



GOV. MSG. NO. 1249

EXECUTIVE CHAMBERS  
KE KE'ENA O KE KIA'ĀINA

JOSH GREEN, M.D.  
GOVERNOR  
KE KIA'ĀINA

June 29, 2023

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

The Honorable Scott K. Saiki  
Speaker, and Members of the  
House of Representatives  
Thirty-Second 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 June 29, 2023, the following bill was signed into law:

SB1141 SD2 HD2 CD1

RELATING TO WORKERS' COMPENSATION.  
**ACT 146**

Sincerely,

Josh Green, M.D.  
Governor, State of Hawai'i

on JUN 29 2023

THE SENATE  
THIRTY-SECOND LEGISLATURE, 2023  
STATE OF HAWAII

**S.B. NO.** 1141  
S.D. 2  
H.D. 2  
C.D. 1

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**A BILL FOR AN ACT**

RELATING TO WORKERS' COMPENSATION.

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

1           SECTION 1. In accordance with section 9 of article VII of  
2 the Hawaii State Constitution and sections 37-91 and 37-93,  
3 Hawaii Revised Statutes, the legislature has determined that the  
4 appropriations contained in H.B. No. 300, H.D. 1, S.D. 1,  
5 C.D. 1, and this Act will cause the state general fund  
6 expenditure ceiling for fiscal year 2023-2024 to be exceeded by  
7 \$1,063,847,367 or 11.0 per cent. This current declaration takes  
8 into account general fund appropriations authorized for fiscal  
9 year 2023-2024 in H.B. No. 300, H.D. 1, S.D. 1, C.D. 1, and this  
10 Act only. The reasons for exceeding the general fund  
11 expenditure ceiling are that:

12           (1) The appropriation made in this Act is necessary to  
13           serve the public interest; and

14           (2) The appropriation made in this Act meets the needs  
15           addressed by this Act.

16           SECTION 2. The legislature finds that Act 51, Session Laws  
17 of Hawaii 2004 (Act 51), transferred the control of certain  
18 functions of executive branch agencies that pertained to



1 education personnel and facilities to the department of  
2 education to increase operational efficiency while reducing  
3 bureaucracy. However, after enactment of Act 51, the department  
4 of human resources development continued to provide most  
5 services to the employees of the Hawaii state public library  
6 system. Eight years later, Act 61 (Act 61), Session Laws of  
7 Hawaii 2012, clarified that the transfer of functions by Act 51  
8 was not intended to include the Hawaii state public library  
9 system or its employees.

10 The legislature further finds that despite the  
11 clarification provided by Act 61, the aspects of workers'  
12 compensation for Hawaii state public library system employees  
13 continue to be within the functions of the department of  
14 education, and not within the functions of the department of  
15 human resources development. The legislature also finds that  
16 the department of human resources development has not received  
17 any additional staff or funding from the department of education  
18 to address its increased responsibilities to the Hawaii state  
19 public library system and its employees as a consequence of Act  
20 61.

21 The purpose of this Act is to:



- 1           (1) Transfer:
- 2                 (A) The rights, powers, functions, duties, resources,  
3                         and individual budget of the Hawaii state public  
4                         library system relating to workers' compensation  
5                         for its employees to the department of human  
6                         resources development; and
- 7                 (B) One full-time equivalent (1.0 FTE) permanent  
8                         position from the Hawaii state public library  
9                         system to the department of human resources  
10                         development; and
- 11           (2) Appropriate funds for the salary and benefits of one  
12                         full-time equivalent (1.0 FTE) human resources  
13                         specialist position to the department of human  
14                         resources development for the management and  
15                         administration of workers' compensation for the Hawaii  
16                         state public library system and its employees.

17           SECTION 3. Effective July 1, 2023:

- 18           (1) All rights, powers, functions, duties, resources, and  
19                         the individual budget of the Hawaii state public  
20                         library system relating to workers' compensation for  
21                         its employees are transferred to the department of



1 human resources development, subject to amendment or  
2 repeal by subsequent legislation ; and

3 (2) One full-time equivalent (1.0 FTE) permanent position  
4 shall be transferred to the department of human  
5 resources development from the Hawaii state public  
6 library system.

7 SECTION 4. There is appropriated out of the general  
8 revenues of the State of Hawaii the sum of \$80,000 or so much  
9 thereof as may be necessary for fiscal year 2023-2024 for the  
10 salary and benefits of one full-time equivalent (1.0 FTE) human  
11 resources specialist position to the department of human  
12 resources development for the management and administration of  
13 workers' compensation for the Hawaii state public library system  
14 and its employees.

15 The sum appropriated shall be expended by the department of  
16 human resources development for the purposes of this Act.

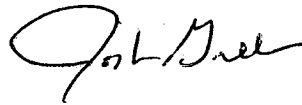
17 SECTION 5. This Act shall take effect on July 1, 2023.



S.B. NO.

1141  
S.D. 2  
H.D. 2  
C.D. 1

APPROVED this **29th** day of **June**, 2023



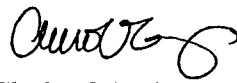
GOVERNOR OF THE STATE OF HAWAII

**THE SENATE OF THE STATE OF HAWAI‘I**

Date: May 4, 2023  
Honolulu, Hawai‘i 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-Second Legislature of the State of Hawai‘i, Regular Session of 2023.

  
President of the Senate

  
Clerk of the Senate

SB.No. 1141, SD 2, HD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 4, 2023  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-Second Legislature of the State of Hawaii, Regular Session of 2023.



Scott K. Saiki  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives