
A BILL FOR AN ACT

RELATING TO EMERGENCY MANAGEMENT.

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

1 SECTION 1. Section 127A-3, Hawaii Revised Statutes, is
2 amended by amending subsections (c) through (e) to read as
3 follows:
4 "(c) The [~~director~~] administrator may, from funds allotted
5 therefor, employ technical, clerical, administrative, and other
6 personnel and make such expenditures as may be necessary.
7 (d) The [~~director~~] administrator shall coordinate the
8 activities of the agency with all county emergency management
9 agencies, other state agencies, other states, or federal
10 agencies involved in emergency management activities, and all
11 organizations for emergency management within the State, whether
12 public or private, and shall maintain liaison and cooperate with
13 all county emergency management agencies, other state agencies,
14 other states, or federal agencies involved in emergency
15 management activities as provided in this chapter.
16 (e) The agency shall perform emergency management
17 functions within the territorial limits of the State [~~support~~]



1 ~~county emergency management agencies as requested; coordinate~~
2 ~~all resource support to the counties; ensure that emergency~~
3 ~~management plans across the State are coordinated with each~~
4 ~~other and other state, federal, and local organizations; oversee~~
5 ~~and coordinate the statewide outdoor siren warning system;~~
6 ~~monitor and issue alerts and warnings; and coordinate emergency~~
7 ~~and disaster response and recovery activities]. In performing~~
8 its duties, the agency shall:

9 (1) Prepare a state comprehensive emergency management
10 plan, which shall be integrated into and coordinated
11 with the emergency management plans of the federal
12 government. The plan shall be integrated by a
13 continuous, integrated comprehensive emergency
14 management program. The plan shall contain provisions
15 to ensure that the State is prepared for emergencies
16 and minor, major, and catastrophic disasters. The
17 agency shall work closely with agencies and
18 organizations with emergency management
19 responsibilities in preparing and maintaining the
20 plan;



- 1 (2) Assign lead and support responsibilities to state
2 agencies and personnel for emergency support functions
3 and other support activities;
- 4 (3) Adopt standards and requirements for county emergency
5 management plans. The standards and requirements
6 shall ensure that county plans are coordinated and
7 consistent with the state comprehensive emergency
8 management plan;
- 9 (4) Make recommendations to the legislature, building code
10 organizations, and counties for zoning, building, and
11 other land use controls and for other preparedness,
12 prevention, and mitigation measures designed to
13 eliminate emergencies or reduce their impact;
- 14 (5) Anticipate trends and promote innovations that will
15 enhance the emergency management system;
- 16 (6) Institute statewide public awareness programs. This
17 shall include an intensive public educational campaign
18 on emergency preparedness issues, including but not
19 limited to the personal responsibility of individual
20 citizens to be self-sufficient for up to fourteen days
21 following a natural or human-caused disaster;



- 1 (7) Coordinate federal, state, and local emergency
2 management activities and take all other steps,
3 including the partial or full mobilization of
4 emergency management forces and organizations in
5 advance of an actual emergency, to ensure the
6 availability of adequately trained and equipped forces
7 of emergency management personnel before, during, and
8 after emergencies and disasters;
- 9 (8) Implement training programs to improve the ability of
10 state and local emergency management personnel to
11 prepare and implement emergency management plans and
12 programs. This shall include a continuous training
13 program for agencies and individuals that will be
14 called on to perform key roles in state and local
15 post-disaster response and recovery efforts and for
16 local government personnel on federal and state post-
17 disaster response and recovery strategies and
18 procedures;
- 19 (9) Adopt standards and requirements for state agency
20 emergency operating procedures. Periodically review
21 emergency operating procedures of state agencies and



1 recommend revisions as needed to ensure consistency
2 with the state comprehensive emergency management plan
3 and program; and

4 (10) Coordinate in advance, when possible, executive
5 orders, proclamations, and rules for issuance by the
6 governor as are necessary or appropriate for coping
7 with emergencies and disasters."

8 SECTION 2. Section 127A-5, Hawaii Revised Statutes, is
9 amended by amending subsection (i) to read as follows:

10 "(i) Each county, under the mayor's direction, shall
11 coordinate, develop, and implement [~~an~~] a comprehensive.
12 emergency [~~operations~~] management plan for the county[~~-~~] and
13 submit an annual report to the administrator on the status of
14 the plan and updates to the plan."

