



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

September 15, 2020

GOV. MSG. NO. 1138

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirtieth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirtieth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on September 15, 2020, the following bill was signed into law:

HB1912 HD1 SD1

RELATING TO THE PACIFIC INTERNATIONAL
SPACE CENTER FOR EXPLORATION
SYSTEMS.

Act 033 (20)

Sincerely,

DAVID Y. IGE

Governor, State of Hawai'i

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. Section 201-76, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) There is established the Pacific international space
4 center for exploration systems, to be [~~administratively attached~~
5 ~~to the office of aerospace development in~~] placed within the
6 department of business, economic development, and tourism[-] for
7 administrative purposes only."

8 SECTION 2. Section 201-77, Hawaii Revised Statutes, is
9 amended to read as follows:

10 "§201-77 Pacific international space center for
11 exploration systems; board of directors; establishment; duties.

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

15 [~~(1) The executive director of the space center as an ex~~
16 ~~officio, voting member,~~



1 ~~(2)~~ (1) The director of business, economic development,
2 and tourism, or the director's designated
3 representative;

4 ~~(3)~~ (2) The president of the University of Hawaii, or the
5 president's designated representative; ~~and~~

6 (3) The chancellor of the University of Hawaii at Hilo, or
7 the chancellor's designated representative; and

8 (4) Six members from government, industry, and academia,
9 both national and international, with appropriate
10 professional interests and backgrounds~~[-~~

11 ~~to be appointed by the governor, pursuant to section 26-34];~~
12 provided that of the members appointed under paragraph (4), two
13 members shall be appointed from a list of nominees submitted by
14 the president of the senate, two members shall be appointed from
15 a list of nominees submitted by the speaker of the house of
16 representatives, and two members shall be appointed by the
17 governor~~[-]~~; provided further that the members appointed
18 pursuant to paragraph (4) shall be subject to section 26-34.

19 The board shall select a chairperson from among its
20 members.



1 (b) Five members shall constitute a quorum, whose
2 affirmative vote shall be necessary for all actions by the space
3 center. The members of the board shall serve without
4 compensation, but shall be entitled to reimbursement for
5 necessary expenses, including travel expenses, incurred in the
6 performance of their duties.

7 (c) The [~~director of business, economic development, and~~
8 ~~tourism~~] board shall appoint an executive director to the space
9 center[~~, subject to confirmation by the board,~~] who shall be
10 exempt from chapter 76. The board shall set the salary and
11 duties of the executive director."

12 SECTION 3. Section 201-80, Hawaii Revised Statutes, is
13 amended to read as follows:

14 "[+]§201-80[+] Pacific international space center for
15 exploration systems; reporting requirement. The Pacific
16 international space center for exploration systems shall submit,
17 no later than September 1 of each year, an annual report to the
18 legislature that includes:

19 [~~1~~] ~~An updated business plan regarding the aerospace~~
20 ~~technology research and development park project;~~



- 1 ~~(2) Details on any progress made toward the development of~~
2 ~~a world class space center in Hawaii;~~
- 3 ~~(3) The development of technologies and any concomitant~~
4 ~~effect on the level of resource imports into the~~
5 ~~State;~~
- 6 ~~(4) The status of all working relationships with~~
7 ~~educational and research institutions and federal~~
8 ~~agencies;~~
- 9 ~~(5) Details on any progress made toward the development of~~
10 ~~a robotic operator training and certification program;~~
- 11 ~~(6) The level of private sector investment in aerospace~~
12 ~~and related industries, including the number and~~
13 ~~nature of any partnerships with private industry to~~
14 ~~facilitate state based manufacturing and operations~~
15 ~~related to green energy technology;~~
- 16 ~~(7) The status of the memorandum of understanding with~~
17 ~~Hawaii Techworks and the east Hawaii community~~
18 ~~development corporation regarding the cultivation of a~~
19 ~~skilled local workforce to support planned~~
20 ~~manufacturing operations; and]~~



1 (1) A detailed description of each of the space center's
2 active economic development projects, the status of
3 each project, and any potential impact each project
4 may have on the economy of the State;

5 (2) A detailed description of each of the space center's
6 applied research projects, related research grants
7 applied for and received, the status of each applied
8 research project, and any potential impact each
9 project may have on the economy of the State;

10 (3) A description of the space center's workforce
11 development and outreach programs and events;

12 (4) The status of all memoranda of understanding or any
13 other agreements with third parties established to
14 facilitate the space center's ability to meet its
15 obligations and objectives; and

16 ~~(4)~~ (5) A detailed statement of assets, liabilities,
17 revenues, and expenses for each fiscal year ending
18 June 30."

