
A BILL FOR AN ACT

RELATING TO THE HAWAII TECHNOLOGY DEVELOPMENT CORPORATION.

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

PART I

1
2 SECTION 1. Section 206M-15, Hawaii Revised Statutes, is
3 amended by amending subsection (c) to read as follows:

4 "(c) The development corporation shall adopt rules
5 pursuant to chapter 91 that:

6 (1) Specify the qualifications for eligibility of grant
7 applicants;

8 (2) Establish priorities in determining eligibility in the
9 event that insufficient funds are available to fund
10 otherwise qualified applicants; [~~and~~]

11 (3) Give preference to all qualified businesses receiving
12 their first award in one fiscal year over multiple
13 award grantees [~~-~~]; and

14 (4) Require businesses receiving a grant pursuant to
15 subsection (b) to reimburse the general fund of the
16 State for the amount of the grant in the event that
17 the company relocates its principal place of business



1 out of the State within five years of receiving an
2 award.

3 The development corporation may adopt any other rules pursuant
4 to chapter 91 necessary for the purposes of this section."

5 SECTION 2. There is appropriated out of the general
6 revenues of the State of Hawaii the sum of \$ or so much
7 thereof as may be necessary for fiscal year 2019-2020 to be
8 deposited into the research and development special fund
9 established pursuant to section 206M-15.3, Hawaii Revised
10 Statutes.

11 SECTION 3. There is appropriated out of the research and
12 development special fund the sum of \$ or so much thereof
13 as may be necessary for fiscal year 2019-2020 for the purposes
14 of the research and development program established pursuant to
15 section 206M-15.2, Hawaii Revised Statutes.

16 The sum appropriated shall be expended by the Hawaii
17 technology development corporation for the purposes of this
18 part.

19 PART II

20 SECTION 4. The legislature finds that the Hawaii
21 technology development corporation is a key state agency in the



1 development and support of the State's manufacturing industry.
2 Furthermore, continued support for the manufacturing industry is
3 essential to Hawaii's economy. The legislature further finds
4 that the Hawaii technology development corporation's small
5 business innovation research program and the manufacturing
6 assistance program play important roles in providing support to
7 more manufacturing companies.

8 SECTION 5. There is appropriated out of the general
9 revenues of the State of Hawaii the sum of \$ or so much
10 thereof as may be necessary for fiscal year 2019-2020 and the
11 same sum or so much thereof as may be necessary for fiscal year
12 2020-2021 for the small business innovation research program.

13 The sums appropriated shall be expended by the Hawaii
14 technology development corporation for the purposes of this
15 part.

16 SECTION 6. There is appropriated out of the general
17 revenues of the State of Hawaii the sum of \$ or so much
18 thereof as may be necessary for fiscal year 2019-2020 to
19 continue operations, administration, and provision of grants by
20 the manufacturing assistance program.



1 The sums appropriated shall be expended by the Hawaii
2 technology development corporation for the purposes of this
3 part.

4 SECTION 7. Act 67, Session Laws of Hawaii 2018, is amended
5 by amending section 2, subsection (b), to read as follows:

6 "(b) Subject to the availability of funds, the Hawaii
7 technology development corporation may provide a grant to any
8 business that:

9 (1) Has been awarded a competitive contract from the
10 Department of Defense Office of Naval Research related
11 to the research of alternative energy and energy
12 efficiency technologies in the fields of geothermal,
13 solar, wind, ocean power, [~~hydrodynamics,~~] bioenergy,
14 biomass, solid waste, smart grids, or transportation[~~,~~
15 ~~or demand response,~~];

16 (2) Is sixty per cent or more resident-owned. For
17 purposes of this paragraph, "resident" shall have the
18 same meaning as defined in section 235-1, Hawaii
19 Revised Statutes;

20 (3) Is a for-profit entity organized under the laws of the
21 State;