15 SECTION 3. Section 127A-6, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "~~§~~127A-6 Emergency management reserve corps. (a) The
18 [~~director~~] administrator may establish an emergency management
19 reserve corps comprising trained specialists to support state
20 and county emergency [~~or~~], disaster, or day to day requirements.
21 The emergency management reserve corps may include:



1 (1) Any employee of the State or county;
2 (2) Any employee hired specifically for staffing during
3 emergency, disaster, and day to day periods and
4 exercises who shall be hired and compensated without
5 regard to chapters 76, 78, and 88; and

6 (3) Any volunteer,
7 who shall be detailed in accordance with this chapter.

8 Emergency reserve corps positions shall be authorized and
9 managed by the agency and do not need the approval of the
10 governor.

11 (b) The emergency management reserve corps shall support
12 state emergency or disaster requirements and, if requested by a
13 county emergency management agency, supplement the county
14 emergency management agency staff. The emergency management
15 reserve corps may be mobilized during, or in advance of,
16 emergencies or disasters, or for emergency management [~~exercises~~
17 ~~and training events.~~] day to day activities. Emergency
18 management reserve corps members shall attend a minimum of [~~four~~
19 ~~days~~] forty hours of paid [~~training~~] activities per year."

20 SECTION 4. Section 127A-16, Hawaii Revised Statutes, is
21 amended to read as follows:



1 "§127A-16 Major disaster fund. (a) The [~~director~~]
2 administrator shall submit requests to the legislature to
3 appropriate from the general revenues of the State sufficient
4 moneys as may be necessary for expenditure by or under the
5 direction of the governor for immediate relief in response to an
6 emergency or disaster in any part of the State; provided that:

7 (1) The governor has issued a proclamation of a state of
8 emergency;

9 (2) The governor may not expend in excess of [~~\$5,000,000~~]
10 \$10,000,000 for immediate relief as a result of any
11 single emergency or disaster; and

12 (3) In addition to the funds in paragraph (2), an
13 additional \$5,000,000 may be made available solely for
14 the purpose of matching federal disaster relief funds
15 when these funds become available to the State
16 following a presidential disaster declaration.

17 In expending the moneys, the governor may allot any portion
18 thereof to any agency, office, or employee of the State or a
19 county for the most efficient relief for the population.

20 Notwithstanding this subsection, the only exception to
21 paragraphs (1), (2), and (3) is that the [~~director~~]



1 administrator may use up to [~~\$100,000~~] \$250,000 per year to
2 support emergency management reserve corps [~~training.~~]
3 activities.

4 (b) No later than [~~one month~~] sixty days after any
5 allotment by the governor or the expenditure of any fund moneys,
6 the [~~director~~] administrator shall report to the legislature on
7 the purpose of the allotment or expenditure.

8 (c) Except as provided in subsection (d), federal
9 reimbursement moneys for disaster relief shall be deemed to be
10 trust moneys and may be deposited into a trust account with and
11 under the control of the [~~department of defense.~~] agency. These
12 moneys and any interest earned thereon shall be used for the
13 purpose identified in subsection (a) and shall not lapse to the
14 general fund.

15 (d) In cases in which the department of education expends
16 the funds appropriated to the department for purposes deemed to
17 be reimbursable by federal reimbursement moneys for disaster
18 relief, the federal reimbursement moneys shall not lapse to the
19 general fund and shall be credited directly to the department of
20 education without regard to whether the original appropriation



1 has lapsed. Such funds shall carry over in accordance with
2 section 37-41.5(c).

3 (e) Of the unexpended and unencumbered moneys remaining in
4 the major disaster fund at the close of each fiscal year, up to
5 \$2,500,000 may be carried over to the following fiscal year to
6 be expended in accordance with this section."

7 SECTION 5. Statutory material to be repealed is bracketed
8 and stricken. New statutory material is underscored.

9 SECTION 6. This Act shall take effect upon its approval.



Report Title:

Hawaii Emergency Management Agency; Emergency Management Reserve Corps; Comprehensive Emergency Plan; Emergency Funding Authorization

Description:

Transfers personnel employment responsibilities, coordination duties, and emergency management reserve corps responsibilities from the director to the administrator. Amends county emergency operations plan requirements. Increases the maximum amount the governor may expend from the major disaster fund during a single emergency or disaster. Authorizes the administrator to pay emergency management reserve corps members for emergency response activities, rather than training only. Requires the Hawaii emergency management agency to prepare a comprehensive emergency plan, adopt standards for county emergency management plans, and recommend emergency prevention and mitigation measures related to building codes, zoning, and land use controls to the Legislature, among other requirements. (SD1)

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