

FEB - 2 2010

A BILL FOR AN ACT

RELATING TO COUNTIES.

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

1 SECTION 1. Article VIII, section 2, of the Hawaii
2 constitution states, in relevant part, that,

3 "Each political subdivision shall have the power to
4 frame and adopt a charter for its own self-government
5 within such limits and under such procedures as may be
6 provided by general law.

7 * * *

8 Charter provisions with respect to a political
9 subdivision's executive, legislative and administrative
10 structure and organization shall be superior to statutory
11 provisions, subject to the authority of the legislature to
12 enact general laws allocating and reallocating powers and
13 functions."

14 The purpose of this Act is to authorize the counties to
15 appoint and remove their respective personnel directors pursuant
16 to their respective county charter. The legislature finds that
17 the grant of such authority is within the purview of the
18 counties' executive and administrative structure and



1 organization, and is therefore supported by and consistent with
2 the principle of county self-governance established in article
3 VIII, section 2 of the Hawaii constitution.

4 This Act also provides the mayor of each county, in
5 addition to the merit appeals board, with the authority to
6 appoint and remove the personnel director.

7 SECTION 2. Section 76-75, Hawaii Revised Statutes, is
8 amended to read as follows:

9 "§76-75 Personnel director. [~~The~~] Either the merit
10 appeals board or the mayor of each county, as prescribed by the
11 charter of each county, shall appoint and may at pleasure remove
12 a personnel director, who shall be the chief administrative
13 officer of the department of civil service. The director
14 [~~shall~~], at the time of the director's appointment, and
15 thereafter, shall be thoroughly familiar with the principles and
16 methods of personnel administration and shall believe in
17 applying merit principles and scientific administrative methods
18 to public personnel administration."

19 SECTION 3. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 4. This Act shall take effect upon its approval.

22



Report Title:

Civil Service Law; Counties; Personnel Director

Description:

Amends law to allow the personnel directors of Kauai, Maui, and Hawaii counties to be appointed and removed by either the merit appeals board or mayor of the county.

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

