
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 technology research and development park
4 project, is an economic driver for the island of Hawaii that
5 promotes the establishment and growth of new sustainable and
6 green industries along with associated jobs, workforce
7 development, internships, and science, technology, engineering,
8 and math education (STEM) programs. The legislature also finds
9 that the Pacific international space center for exploration
10 systems aerospace technology research and development park
11 project will attract investment that will help to leverage costs
12 of expanding the island of Hawaii's 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. This is especially critical
3 with the recent emergence of private commercial space access and
4 a resurgence of global space initiatives. Supporting these
5 initiatives will involve significant private sector investment
6 in the development, testing, validation, and verification of
7 robotics, broadband, energy production, energy storage,
8 recycling, and renewable and sustainable technologies that can
9 have immediate application to improve the Hawaii economy and the
10 general well-being of the State.

11 SECTION 2. Chapter 201, Hawaii Revised Statutes, is
12 amended as follows:

13 1. By adding a new subpart to part V to be appropriately
14 designated and to read:

15 " . 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 ten
13 members, to include:

- 14 (1) The executive director of the space center as an ex-
15 officio voting 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) Six members from government, industry and academia,
21 both national and international, with appropriate
22 professional backgrounds; and



1 (5) A representative from the National Aeronautics and
2 Space Administration, who shall serve as an ex-officio
3 non-voting member;

4 to be appointed by the governor, pursuant to section 26-34;
5 provided that the member appointed under paragraph (5) shall be
6 appointed by the board; provided further that of the members
7 appointed under paragraph (4), two members shall be appointed
8 from a list of nominees submitted by the president of the
9 senate, two members shall be appointed from a list of nominees
10 submitted by the speaker of the house of representatives, and
11 two members shall be appointed by the Governor.

12 The board shall select a chairperson and a vice-chairperson
13 from among its members.

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

20 (c) The director of business, economic development, and
21 tourism shall appoint an interim executive director for the
22 Pacific international space center for exploration systems, who



1 shall be exempt from chapter 76 and shall be subject to
2 confirmation by the board, once it is formed. The board shall
3 set the salary of the executive director.

4 **§201- General powers.** (a) The board may:

5 (1) Sue and be sued;

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

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

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

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

17 **§201- Powers and duties of the Pacific international**
18 **space center for exploration systems executive director.** In
19 addition to any other powers and duties provided in this
20 subpart, the executive director shall:

21 (1) Oversee, supervise, and direct the planning,
22 evaluation, and coordination of space-related



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



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



1 (14) Adopt, amend, and repeal rules pursuant to chapter 91
2 necessary to carry out this subpart;

3 (15) Contract for services as may be necessary for the
4 purposes of this subpart; and

5 (16) Do all other things necessary or proper to carry out
6 the purposes of this subpart."

7 2. By designating sections 201-71 to 201-75 as a new
8 subpart in part V and inserting a title before section 201-71 to
9 read:

10 " GENERAL PROVISIONS"

11 3. By adding two new definitions to section 201-71 to be
12 appropriately inserted and to read:

13 "Board" means the board of directors of the Pacific
14 international space center for exploration systems.

15 "Space center" means the Pacific international space center
16 for exploration systems."

17 SECTION 3. Notwithstanding any provision to the contrary,
18 any and all responsibilities of the University of Hawaii
19 heretofore held with regard to the Pacific international space
20 center for exploration systems are transferred to the office of
21 aerospace development of the department of business, economic
22 development, and tourism.



1 SECTION 4. All appropriations, records, equipment,
2 machines, files, supplies, contracts, books, papers, documents,
3 maps, and other personal property heretofore made, used,
4 acquired, or held by the University of Hawaii relating to the
5 functions transferred to the office of aerospace development of
6 the department of department of business, economic development,
7 and tourism shall be transferred with the functions to which
8 they relate.

9 SECTION 5. All rules, policies, procedures, guidelines,
10 and other material adopted or developed by the agencies,
11 divisions, or officers transferred or placed for administrative
12 purposes under this Act, shall remain in full force and effect
13 until amended or repealed by the department of business,
14 economic development, and tourism pursuant to chapter 91, Hawaii
15 Revised Statutes.

16 SECTION 6. All deeds, leases, contracts, loans,
17 agreements, permits, or other documents executed or entered into
18 by or on behalf of the agencies, division, or offices
19 transferred or placed for administrative purposes with the
20 department of business, economic development, and tourism by
21 this Act, shall remain in full force and effect.



1 SECTION 7. It is the intent of this Act not to jeopardize
2 the receipt of any federal aid nor to impair the obligation of
3 the State or any agency thereof to the holders of any bond
4 issued by the State or by any such agency, and to the extent,
5 and only to the extent, necessary to effectuate this intent, the
6 governor may modify the strict provisions of this Act, but shall
7 promptly report any such modification with reasons therefor to
8 the legislature at its next session thereafter for review by the
9 legislature.

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

17 SECTION 9. The appropriation made for the capital
18 improvement project authorized by this Act shall not lapse at
19 the end of the fiscal biennium for which the appropriation is
20 made; provided that all moneys from the appropriation
21 unencumbered as of June 30, 2014, shall lapse as of that date.



1 SECTION 10. There is appropriated out of the general
2 revenues of the State of Hawaii the sum of \$ or so much
3 thereof as may be necessary for fiscal year 2012-2013 for the
4 purpose of operating the Pacific international space center for
5 exploration systems aerospace research and development
6 technology park project.

7 SECTION 11. The sums appropriated under sections 8 and 10
8 shall be expended by the department of business, economic
9 development, and tourism for the purposes of this Act.

10 SECTION 12. The Pacific international space center for
11 exploration systems shall submit a report that outlines a
12 business plan for the aerospace technology research and
13 development park project to the legislature no later than twenty
14 days prior to the convening of the regular session of 2013.

15 SECTION 13. Statutory material to be repealed is bracketed
16 and stricken. New statutory material is underscored.

17 SECTION 14. This Act shall take effect on July 1, 2112.



Report Title:

Pacific International Space Center for Exploration Systems;
Appropriation

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. (SB3037 HD1)

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

