
A BILL FOR AN ACT

RELATING TO STATEWIDE INTEROPERABLE PUBLIC SAFETY
COMMUNICATIONS.

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

1 SECTION 1. The purpose of this Act is to formally
2 establish the statewide interoperable communications executive
3 committee and technical subcommittee, and the position of
4 statewide interoperability communications coordinator as a
5 position exempt from section 76-16, Hawaii Revised Statutes.

6 SECTION 2. Chapter 128A, Hawaii Revised Statutes, is
7 amended by adding a new part to be appropriately designated and
8 to read as follows:

9 "PART . STATEWIDE PUBLIC SAFETY INTEROPERABLE COMMUNICATIONS

10 §128A- Statewide interoperable communications executive
11 committee. There is established within the department of
12 defense for administrative purposes the statewide interoperable
13 communications executive committee.

14 §128A- Duties of the statewide interoperable
15 communications executive committee. (a) The statewide



1 interoperable communications executive committee shall have the
2 following duties:

3 (1) Develop plans and strategies to improve public safety
4 communications interoperability among state, county,
5 and, where possible, federal public safety agencies;

6 (2) Develop plans and strategies to provide interoperable
7 communications between and among public safety
8 answering points in the State and public safety
9 responder communications networks, infrastructure, and
10 systems;

11 (3) Develop plans and strategies to promote statewide
12 public safety communications interoperability using
13 state and county radio communications systems and
14 networks and the Nationwide Public Safety Broadband
15 Network, or FirstNet;

16 (4) Develop plans and strategies for the coordination of
17 state, county, and, where possible, federal emergency
18 alerts and warnings with public safety answering
19 points and public safety responder communications
20 networks, infrastructure, and systems; and



1 (5) Review and adopt plans and recommendations to improve
2 or promote increased interoperability between public
3 safety responders and other governmental or non-
4 governmental stakeholders that support responses to
5 emergencies.

6 (b) The members of the statewide interoperable
7 communications executive committee shall consist of the
8 following:

- 9 (1) The adjutant general or the adjutant general's
10 designee, who shall serve as the chair of the
11 committee;
- 12 (2) The attorney general or the attorney general's
13 designee;
- 14 (3) The deputy director of the law enforcement division of
15 the department of public safety or the deputy
16 director's designee;
- 17 (4) The chairperson of the board of land and natural
18 resources or the chairperson's designee;
- 19 (5) The state chief information officer or the chief
20 information officer's designee;



- 1 (6) The director of transportation or the director's
2 designee;
- 3 (7) The director of health or the director's designee;
- 4 (8) The chairperson of the enhanced 911 board or the
5 chairperson's designee; and
- 6 (9) Four members at the executive or senior personnel
7 level from the first responder or emergency management
8 agencies from each of the four counties, to be
9 selected by the respective heads of the first
10 responder or emergency management agencies of each
11 county.

12 (c) Members of the statewide interoperable communications
13 executive committee shall receive no compensation but shall be
14 reimbursed for travel and other reasonable and necessary
15 expenses incurred in carrying out their duties relating to the
16 committee.

17 **§128A- Statewide interoperable communications technical**
18 **subcommittee.** (a) There is established a statewide
19 interoperable communications technical subcommittee whose
20 purpose shall be to provide technical advice to the statewide
21 interoperable communications executive committee.



1 (b) Membership on the statewide interoperable
2 communications technical subcommittee shall be open to
3 representatives from any governmental agency whose duties
4 include management, planning, and operation of public safety
5 communications systems and networks, including government land
6 mobile radio and broadband networks and networks related to
7 emergency communications centers and public answering points.

8 (c) The statewide interoperable communications coordinator
9 shall serve as the chairperson of the statewide interoperable
10 communications technical subcommittee.

11 (d) The respective lead radio communication engineer or
12 manager for the State and counties, or their designees, shall
13 serve on the statewide interoperable communications technical
14 subcommittee as subject matter experts for their respective
15 radio communication systems and networks.

