
A BILL FOR AN ACT

RELATING TO THE RESIDENCY OF APPOINTIVE OFFICERS.

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

1 SECTION 1. Section 78-1, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:
3 "(b) All appointive officers in the service of the
4 government of the State or any county who are employed as
5 department heads and deputies or assistants to a department head
6 shall be citizens of the United States and residents of the
7 State for at least one year immediately preceding their
8 appointment[-]; provided that the foregoing one year residency
9 requirement may be waived by the appointing authority when the
10 appointive officer is required to have highly specialized or
11 scientific knowledge and training and a qualified applicant who
12 is a resident for at least one year is not available to fill the
13 position. All others appointed in the service of the government
14 of the State or in the service of any county or municipal
15 subdivision of the State shall be citizens, nationals, or
16 permanent resident aliens of the United States and residents of
17 the State at the time of their appointment. A national or
18 permanent resident alien appointee shall not be eligible for



1 continued employment unless such person diligently seeks
2 citizenship upon becoming eligible to apply for United States
3 citizenship."

4 SECTION 2. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

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

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INTRODUCED BY:

Calvin L. Y. Day
BY REQUEST

JAN 13 2012



H.B. NO. 1764

Report Title:

Residency Requirements; State and County Appointed Officers;
City and County of Honolulu Package

Description:

Allows the waiver of residency requirements for the state or county department heads, deputies or assistants to a department head, when the appointed officer is required to have highly specialized or scientific knowledge or training and a qualified applicant who meets the residency requirement is not available to fill the position.

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