Hawaii Revised Statutes; and
- (5) Adding definitions for the terms "sending jurisdiction" and "gaining jurisdiction".

As affirmed by the records of votes of the members of your Committees on Labor and Transportation, International and Intergovernmental Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 690, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 690, S.D. 1, and be referred to the Committee on Ways and Means.



Respectfully submitted on  
behalf of the members of the  
Committees on Labor and  
Transportation, International  
and Intergovernmental Affairs,

*J. Kalani English*

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J. KALANI ENGLISH, Chair

*Dwight Y. Takamine*

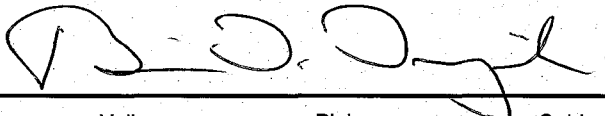
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DWIGHT Y. TAKAMINE, Chair



The Senate  
 Twenty-Fifth Legislature  
 State of Hawaii


**Record of Votes**  
**Committee on Labor**  
**LBR**

Bill / Resolution No.:* <b>SB 090</b>	Committee Referral: <b>LBR/ITLA, WAM</b>	Date: <b>2-11-09</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TAKAMINE, Dwight Y. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
BUNDA, Robert	✓			
HEE, Clayton	✓			
SLOM, Sam				✓
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Transportation, International and Intergovernmental Affairs**  
**TIA**

Bill / Resolution No.:* <b>SB 690</b>	Committee Referral: <b>LBR/TIA, WAM</b>	Date: <b>2-11-09</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
ENGLISH, J. Kalani (C)	✓			
GABBARD, Mike (VC)	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.				✓
SLOM, Sam				✓
<b>TOTAL</b>	<b>3</b>	<b>-</b>	<b>-</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

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