- 1 (4) Has been doing business in the State for a minimum of
2 one year;
- 3 (5) Agrees to expend all grant funds, awarded pursuant to
4 this Act, in the State; and
- 5 (6) Conducts research in alternative energy that has a
6 high technology readiness level or high potential for
7 implementation as evidenced by a contract, funded by
8 moneys designated by the United States Congress as
9 funding for alternative energy and a national defense
10 budget funding directive, with the Department of
11 Defense Office of Naval Research that is existing and
12 active or was granted within three years prior to the
13 effective date of this Act;
- 14 provided that the amount of any grant awarded pursuant to this
15 Act shall not exceed fifty per cent of the amount of the grant
16 awarded to the business by the Department of Defense Office of
17 Naval Research; provided further that the business shall not be
18 eligible for a grant pursuant to this section if the business
19 has obtained any other state grant for the same research, other
20 than the grant awarded to the business by the Department of
21 Defense Office of Naval Research, at the time of or during the



1 duration of the alternative energy research and development
2 program grant."

3 SECTION 8. There is appropriated out of the general
4 revenues of the State of Hawaii the sum of \$ or so much
5 thereof as may be necessary for fiscal year 2019-2020 to be
6 deposited into the alternative energy research and development
7 revolving fund.

8 SECTION 9. There is appropriated out of the alternative
9 energy research and development revolving fund the sum of
10 \$ or so much thereof as may be necessary for fiscal year
11 2019-2020 for the purpose of providing grants pursuant to this
12 part.

13 The sums appropriated shall be expended by the Hawaii
14 technology development corporation for the purposes of this
15 part.

16 PART III

17 SECTION 10. Act 67, Session Laws of Hawaii 2018, is
18 repealed.

19 SECTION 11. Act 141, Session Laws of Hawaii 2018, is
20 repealed.



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PART IV

SECTION 12. Section 26-18, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

"(b) The following are placed in the department of business, economic development, and tourism for administrative purposes as defined by section 26-35: Hawaii community development authority, Hawaii housing finance and development corporation, [~~Hawaii technology development corporation,~~] land use commission, natural energy laboratory of Hawaii authority, and any other boards and commissions as shall be provided by law."

SECTION 13. Section 171-2, Hawaii Revised Statutes, is amended to read as follows:

"§171-2 Definition of public lands. "Public lands" means all lands or interest therein in the State classed as government or crown lands previous to August 15, 1895, or acquired or reserved by the government upon or subsequent to that date by purchase, exchange, escheat, or the exercise of the right of eminent domain, or in any other manner; including lands accreted after May 20, 2003, and not otherwise awarded, submerged lands, and lands beneath tidal waters that are suitable for



1 reclamation, together with reclaimed lands that have been given
2 the status of public lands under this chapter, except:

- 3 (1) Lands designated in section 203 of the Hawaiian Homes
4 Commission Act, 1920, as amended;
- 5 (2) Lands set aside pursuant to law for the use of the
6 United States;
- 7 (3) Lands being used for roads and streets;
- 8 (4) Lands to which the United States relinquished the
9 absolute fee and ownership under section 91 of the
10 Hawaiian Organic Act prior to the admission of Hawaii
11 as a state of the United States unless subsequently
12 placed under the control of the board of land and
13 natural resources and given the status of public lands
14 in accordance with the state constitution, the
15 Hawaiian Homes Commission Act, 1920, as amended, or
16 other laws;
- 17 (5) Lands to which the University of Hawaii holds title;
- 18 (6) Lands to which the Hawaii housing finance and
19 development corporation in its corporate capacity
20 holds title;



- 1 (7) Lands to which the Hawaii community development
- 2 authority in its corporate capacity holds title;
- 3 (8) Lands to which the department of agriculture holds
- 4 title by way of foreclosure, voluntary surrender, or
- 5 otherwise, to recover moneys loaned or to recover
- 6 debts otherwise owed the department under chapter 167;
- 7 (9) Lands that are set aside by the governor to the Aloha
- 8 Tower development corporation; lands leased to the
- 9 Aloha Tower development corporation by any department
- 10 or agency of the State; or lands to which the Aloha
- 11 Tower development corporation holds title in its
- 12 corporate capacity;
- 13 (10) Lands that are set aside by the governor to the
- 14 agribusiness development corporation; lands leased to
- 15 the agribusiness development corporation by any
- 16 department or agency of the State; or lands to which
- 17 the agribusiness development corporation in its
- 18 corporate capacity holds title; and
- 19 (11) ~~[Lands to which the Hawaii technology development~~
- 20 ~~corporation in its corporate capacity holds title; and~~