16 (e) The respective lead information security manager for
17 the State and counties, or their designees, shall serve on the
18 statewide interoperable communications technical subcommittee as
19 subject matter experts for matters relating to cyber security.

20 **§128A- Statewide interoperable communications**
21 **coordinator.** (a) There is established within the office of



1 homeland security the position of the statewide interoperable
2 communications coordinator, which shall be a full-time position
3 exempt from chapter 76.

4 (b) The statewide interoperable communications coordinator
5 shall have the following areas of responsibilities:

6 (1) Collaborate with state, county, and federal
7 governments and emergency response groups in long-term
8 strategic planning;

9 (2) Aid stakeholders in the development of projects,
10 plans, policies, standards, priorities, and guidelines
11 for interoperable communications;

12 (3) Meet regularly with all interoperability stakeholders
13 and partners to ensure transparency and information
14 sharing;

15 (4) Coordinate governing body activities to maximize
16 integration and collaboration across the emergency
17 communications landscape;

18 (5) Coordinate ongoing assessments of the applicability of
19 new technical developments in communications
20 technologies for state and county public safety radio
21 communication systems and networks;



- 1 (6) Serve as the single point of contact for the federal
2 government and industry on issues concerning statewide
3 interoperable communications;
- 4 (7) Coordinate guidance, input, and recommendations from
5 state, county, and federal agencies on the statewide
6 communications interoperability plan and lead the
7 development, implementation, and regular updating of
8 the statewide communications interoperability plan;
- 9 (8) Facilitate communications among responders during
10 emergencies when responding to planned and unplanned
11 events;
- 12 (9) Coordinate closely with the state single point of
13 contact on issues related to the implementation of the
14 Nationwide Public Safety Broadband Network in the
15 State;
- 16 (10) Coordinate interoperability activities with public
17 safety answering points; operators of state, county
18 and federal communications systems; and emergency
19 management coordinators;
- 20 (11) Manage communications unit program training and
21 exercises provided by federal and state agencies, and



1 work with public safety agencies to assist with any
2 credentialing or recognition of their communications
3 personnel; and

4 (12) Serve as the state representative to the National
5 Council of Statewide Interoperability Coordinators."

6 SECTION 3. Section 76-16, Hawaii Revised Statutes, is
7 amended by amending subsection (b) to read as follows:

8 "(b) The civil service to which this chapter applies shall
9 comprise all positions in the State now existing or hereafter
10 established and embrace all personal services performed for the
11 State, except the following:

12 (1) Commissioned and enlisted personnel of the Hawaii
13 National Guard as such, and positions in the Hawaii
14 National Guard that are required by state or federal
15 laws or regulations or orders of the National Guard to
16 be filled from those commissioned or enlisted
17 personnel;

18 (2) Positions filled by persons employed by contract where
19 the director of human resources development has
20 certified that the service is special or unique or is
21 essential to the public interest and that, because of



- 1 circumstances surrounding its fulfillment, personnel
2 to perform the service cannot be obtained through
3 normal civil service recruitment procedures. Any such
4 contract may be for any period not exceeding one year;
- 5 (3) Positions that must be filled without delay to comply
6 with a court order or decree if the director
7 determines that recruitment through normal recruitment
8 civil service procedures would result in delay or
9 noncompliance, such as the Felix-Cayetano consent
10 decree;
- 11 (4) Positions filled by the legislature or by either house
12 or any committee thereof;
- 13 (5) Employees in the office of the governor and office of
14 the lieutenant governor, and household employees at
15 Washington Place;
- 16 (6) Positions filled by popular vote;
- 17 (7) Department heads, officers, and members of any board,
18 commission, or other state agency whose appointments
19 are made by the governor or are required by law to be
20 confirmed by the senate;



