
A BILL FOR AN ACT

RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR
EXPLORATION SYSTEMS.

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

1 SECTION 1. The legislature finds that the Pacific
2 international space center for exploration systems, including
3 its proposed aerospace research technology park project, is an
4 economic driver for the island of Hawaii that promotes the
5 establishment and growth of new sustainable and green industries
6 along with associated jobs, workforce development, internships,
7 and science, technology, engineering, and math education
8 programs. The legislature also finds that the Pacific
9 international space center for exploration systems aerospace
10 research technology park project will attract investment that
11 will help to leverage costs of expanding the island of Hawaii's
12 broadband capacity.

13 The legislature further finds there is a continued need for
14 the Pacific international space center for exploration systems
15 to work closely with the University of Hawaii, but also
16 recognizes the center's need for the flexibility to make swift
17 and independent decisions and take actions in the rapidly



1 evolving aerospace sector to keep Hawaii competitive and
2 attractive to industry partners. Therefore, a transfer of
3 positions from the University of Hawaii to the department of
4 business, economic development, and tourism is needed. This is
5 especially critical with the recent emergence of private
6 commercial space access and a resurgence of global space
7 initiatives. Supporting these initiatives will involve
8 significant private sector investment in the testing, proving,
9 and development of robotics, broadband, energy production,
10 energy storage, recycling, and renewable and sustainable
11 technologies that can have immediate application for the Hawaii
12 economy and the general well-being of the State.

13 SECTION 2. Chapter 201, part V, Hawaii Revised Statutes,
14 is amended by adding a new subpart B to read as follows:

15 "B. Pacific International Space Center for
16 Exploration Systems

17 **§201- Pacific international space center for**
18 **exploration systems.** (a) There is established the Pacific
19 international space center for exploration systems,
20 administratively attached to the office of aerospace development
21 in the department of business, economic development, and
22 tourism.



1 (b) The space center may employ, subject to chapter 76,
2 technical experts and officers, agents, and employees, permanent
3 and temporary, as required. The space center may also employ
4 officers, agents, and employees, prescribe their duties and
5 qualifications, and fix their salaries, without regard to
6 chapter 76, when in the determination of the board, the services
7 to be performed by those employed are unique and essential to
8 the execution of the functions of the space center.

9 **§201- Pacific international space center for**
10 **exploration systems board of directors; establishment; duties.**

11 (a) There is established the Pacific international space center
12 for exploration systems board of directors, consisting of nine
13 members, to include:

- 14 (1) The executive director of the space center as an ex-
15 officio member;
- 16 (2) The director of business, economic development, and
17 tourism or the director's designated representative;
- 18 (3) The president of the University of Hawaii or the
19 president's designated representative;
- 20 (4) The chancellor of the University of Hawaii at Hilo or
21 the chancellor's designated representative;
- 22 (5) Three members of the aerospace industry; and



1 (6) Two members from the international aerospace
2 community,
3 to be appointed by the governor, pursuant to section 26-34;
4 provided that of the members appointed under paragraph (5), one
5 member shall be appointed from a list of nominees submitted by
6 the president of the senate, and one member shall be appointed
7 from a list of nominees submitted by the speaker of the house of
8 representatives. One of the members of the aerospace industry
9 shall have experience in international aerospace. The three
10 members of the aerospace industry shall serve four-year
11 staggered terms; provided that the initial appointments shall be
12 as follows: one member shall be appointed for four years; one
13 member shall be appointed for three years; and one member shall
14 be appointed for two years.

15 The board shall select a chairperson from among its
16 members.

17 (b) Five members shall constitute a quorum, whose
18 affirmative vote shall be necessary for all actions by the space
19 center. The members of the board shall serve without
20 compensation, but shall be entitled to necessary expenses,
21 including travel expenses, incurred in the performance of their
22 duties.



1 (c) The director of business, economic development, and
2 tourism shall appoint an executive director, who shall be exempt
3 from chapter 76. The board shall set the salary and duties of
4 the executive officer.

5 **§201- General powers.** (a) The board may:

6 (1) Sue and be sued;

7 (2) Adopt a seal and alter the seal at pleasure;

8 (3) Make and execute contracts and other instruments
9 necessary or convenient to the exercise of its powers;

10 and

11 (4) Adopt bylaws and rules, which shall be exempt from
12 chapter 91, for its organization and internal
13 management, and to carry into effect its purposes,
14 powers, and programs.

15 (b) In addition to other powers conferred upon it, the
16 board may do all things necessary and convenient to carry out
17 the powers expressly provided in this subpart.

18 **§201- Powers and duties of the Pacific international**
19 **space center for exploration systems executive director.** In
20 addition to any other powers and duties provided in this
21 subpart, the executive director shall:



- 1 (1) Oversee, supervise, and direct the planning,
2 evaluation, and coordination of space-related
3 activities, and identify and promote opportunities for
4 expanding and diversifying aerospace-related
5 industries in the State pertaining to the Pacific
6 international space center for exploration systems;
- 7 (2) Establish partnerships with corporate, government, and
8 University of Hawaii entities that can promote and
9 enhance the State's aerospace industry; and where
10 possible, help to generate additional revenue for the
11 University of Hawaii and create classes and other
12 educational opportunities for students;
- 13 (3) Work with the University of Hawaii at Hilo and Hawaii
14 community college to facilitate internships for
15 students with the space center and associated
16 companies;
- 17 (4) Continue to work with the University of Hawaii on
18 course development, teaching, workforce development,
19 and outreach;
- 20 (5) Promote innovative educational and workforce
21 development programs that will enhance public