1 ~~(12)~~] Lands to which the department of education holds
2 title;
3 provided that, except as otherwise limited under federal law and
4 except for state land used as an airport as defined in section
5 262-1, public lands shall include the air rights over any
6 portion of state land upon which a county mass transit project
7 is developed after July 11, 2005."

8 SECTION 14. Section 171-64.7, Hawaii Revised Statutes, is
9 amended by amending subsection (a) to read as follows:

10 "(a) This section applies to all lands or interest therein
11 owned or under the control of state departments and agencies
12 classed as government or crown lands previous to August 15,
13 1895, or acquired or reserved by the government upon or
14 subsequent to that date by purchase, exchange, escheat, or the
15 exercise of the right of eminent domain, or any other manner,
16 including accreted lands not otherwise awarded, submerged lands,
17 and lands beneath tidal waters that are suitable for
18 reclamation, together with reclaimed lands that have been given
19 the status of public lands under this chapter, including:

- 20 (1) Land set aside pursuant to law for the use of the
- 21 United States;



- 1 (2) Land to which the United States relinquished the
2 absolute fee and ownership under section 91 of the
3 Organic Act prior to the admission of Hawaii as a
4 state of the United States;
- 5 (3) Land to which the University of Hawaii holds title;
- 6 (4) Land to which the Hawaii housing finance and
7 development corporation in its corporate capacity
8 holds title;
- 9 (5) Land to which the department of agriculture holds
10 title by way of foreclosure, voluntary surrender, or
11 otherwise, to recover moneys loaned or to recover
12 debts otherwise owed the department under chapter 167;
- 13 (6) Land that is set aside by the governor to the Aloha
14 Tower development corporation; or land to which the
15 Aloha Tower development corporation holds title in its
16 corporate capacity;
- 17 (7) Land that is set aside by the governor to the
18 agribusiness development corporation; or land to which
19 the agribusiness development corporation in its
20 corporate capacity holds title; and



1 (8) [~~Land to which the Hawaii technology development~~
2 ~~corporation in its corporate capacity holds title, and~~
3 ~~(9)] Land to which the department of education holds~~
4 title."

5 SECTION 15. Section 210-7, Hawaii Revised Statutes, is
6 amended by amending subsection (b) to read as follows:

7 "(b) Subject to the availability of funds, a request from
8 the University of Hawaii on behalf of the Hawaii technology
9 development corporation for a transfer of funds to supplement
10 appropriations for small business innovation research grants
11 shall be granted expeditiously. If available funds are
12 inadequate for a transfer to the [~~development corporation,~~]
13 university, the director shall advise the [~~development~~
14 ~~corporation]~~ university that a transfer will be made when
15 sufficient funds are available in the Hawaii capital loan
16 revolving fund."

17 SECTION 16. Section 227D-2, Hawaii Revised Statutes, is
18 amended by amending subsection (b) to read as follows:

19 "(b) The governing body of the authority shall consist of
20 a board of directors having thirteen voting members. [~~Three]~~
21 Five members from the general public shall be appointed by the



