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# A BILL FOR AN ACT

RELATING TO STATE EMPLOYEES.

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

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

4           "§76-       Maximum percentage of civil service exempt  
5 positions; executive branch. (a) The number of executive  
6 branch employees exempt from the civil service laws of this  
7 chapter shall not exceed           per cent of the total number of  
8 executive branch employees.

9           (b) If, according to three consecutive annual reports  
10 submitted by the director of human resources development  
11 pursuant to section 76-1.5, the percentage of executive branch  
12 employees exempt from civil service laws, as reported pursuant  
13 to section 76-1.5(a)(4), exceeds the percentage established in  
14 subsection (a), each director of a principal department with  
15 more than ten employees exempt from civil service laws shall  
16 take action, including the submission of proposed legislation if  
17 necessary, to remove the civil service exemptions of at least



1 per cent of the employees in that department; provided  
2 that this subsection shall not apply to the attorney general.

3 (c) For purposes of this section, "executive branch  
4 employees" means only those employees within the personnel  
5 system administered by the department of human resources  
6 development and shall not include employees of the department of  
7 the attorney general, unless an employee is also within the  
8 personnel system administered by the department of human  
9 resources development due to other employment."

10 SECTION 2. Section 76-1.5, Hawaii Revised Statutes, is  
11 amended by amending subsection (a) to read as follows:

12 "(a) The director of human resources development shall  
13 compile a profile on the workforce of the executive branch of  
14 the State that shall include:

15 (1) Demographic data on the entire executive branch  
16 workforce covering both civil service employees hired  
17 through recruitment procedures based on merit and  
18 employees exempt from such procedures;

19 (2) Breakouts of the data required by paragraph (1) for  
20 the systems administered by the department of human  
21 resources development, the board of education, the



1 University of Hawaii board of regents, and the Hawaii  
2 health systems corporation, respectively; [~~and~~]  
3 (3) Information on the number of employees who are  
4 currently eligible for retirement and projected  
5 retirements for the succeeding five years [~~-~~]; and  
6 (4) For the previous year, the number of employees within  
7 the personnel system administered by the department of  
8 human resources development that were exempt from  
9 civil service and the percentage of the total number  
10 of employees within the personnel system administered  
11 by the department of human resources development that  
12 were exempt from civil service. For purposes of this  
13 paragraph, employees within the personnel system  
14 administered by the department of human resources  
15 development shall not include employees of the  
16 department of the attorney general."

17 SECTION 3. Statutory material to be repealed is bracketed  
18 and stricken. New statutory material is underscored.

19 SECTION 4. This Act shall take effect on July 1, 2091.



**Report Title:**

Maximum Percentage of Civil Service Employees; Executive Branch

**Description:**

Requires that the number of civil service exempt employees not exceed a certain percentage in the Executive Branch, excluding the Department of the Attorney General. Requires the Department of Human Resources Development to report on the number of exempt executive employees. Requires departments to reduce the number of exempt employees if the total exceeds five percent. (HB2477 HD2)

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