- 1 (8) Judges, referees, receivers, masters, jurors, notaries
2 public, land court examiners, court commissioners, and
3 attorneys appointed by a state court for a special
4 temporary service;
- 5 (9) One bailiff for the chief justice of the supreme court
6 who shall have the powers and duties of a court
7 officer and bailiff under section 606-14; one
8 secretary or clerk for each justice of the supreme
9 court, each judge of the intermediate appellate court,
10 and each judge of the circuit court; one secretary for
11 the judicial council; one deputy administrative
12 director of the courts; three law clerks for the chief
13 justice of the supreme court, two law clerks for each
14 associate justice of the supreme court and each judge
15 of the intermediate appellate court, one law clerk for
16 each judge of the circuit court, two additional law
17 clerks for the civil administrative judge of the
18 circuit court of the first circuit, two additional law
19 clerks for the criminal administrative judge of the
20 circuit court of the first circuit, one additional law
21 clerk for the senior judge of the family court of the



1 first circuit, two additional law clerks for the civil
2 motions judge of the circuit court of the first
3 circuit, two additional law clerks for the criminal
4 motions judge of the circuit court of the first
5 circuit, and two law clerks for the administrative
6 judge of the district court of the first circuit; and
7 one private secretary for the administrative director
8 of the courts, the deputy administrative director of
9 the courts, each department head, each deputy or first
10 assistant, and each additional deputy, or assistant
11 deputy, or assistant defined in paragraph (16);

12 (10) First deputy and deputy attorneys general, the
13 administrative services manager of the department of
14 the attorney general, one secretary for the
15 administrative services manager, an administrator and
16 any support staff for the criminal and juvenile
17 justice resources coordination functions, and law
18 clerks;

19 (11) (A) Teachers, principals, vice-principals, complex
20 area superintendents, deputy and assistant
21 superintendents, other certificated personnel,



1 not more than twenty noncertificated
2 administrative, professional, and technical
3 personnel not engaged in instructional work;
4 (B) Effective July 1, 2003, teaching assistants,
5 educational assistants, bilingual/bicultural
6 school-home assistants, school psychologists,
7 psychological examiners, speech pathologists,
8 athletic health care trainers, alternative school
9 work study assistants, alternative school
10 educational/supportive services specialists,
11 alternative school project coordinators, and
12 communications aides in the department of
13 education;
14 (C) The special assistant to the state librarian and
15 one secretary for the special assistant to the
16 state librarian; and
17 (D) Members of the faculty of the University of
18 Hawaii, including research workers, extension
19 agents, personnel engaged in instructional work,
20 and administrative, professional, and technical
21 personnel of the university;



- 1 (12) Employees engaged in special, research, or
- 2 demonstration projects approved by the governor;
- 3 (13) (A) Positions filled by inmates, patients of state
- 4 institutions, persons with severe physical or
- 5 mental disabilities participating in the work
- 6 experience training programs;
- 7 (B) Positions filled with students in accordance with
- 8 guidelines for established state employment
- 9 programs; and
- 10 (C) Positions that provide work experience training
- 11 or temporary public service employment that are
- 12 filled by persons entering the workforce or
- 13 persons transitioning into other careers under
- 14 programs such as the federal Workforce Investment
- 15 Act of 1998, as amended, or the Senior Community
- 16 Service Employment Program of the Employment and
- 17 Training Administration of the United States
- 18 Department of Labor, or under other similar state
- 19 programs;
- 20 (14) A custodian or guide at Iolani Palace, the Royal
- 21 Mausoleum, and Hulihee Palace;



1 (15) Positions filled by persons employed on a fee,
2 contract, or piecework basis, who may lawfully perform
3 their duties concurrently with their private business
4 or profession or other private employment and whose
5 duties require only a portion of their time, if it is
6 impracticable to ascertain or anticipate the portion
7 of time to be devoted to the service of the State;