1 governor for staggered terms pursuant to section 26-34, except
2 that one of these members shall be a resident of the county of
3 Hawaii. The members shall be selected on the basis of their
4 knowledge, interest, and proven expertise in, but not limited
5 to, one or more of the following fields: finance, commerce and
6 trade, corporate management, marketing, economics, engineering,
7 energy management, real estate development, property management,
8 aquaculture, and ocean science. The chairperson and secretary
9 of the research advisory committee shall serve on the board.
10 The director of business, economic development, and tourism, the
11 chairperson of the board of land and natural resources, the
12 president of the University of Hawaii, and the mayor of the
13 county of Hawaii, ~~[an appointed member from the board of the~~
14 ~~Hawaii technology development corporation, and an appointed~~
15 ~~member from the board of the Hawaii strategic development~~
16 ~~corporation,]~~ or their designated representatives, shall serve
17 as ex officio, voting members of the board. The tenants of the
18 authority shall elect two members to the board from among the
19 tenants of the authority, of which one member shall serve a two-
20 year term, and one member shall serve a four-year term. In
21 electing the tenant members, each tenant shall be entitled to



1 cast one vote for each member position. The tenant members
 2 shall be recused from voting on setting lease rents, water
 3 rates, or utility rates, but may participate in discussions.
 4 The director of business, economic development, and tourism
 5 shall serve as the chairperson until such time as a chairperson
 6 is elected by the board from the membership. The board shall
 7 elect other officers as it deems necessary."

8 SECTION 17. Section 237-24.7, Hawaii Revised Statutes, is
 9 amended to read as follows:

10 "§237-24.7 Additional amounts not taxable. In addition to
 11 the amounts not taxable under section 237-24, this chapter shall
 12 not apply to:

- 13 (1) Amounts received by the operator of a hotel from the
 14 owner of the hotel or from a time share association,
 15 and amounts received by the suboperator of a hotel
 16 from the owner of the hotel, from a time share
 17 association, or from the operator of the hotel, in
 18 amounts equal to and ~~which~~ that are disbursed by the
 19 operator or suboperator for employee wages, salaries,
 20 payroll taxes, insurance premiums, and benefits,



1 including retirement, vacation, sick pay, and health
2 benefits. As used in this paragraph:

3 "Employee" means employees directly engaged in
4 the day-to-day operation of the hotel and employed by
5 the operator or suboperator.

6 "Hotel" means an operation as defined in section
7 445-90 or a time share plan as defined in section
8 514E-1.

9 "Operator" means any person who, pursuant to a
10 written contract with the owner of a hotel or time
11 share association, operates or manages the hotel for
12 the owner or time share association.

13 "Owner" means the fee owner or lessee under a
14 recorded lease of a hotel.

15 "Suboperator" means any person who, pursuant to a
16 written contract with the operator, operates or
17 manages the hotel as a subcontractor of the operator.

18 "Time share association" means an "association"
19 as that term is defined in section 514E-1;

20 (2) Amounts received by the operator of a county
21 transportation system operated under an operating



1 contract with a political subdivision, where the
2 political subdivision is the owner of the county
3 transportation system. As used in this paragraph:

4 "County transportation system" means a mass
5 transit system of motorized buses providing regularly
6 scheduled transportation within a county.

7 "Operating contract" or "contract" means a
8 contract to operate and manage a political
9 subdivision's county transportation system, which
10 provides that:

11 (A) The political subdivision shall exercise
12 substantial control over all aspects of the
13 operator's operation;

14 (B) The political subdivision controls the
15 development of transit policy, service
16 planning, routes, and fares; and

17 (C) The operator develops in advance a draft
18 budget in the same format as prescribed for
19 agencies of the political subdivision. The
20 budget must be subject to the same
21 constraints and controls regarding the



1 lawful expenditure of public funds as any
 2 public sector agency, and deviations from
 3 the budget must be subject to approval by
 4 the appropriate political subdivision
 5 officials involved in the budgetary process.

6 "Operator" means any person who, pursuant to an
 7 operating contract with a political subdivision,
 8 operates or manages a county transportation system.