- 1 awareness of the space center and enable residents to
2 pursue employment in Hawaii's aerospace industry;
- 3 (6) Act as the public representative of the space center;
- 4 (7) Monitor national and global trends in the aerospace
5 industry and promote global awareness of the space
6 center;
- 7 (8) Pursue projects in the aerospace sector that can be
8 leveraged for improvements to the State's broadband
9 and alternative energy capabilities;
- 10 (9) Serve as a clearinghouse for information on the space
11 center and associated activities;
- 12 (10) Target existing businesses that can provide products
13 or services of importance to the space center and its
14 projects to support the expansion of these businesses
15 in Hawaii;
- 16 (11) Increase contact and maintain liaison with the
17 National Aeronautics and Space Administration, related
18 aerospace organizations, and other federal agencies
19 and facilities;
- 20 (12) Maintain and expand liaisons with local business and
21 citizen groups;



- 1 (13) Work with private landowners in the vicinity to expand
2 opportunities and physical space and appurtenances for
3 the participants in the space center's aerospace
4 research technology park and the international lunar
5 research park;
- 6 (14) Adopt, amend, and repeal rules pursuant to chapter 91
7 necessary to carry out this subpart;
- 8 (15) Contract for services as may be necessary for the
9 purposes of this subpart; and
- 10 (16) Do all other things necessary or proper to carry out
11 the purposes of this subpart."

12 SECTION 3. Chapter 201, part V, Hawaii Revised Statutes,
13 is amended by designating sections 201-71 to 201-75 as a new
14 subpart and inserting a title before section 201-71 to read:

15 "A. General Provisions"

16 SECTION 4. Section 201-71, Hawaii Revised Statutes, is
17 amended by adding two new definitions to be appropriately
18 inserted and to read as follows:

19 "Board" means the board of directors of the Pacific
20 international space center for exploration systems.

21 "Space center" means the Pacific international space center
22 for exploration systems."



1 SECTION 5. The University of Hawaii may lease fifty acres
2 within tax map key 2-4-01:122 por, to the Pacific international
3 space center for exploration systems to be used for a Pacific
4 international space center for exploration systems facility and
5 for the aerospace research technology park, which shall be
6 managed by the Pacific international space center for
7 exploration systems. The Pacific international space center for
8 exploration systems shall work with the University of Hawaii at
9 Hilo to provide revenue and other opportunities to the
10 University of Hawaii at Hilo from the land transfer. The
11 revenue amounts shall be determined by the Pacific international
12 space center for exploration systems board and the University of
13 Hawaii at Hilo.

14 SECTION 6. Notwithstanding any provision to the contrary,
15 all responsibilities of the University of Hawaii heretofore held
16 with regard to the Pacific international space center for
17 exploration systems are transferred to the office of aerospace
18 development of the department of business, economic development,
19 and tourism.

20 SECTION 7. All appropriations, records, equipment,
21 machines, files, supplies, contracts, books, papers, documents,
22 maps, and other personal property heretofore made, used,



1 acquired, or held by the University of Hawaii relating to the
2 functions transferred to the office of aerospace development of
3 the department of department of business, economic development,
4 and tourism shall be transferred with the functions to which
5 they relate.

6 SECTION 8. All rules, policies, procedures, guidelines,
7 and other material adopted or developed by the agencies,
8 divisions, or officers transferred or placed for administrative
9 purposes under this Act, shall remain in full force and effect
10 until amended or repealed by the department of business,
11 economic development, and tourism pursuant to chapter 91, Hawaii
12 Revised Statutes.

13 SECTION 9. All deeds, leases, contracts, loans,
14 agreements, permits, or other documents executed or entered into
15 by or on behalf of the agencies, division, or offices
16 transferred or placed for administrative purposes with the
17 department of business, economic development, and tourism by
18 this Act, shall remain in full force and effect.

19 SECTION 10. It is the intent of this Act not to jeopardize
20 the receipt of any federal aid nor to impair the obligation of
21 the State or any agency thereof to the holders of any bond
22 issued by the State or by any such agency, and to the extent,



1 and only to the extent, necessary to effectuate this intent, the
2 governor may modify the strict provisions of this Act, but shall
3 promptly report any such modification with reasons therefor to
4 the legislature at its next session thereafter for review by the
5 legislature.

6 SECTION 11. The director of finance is authorized to issue
7 general obligation bonds in the sum of \$ or so much
8 thereof as may be necessary, and the same sum or so much thereof
9 as may be necessary is appropriated for fiscal year 2012-2013
10 for the purpose of constructing the Pacific international space
11 center for exploration systems aerospace research technology
12 park project.

13 SECTION 12. The appropriation made for the capital
14 improvement project authorized by this Act shall not lapse at
15 the end of the fiscal biennium for which the appropriation is
16 made; provided that all moneys from the appropriation
17 unencumbered as of June 30, 2014, shall lapse as of that date.

18 SECTION 13. There is appropriated out of the general
19 revenues of the State of Hawaii the sum of \$ or so much
20 thereof as may be necessary for fiscal year 2012-2013 for the
21 purpose of constructing the Pacific international space center



1 for exploration systems aerospace research technology park
2 project.

3 SECTION 14. The sums appropriated under sections 11 and 13
4 shall be expended by the Pacific international space center for
5 exploration systems for the purposes of this Act.

6 SECTION 15. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 16. This Act shall take effect on July 1, 2112.



Report Title:

Pacific international space center for exploration systems

Description:

Transfers the Pacific international space center for exploration systems from the University of Hawaii to the Department of Business, Economic Development, and Tourism's office of aerospace development. Establishes a Pacific international space center for exploration systems board of directors. Appropriates funds. Authorizes general obligation bonds. Effective July 1, 2112. (HB2873 HD1)

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