19 SECTION 4. Beginning in fiscal year 2021-2022, the
20 department of business, economic development, and tourism shall
21 establish the Pacific international space center for exploration



1 systems as a separate line item within the department's budget.
2 Exempt positions shall be created within this separate line item
3 to match any current position of the Pacific international space
4 center for exploration that exists on the effective date of this
5 Act pursuant to the current contract with the research
6 corporation of the University of Hawaii. These positions shall
7 be filled pursuant to section 201-76(b), Hawaii Revised
8 Statutes.

9 SECTION 5. Upon the expiration of the existing operating
10 contract between the Pacific international space center for
11 exploration systems and the research corporation of the
12 University of Hawaii, all rights, powers, functions, duties, and
13 employees of the Pacific international space center for
14 exploration systems that are under contract on the effective
15 date of this Act with the research corporation of the University
16 of Hawaii are transferred to the department of business,
17 economic development, and tourism.

18 All employees employed under contract on the effective date
19 of this Act with the research corporation of the University of
20 Hawaii and whose functions are transferred to the department of
21 business, economic development, and tourism pursuant to this Act



1 shall be placed in exempt positions that are otherwise
2 equivalent to the employees' current positions in rights,
3 powers, functions, and duties. Employees shall be transferred
4 without loss of salary, seniority (except as prescribed by
5 applicable collective bargaining agreements), retention points,
6 prior service credit, any vacation and sick leave credits
7 previously earned, and other rights, benefits, and privileges,
8 in accordance with state personnel laws and this Act; provided
9 that the employees possess the minimum qualifications and public
10 employment requirements for the class or position to which
11 transferred or appointed, as applicable; provided further that
12 subsequent changes in status may be made pursuant to applicable
13 civil service and compensation laws.

14 Any employee who, prior to this Act, is exempt from civil
15 service and is transferred as a consequence of this Act may
16 retain the employee's exempt status, but shall not be appointed
17 to a civil service position as a consequence of this Act. An
18 exempt employee who is transferred by this Act shall not suffer
19 any loss of prior service credit, vacation or sick leave credits
20 previously earned, or other employee benefits or privileges as a
21 consequence of this Act; provided that the employees possess



1 legal and public employment requirements for the position to
2 which transferred or appointed, as applicable; provided further
3 that subsequent changes in status may be made pursuant to
4 applicable employment and compensation laws. The executive
5 director of the Pacific international space center for
6 exploration systems may prescribe the duties and qualifications
7 of these employees and fix their salaries without regard to
8 chapter 76, Hawaii Revised Statutes.

9 SECTION 6. All appropriations, records, equipment,
10 machines, files, supplies, contracts, books, papers, documents,
11 maps, and other personal property heretofore made, used,
12 acquired, or held by the research corporation of the University
13 of Hawaii relating to the functions transferred to the
14 department of business, economic development, and tourism shall
15 be transferred with the functions to which they relate.

16 SECTION 7. All rules, policies, procedures, guidelines,
17 and other material adopted or developed by the research
18 corporation of the University of Hawaii to implement provisions
19 of the Hawaii Revised Statutes that are reenacted or made
20 applicable to the department of business, economic development,
21 and tourism by this Act shall remain in full force and effect



1 until amended or repealed by the department of business,
 2 economic development, and tourism pursuant to chapter 91, Hawaii
 3 Revised Statutes. In the interim, every reference to the
 4 research corporation of the University of Hawaii, executive
 5 director of the research corporation of the University of
 6 Hawaii, or the board of the research corporation of the
 7 University of Hawaii in those rules, policies, procedures,
 8 guidelines, and other material is amended to refer to the
 9 department of business, economic development, and tourism or the
 10 director of business, economic development, and tourism, as
 11 appropriate.

12 SECTION 8. Statutory material to be repealed is bracketed
 13 and stricken. New statutory material is underscored.

14 SECTION 9. This Act shall take effect upon its approval.

APPROVED this 15 day of SEP, 2020



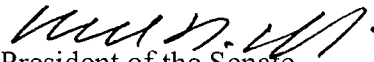
GOVERNOR OF THE STATE OF HAWAII




THE SENATE OF THE STATE OF HAWAI'I

Date: July 6, 2020
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate
of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2020.


President of the Senate

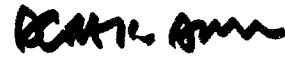

Clerk of the Senate

HB No. 1912, HD 1, SD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: July 10, 2020
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2020.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives