
A BILL FOR AN ACT

RELATING TO THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT.

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

1 SECTION 1. It is in the State's best interest to support
2 critical government functions with the most talented and
3 qualified staff. The legislature finds that there continues to
4 be persistent vacancies in various state departments and
5 agencies without a clear root cause as to the breakdown in the
6 recruitment and hiring process to fill these vacant positions.

7 The legislature also finds that the department of human
8 resources development currently lacks a key type of employee
9 position to serve as a liaison between the department of human
10 resources development and state departments and agencies to
11 facilitate and expedite the hiring and recruitment for civil
12 service positions within the department of human resources
13 development's jurisdiction.

14 The purpose of this Act is to establish a chief recruitment
15 officer position within the department of human resources
16 development.



1 SECTION 2. Section 26-5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§26-5 Department of human resources development. (a)

4 The department of human resources development shall be headed by
5 a single executive to be known as the director of human
6 resources development.

7 (b) The department shall administer the state human
8 resources program, including human resources development and
9 training, and central human resources services such as
10 recruitment, examination, classification, pay administration,
11 and payment of any claims as required under chapter 386.

12 (c) There shall be within the department of human
13 resources development a board to be known as the merit appeals
14 board which shall sit as an appellate body on matters set forth
15 in section 76-14. The board shall consist of three members.
16 All members shall have knowledge of public employment laws and
17 prior experience with public employment; provided that at least
18 one member's experience was with an employee organization as a
19 member or an employee of that organization and at least one
20 member's experience was with management. The governor shall
21 consider the names of qualified individuals submitted by



1 employee organizations or management before appointing the
2 members of the board. The chairperson of the board shall be
3 designated as specified in the rules of the board.

4 (d) The provisions of section 26-34 shall not apply and
5 the board members shall be appointed by the governor for four-
6 year terms and may be re-appointed without limitation; provided
7 that the initial appointments shall be for staggered terms, as
8 determined by the governor. The governor shall fill any vacancy
9 by appointing a new member for a four-year term. The governor
10 may remove for cause any member after due notice and public
11 hearing.

12 (e) Nothing in this section shall be construed as in any
13 manner affecting the civil service laws applicable to the
14 several counties, the judiciary, or the Hawaii health systems
15 corporation or its regional system boards, which shall remain
16 the same as if this chapter had not been enacted.

17 (f) There is established within the department of human
18 resources development a chief recruitment officer position
19 exempt from chapter 76. The chief recruitment officer shall be
20 appointed by and report to the director of human resources
21 development.



- 1 The chief recruitment officer shall:
- 2 (1) Facilitate and expedite the hiring and recruitment for
3 civil service positions under the jurisdiction of the
4 department of human resources development; and
- 5 (2) Have the authority to reclassify and abolish vacant
6 positions within state departments and agencies that
7 are under the jurisdiction of the department of human
8 resources development, subject to the following
9 conditions:
- 10 (A) Prior to reclassifying or abolishing any vacant
11 position as provided under this paragraph, the
12 chief recruitment officer shall submit a report
13 to the legislature no later than twenty days
14 prior to each regular session. The report shall
15 include a list of vacant positions for
16 reclassification or abolishment, identify the
17 agency each position is attached to, provide
18 reasons for reclassifying or abolishing the
19 position, and state the duration the position has
20 been vacant; and



1 (B) The chief recruitment officer may reclassify or
 2 abolish any noticed vacant position as provided
 3 under this paragraph no earlier than forty days
 4 after the report has been submitted to the
 5 legislature as provided under this paragraph.

6 ~~(f)~~ (g) There is established in the state treasury the
 7 human resources development special fund, to be administered by
 8 the department of human resources development, which shall
 9 consist of: all revenues received by the department as a result
 10 of entrepreneurial efforts in securing new sources of funds not
 11 provided for in the department's budget for services rendered by
 12 the department, all revenues received by the department from the
 13 charging of participant fees for in-service training that are in
 14 addition to general fund appropriations in the department's
 15 budget for developing and operating in-service training
 16 programs, appropriations made by the legislature to the fund,
 17 and moneys directed to the department from any other source,
 18 including gifts, grants, and awards.

19 Moneys in the human resources development special fund
 20 shall be used for the following purposes:



- 1 (1) Supporting the department's entrepreneurial
2 initiatives, training activities, and programs;
- 3 (2) Administrative costs of the department's
4 entrepreneurial initiatives, training activities, and
5 programs; and
- 6 (3) Any other purpose deemed necessary by the director for
7 the purpose of facilitating the department's
8 entrepreneurial initiatives, training activities, and
9 programs.

10 [~~(g)~~] (h) The department of human resources development
11 shall submit, no later than twenty days prior to the convening
12 of each regular session [~~+~~] of the legislature [~~+~~] beginning with
13 the regular session of 2007, a report of the number of exempt
14 positions that were converted to civil service positions during
15 the previous twelve months. The report shall include but not be
16 limited to:

- 17 (1) When the position was established;
- 18 (2) The purpose of the position;
- 19 (3) Rationale for the conversion; and
- 20 (4) How many exempt positions remain in each state
21 department after the conversions."



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect upon its approval.



Report Title:

DHRD; Chief Recruitment Officer; Position

Description:

Establishes the Chief Recruitment Officer position exempt from chapter 76, Hawaii Revised Statutes, within the Department of Human Resources Development. (HB867 HD1)

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