9 "Owner" means a political subdivision that owns
 10 or is the lessee of all the properties and facilities
 11 of the county transportation system (including buses,
 12 real estate, parking garages, fuel pumps, maintenance
 13 equipment, office supplies, etc.), and that owns all
 14 revenues derived therefrom;

15 (3) Surcharge taxes on rental motor vehicles imposed by
 16 chapter 251 and passed on and collected by persons
 17 holding certificates of registration under that
 18 chapter;

19 (4) Amounts received by the operator of orchard properties
 20 from the owner of the orchard property in amounts
 21 equal to and which are disbursed by the operator for



1 employee wages, salaries, payroll taxes, insurance
2 premiums, and benefits, including retirement,
3 vacation, sick pay, and health benefits. As used in
4 this paragraph:

5 "Employee" means an employee directly engaged in
6 the day-to-day operations of the orchard properties
7 and employed by the operator.

8 "Operator" means a producer who, pursuant to a
9 written contract with the owner of the orchard
10 property, operates or manages the orchard property for
11 the owner where the property contains an area
12 sufficient to make the undertaking economically
13 feasible.

14 "Orchard property" means any real property that
15 is used to raise trees with a production life cycle of
16 fifteen years or more producing fruits or nuts having
17 a normal period of development from the initial
18 planting to the first commercially saleable harvest of
19 not less than three years.

20 "Owner" means a fee owner or lessee under a
21 recorded lease of orchard property;



- 1 (5) Taxes on nursing facility income imposed by chapter
2 346E and passed on and collected by operators of
3 nursing facilities;
- 4 (6) Amounts received under property and casualty insurance
5 policies for damage or loss of inventory used in the
6 conduct of a trade or business located within the
7 State or a portion thereof that is declared a natural
8 disaster area by the governor pursuant to section 209-
9 2;
- 10 (7) Amounts received as compensation by community
11 organizations, school booster clubs, and nonprofit
12 organizations under a contract with the chief election
13 officer for the provision and compensation of precinct
14 officials and other election-related personnel,
15 services, and activities, pursuant to section 11-5;
- 16 (8) Interest received by a person domiciled outside the
17 State from a trust company (as defined in section
18 412:8-101) acting as payment agent or trustee on
19 behalf of the issuer or payees of an interest bearing
20 instrument or obligation, if the interest would not
21 have been subject to tax under this chapter if paid



1 directly to the person domiciled outside the State
2 without the use of a paying agent or trustee; provided
3 that if the interest would otherwise be taxable under
4 this chapter if paid directly to the person domiciled
5 outside the State, it shall not be exempt solely
6 because of the use of a Hawaii trust company as a
7 paying agent or trustee;

8 (9) Amounts received by a management company from related
9 entities engaged in the business of selling interstate
10 or foreign common carrier telecommunications services
11 in amounts equal to and which are disbursed by the
12 management company for employee wages, salaries,
13 payroll taxes, insurance premiums, and benefits,
14 including retirement, vacation, sick pay, and health
15 benefits. As used in this paragraph:

16 "Employee" means employees directly engaged in
17 the day-to-day operation of related entities engaged
18 in the business of selling interstate or foreign
19 common carrier telecommunications services and
20 employed by the management company.



1 "Management company" means any person who,
2 pursuant to a written contract with a related entity
3 engaged in the business of selling interstate or
4 foreign common carrier telecommunications services,
5 provides managerial or operational services to that
6 entity.

7 "Related entities" means:

8 (A) An affiliated group of corporations within
9 the meaning of section 1504 (with respect to
10 affiliated group defined) of the federal
11 Internal Revenue Code of 1986, as amended;

12 (B) A controlled group of corporations within
13 the meaning of section 1563 (with respect to
14 definitions and special rules) of the
15 federal Internal Revenue Code of 1986, as
16 amended;

17 (C) Those entities connected through ownership
18 of at least eighty per cent of the total
19 value and at least eighty per cent of the
20 total voting power of each such entity (or
21 combination thereof), including



