
A BILL FOR AN ACT

RELATING TO INTERGOVERNMENTAL MOVEMENTS.

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

1 SECTION 1. Chapter 76, Hawaii Revised Statutes, is amended
2 by adding a new section to be appropriately designated and to
3 read as follows:

4 "§76- Intergovernmental exchange or movement. (a)

5 Provisions shall be made for the exchange or movement of
6 permanent civil service employees between the State and any
7 county, between counties, between the federal government and the
8 State, or between the federal government and any county. The
9 following conditions shall govern the exchanges and movement:

10 (1) Only employees in permanent civil service positions in
11 sending jurisdictions are eligible to participate in
12 intergovernmental exchanges or movement under this
13 section, and participating employees shall hold only
14 permanent civil service positions in gaining
15 jurisdictions;

16 (2) All exchanges and movement shall require the approval
17 of the appropriate department heads and directors;

- 1 (3) An exchange or movement shall be to the same or a
2 closely related class of positions;
- 3 (4) Employees shall be required to meet the minimum
4 qualification and other requirements of the class or
5 position to which they are to be exchanged or moved,
6 and other public employment requirements;
- 7 (5) No employee shall be moved between the State and any
8 county, between counties, between the federal
9 government and the State, or between the federal
10 government and any county to a class or position for
11 which an appropriate promotional eligible list exists;
- 12 (6) Employees shall be selected by the gaining
13 jurisdiction through an open-competitive civil service
14 recruitment process conducted by the gaining
15 jurisdiction to determine the employee's fitness and
16 qualifications for the class or position to which the
17 employee is being exchanged or moved;
- 18 (7) Employees participating in an intergovernmental
19 exchange or movement shall serve an initial probation
20 period with the gaining agency in a permanent civil
21 service position, pursuant to section 76-27; and

1 (8) No exchange shall be for a period in excess of one
2 year.

3 (b) For the purposes of this section:

4 "Sending jurisdiction" means the agency from which a
5 permanent civil service employee is being exchanged or moved
6 pursuant to this section.

7 "Gaining jurisdiction" means the agency to which a
8 permanent civil service employee is being exchanged or moved
9 pursuant to this section."

10 SECTION 2. New statutory material is underscored.

11 SECTION 3. This Act shall take effect upon its approval.

Report Title:

Intergovernmental Exchange or Movement of Civil Service
Employees

Description:

Allows 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 certain conditions are met.
(SD2)