8 (16) Positions of first deputies or first assistants of
9 each department head appointed under or in the manner
10 provided in section 6, article V, of the Hawaii State
11 Constitution; three additional deputies or assistants
12 either in charge of the highways, harbors, and
13 airports divisions or other functions within the
14 department of transportation as may be assigned by the
15 director of transportation, with the approval of the
16 governor; four additional deputies in the department
17 of health, each in charge of one of the following:
18 behavioral health, environmental health, hospitals,
19 and health resources administration, including other
20 functions within the department as may be assigned by
21 the director of health, with the approval of the



1 governor; an administrative assistant to the state
2 librarian; and an administrative assistant to the
3 superintendent of education;

4 (17) Positions specifically exempted from this part by any
5 other law; provided that:

6 (A) Any exemption created after July 1, 2014, shall
7 expire three years after its enactment unless
8 affirmatively extended by an act of the
9 legislature; and

10 (B) All of the positions defined by paragraph (9)
11 shall be included in the position classification
12 plan;

13 (18) Positions in the state foster grandparent program and
14 positions for temporary employment of senior citizens
15 in occupations in which there is a severe personnel
16 shortage or in special projects;

17 (19) Household employees at the official residence of the
18 president of the University of Hawaii;

19 (20) Employees in the department of education engaged in
20 the supervision of students during meal periods in the
21 distribution, collection, and counting of meal



- 1 tickets, and in the cleaning of classrooms after
2 school hours on a less than half-time basis;
- 3 (21) Employees hired under the tenant hire program of the
4 Hawaii public housing authority; provided that not
5 more than twenty-six per cent of the authority's
6 workforce in any housing project maintained or
7 operated by the authority shall be hired under the
8 tenant hire program;
- 9 (22) Positions of the federally funded expanded food and
10 nutrition program of the University of Hawaii that
11 require the hiring of nutrition program assistants who
12 live in the areas they serve;
- 13 (23) Positions filled by persons with severe disabilities
14 who are certified by the state vocational
15 rehabilitation office that they are able to perform
16 safely the duties of the positions;
- 17 (24) The sheriff;
- 18 (25) A gender and other fairness coordinator hired by the
19 judiciary;
- 20 (26) Positions in the Hawaii National Guard youth and adult
21 education programs;



- 1 (27) In the state energy office in the department of
2 business, economic development, and tourism, all
3 energy program managers, energy program specialists,
4 energy program assistants, and energy analysts;
- 5 (28) Administrative appeals hearing officers in the
6 department of human services;
- 7 (29) In the Med-QUEST division of the department of human
8 services, the division administrator, finance officer,
9 health care services branch administrator, medical
10 director, and clinical standards administrator;
- 11 (30) In the director's office of the department of human
12 services, the enterprise officer, information security
13 and privacy compliance officer, security and privacy
14 compliance engineer, and security and privacy
15 compliance analyst; [~~and~~]
- 16 [+(31)] [+] The Alzheimer's disease and related dementia
17 services coordinator in the executive office on
18 aging[-]; and
- 19 (32) In the office of homeland security of the department
20 of defense, the statewide interoperable communications
21 coordinator.



1 The director shall determine the applicability of this
2 section to specific positions.

3 Nothing in this section shall be deemed to affect the civil
4 service status of any incumbent as it existed on July 1, 1955."

5 SECTION 4. Chapter 128A, Hawaii Revised Statutes, is
6 amended by designating sections 128A-1 to 128A-5 as follows:

7 "PART I. GENERAL PROVISIONS"

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

10 SECTION 6. This Act shall take effect on July 1, 2050.



Report Title:

Statewide Interoperable Public Safety Communications; Executive Committee; Technical Subcommittee; Coordinator

Description:

Establishes a statewide interoperable communications executive committee for public safety communications, statewide interoperable communications technical subcommittee to provide technical advice to the executive committee, and the position of the statewide interoperable communications coordinator.
Effective 7/1/2050. (HD1)

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