- 1 partnerships, associations, trusts, S
2 corporations, nonprofit corporations,
3 limited liability partnerships, or limited
4 liability companies; and
- 5 (D) Any group or combination of the entities
6 described in paragraph (C) constituting a
7 unitary business for income tax purposes;
8 whether or not the entity is located within or without
9 the State or licensed under this chapter; and
- 10 (10) Amounts received as grants [~~under section 206M-15.~~]
11 from the University of Hawaii to any business in
12 Hawaii that:
- 13 (A) Receives a federal small business innovation
14 research phase I or II award or contract from any
15 participating federal agency, up to fifty per
16 cent of the amount of the federal award or
17 contract;
- 18 (B) Receives a federal small business technology
19 transfer program award or contract from any
20 participating federal agency, up to fifty per



1 cent of the amount of the federal award or
2 contract;
3 (C) Receives a federal small business innovation
4 research phase III or small business technology
5 transfer program phase III award or contract, up
6 to fifty per cent of the amount of the award or
7 contract funded by private sector or government
8 sources outside of the program; or
9 (D) Applies for a small business innovation research
10 federal grant or a small business technology
11 transfer program federal grant, in an amount not
12 to exceed \$3,000,
13 in order to facilitate the growth and development of
14 the commercial technology industry in Hawaii."

15 SECTION 18. Section 304A-1959, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "**§304A-1959 Biennial report.** No later than twenty days
18 prior to the convening of the regular session of each odd-
19 numbered year, the University of Hawaii shall submit a report to
20 the legislature concerning:



- 1 (1) All funds deposited into the university innovation and
- 2 commercialization initiative special fund and a
- 3 detailed description of the use of those funds; and
- 4 (2) Coordinated efforts between the innovation and
- 5 commercialization initiative program and other state
- 6 agencies, including the [~~Hawaii technology development~~
- 7 ~~corporation, the Hawaii strategic development~~
- 8 ~~corporation, and the]~~ Hawaii state energy office, to
- 9 move the State's innovation goals forward, and to more
- 10 efficiently and effectively utilize resources to
- 11 achieve these outcomes."

12 SECTION 19. Section 304A-3101, Hawaii Revised Statutes, is
 13 amended by amending subsection (b) to read as follows:

14 "(b) The center shall assist the [~~State's Hawaii~~
 15 ~~technology development corporation]~~ University of Hawaii in its
 16 efforts, shall promote educational, scientific, technological,
 17 and literary pursuits in the area of high technology, and shall
 18 provide support for the high technology industry in Hawaii in
 19 the following manner:



- 1 (1) By fostering scientific and technological interchange
2 between students and scholars of the United States and
3 other nations;
- 4 (2) By encouraging, initiating, aiding, developing, and
5 conducting scientific investigations and research in
6 high technology;
- 7 (3) By encouraging and aiding in the education and
8 training of persons from the United States and other
9 nations for the conduct of such investigations,
10 research, and study;
- 11 (4) By assisting in the dissemination of knowledge by
12 establishing, aiding, and maintaining professorships
13 or other staff positions, fellowships, scholarships,
14 publications, and lectures;
- 15 (5) By other means to make the benefits of investigations,
16 research, and study available to the public; and
- 17 (6) By any and all other acts reasonably designed to
18 further the above purposes in the interest of
19 promoting the general welfare of the people of the
20 State and the mutual understanding between the United
21 States and other nations."



1 SECTION 20. Section 394-8, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The department shall utilize the resources of the
4 University of Hawaii, including the [~~community college system,~~
5 ~~the Hawaii technology development corporation,~~] University of
6 Hawaii system and other educational and training resources in
7 the public and private sectors throughout the State as may be
8 appropriate to be used to provide preemployment or employment
9 training or on-the-job training for local residents hired by
10 businesses relocating to Hawaii or expanding their local
11 operations. The department may contract for these training
12 needs from public agencies including the various University of
13 Hawaii campuses, private educational institutions, nonprofit
14 corporations, or private entities in order to provide the
15 required training."

16 SECTION 21. Chapter 206M, Hawaii Revised Statutes, is
17 repealed.

18 SECTION 22. Chapter 211F, Hawaii Revised Statutes, is
19 repealed.

20 SECTION 23. There is appropriated out of the general
21 revenues of the State of Hawaii the sum of \$ or so much



1 thereof as may be necessary for fiscal year 2019-2020 and the
2 same sum or so much thereof as may be necessary for fiscal year
3 2020-2021 for the University of Hawaii to succeed and implement
4 the rights, powers, functions, and duties of the Hawaii
5 technology development corporation and the Hawaii strategic
6 development corporation.

7 The sums appropriated shall be expended by the University
8 of Hawaii for the purposes of this part.

9 SECTION 24. All rights, powers, functions, and duties of
10 the Hawaii technology development corporation and the Hawaii
11 strategic development corporation in the department of business,
12 economic development, and tourism are transferred to the
13 University of Hawaii.

14 All employees who occupy civil service positions and whose
15 functions are transferred to the University of Hawaii by this
16 part shall retain their civil service status, whether permanent
17 or temporary. Employees shall be transferred without loss of
18 salary, seniority (except as prescribed by applicable collective
19 bargaining agreements), retention points, prior service credit,
20 any vacation and sick leave credits previously earned, and other
21 rights, benefits, and privileges, in accordance with state



1 personnel laws and this part; provided that the employees
2 possess the minimum qualifications and public employment
3 requirements for the class or position to which transferred or
4 appointed, as applicable; provided further that subsequent
5 changes in status may be made pursuant to applicable civil
6 service and compensation laws.

7 Any employee who, prior to this part, is exempt from civil
8 service and is transferred as a consequence of this part may
9 retain the employee's exempt status, but shall not be appointed
10 to a civil service position as a consequence of this part. An
11 exempt employee who is transferred by this part shall not suffer
12 any loss of prior service credit, vacation or sick leave credits
13 previously earned, or other employee benefits or privileges as a
14 consequence of this part; provided that the employees possess
15 legal and public employment requirements for the position to
16 which transferred or appointed, as applicable; provided further
17 that subsequent changes in status may be made pursuant to
18 applicable employment and compensation laws. The president of
19 the University of Hawaii may prescribe the duties and
20 qualifications of these employees and fix their salaries without
21 regard to chapter 76, Hawaii Revised Statutes.



1 SECTION 25. All appropriations, records, equipment,
2 machines, files, supplies, contracts, books, papers, documents,
3 maps, and other personal property heretofore made, used,
4 acquired, or held by the department of business, economic
5 development, and tourism relating to the functions transferred
6 to the University of Hawaii shall be transferred with the
7 functions to which they relate.

8 SECTION 26. All rules, policies, procedures, guidelines,
9 and other material adopted or developed by the department of
10 business, economic development, and tourism to implement
11 provisions of the Hawaii Revised Statutes which are reenacted or
12 made applicable to the University of Hawaii by this part shall
13 remain in full force and effect until amended or repealed by the
14 University of Hawaii pursuant to chapter 91, Hawaii Revised
15 Statutes. In the interim, every reference to the department of
16 business, economic development, and tourism or director of
17 business, economic development, and tourism in those rules,
18 policies, procedures, guidelines, and other material is amended
19 to refer to the University of Hawaii or president of the
20 University of Hawaii as appropriate.



Report Title:

HTDC; Research and Development; Alternative Energy Research; Grants; UH; Appropriation

Description:

Requires HTDC to adopt rules to require businesses to return a technology research and development grant award if the recipient business relocates its principal place of business within 5 years of receiving the grant. Appropriates funding through the Research and Development Special Fund for the Research and Development Program of HTDC. Appropriates funds to HTDC for the Small Business Innovation Research Program and Manufacturing Assistance Program. Disallows HTDC grants to businesses that were awarded a competitive contract from the Department of Defense to research hydrodynamics and demand response. Appropriates funding through the Alternative Energy Research and Development Revolving Fund to provide grants. Repeals Act 67, SLH 2018, relating to alternative energy research and development and grants by HTDC. Repeals Act 141, SLH 2018, relating to the Research and Development Program in HTDC. Transfers the rights, powers, functions, and duties of HTDC and HSDC to UH. Appropriates funds to UH to implement the transfer. (SB995 HD1)

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

