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# A BILL FOR AN ACT

RELATING TO COMPENSATION.

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

1           SECTION 1. The legislature finds that county police  
2 commissions, fire commissions, liquor commissions, and other  
3 county boards, commissions, authorities, and committees having  
4 oversight and supervisory powers are vital to county operations.  
5 The legislature also finds that members of these entities are  
6 unpaid, in spite of the hard work that they do. The legislature  
7 believes that these professionals and experts should be provided  
8 some level of compensation for their efforts. The legislature  
9 also notes that there have been instances of fraud because  
10 certain nefarious individuals were appointed to serve as members  
11 of these entities, and used their positions in an unethical  
12 manner. To prevent reoccurrence, the legislature finds that the  
13 counties should offer reasonable compensation to attract  
14 qualified, ethical candidates to serve in these positions.

15           The purpose of this Act is to:



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- 1           (1) Require each county to establish rates of compensation  
2                   for members of certain qualifying county boards,  
3                   commissions, authorities, and committees;
- 4           (2) Require each county to submit a report to the  
5                   legislature regarding the county's compliance with  
6                   this Act; and
- 7           (3) Appropriate moneys to each county for the purpose of  
8                   providing the State's share of the cost component  
9                   associated with providing the compensation required by  
10                  this Act.

11           SECTION 2. Chapter 46, Hawaii Revised Statutes, is amended  
12 by adding a new section to part II to be appropriately  
13 designated and to read as follows:

14           "§46-       Members of county boards; compensation. (a) No  
15 later than \_\_\_\_\_, each county shall enact an  
16 ordinance, or the applicable political subdivision of the county  
17 shall adopt rules pursuant to chapter 91, with respect to the  
18 compensation of the members of qualifying county boards.  
19 Specifically, the ordinance or rules, among other requirements,  
20 prohibitions, or provisions that may be included by the county  
21 or its political subdivision, shall:



1       (1) Establish that each member of a qualifying county  
2       board appointed after                                 shall be  
3       compensated at:

4       (A) The per diem rate or other rate, if any, at which  
5       members of federal boards, commissions,  
6       authorities, or committees are typically  
7       compensated; or

8       (B) A rate of \$                 per hour,  
9       whichever leads to a higher rate of pay per day; and

10      (2) Address whether each qualifying member shall be  
11      considered an employee of the respective county.

12      (b) For the purposes of this section:

13      "Board" means any board, commission, authority, or  
14      committee of a county.

15      "Qualifying county board" means any board that is created  
16      to have supervision, control, jurisdiction, or oversight power  
17      over specific matters and that is required to conduct meetings  
18      and to take official actions. "Qualifying county board" does  
19      not include any board that serves solely in an advisory  
20      capacity, or any county council."



1 SECTION 3. No later than twenty days prior to the  
2 convening of the regular session of 2024, the mayor of each  
3 county shall submit to the legislature a report of the status of  
4 the county's compliance with this Act.

5 SECTION 4. 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 2023-2024 and the  
8 same sum or so much thereof as may be necessary for fiscal year  
9 2024-2025 for the purpose of providing the State's share of the  
10 cost component associated with providing the compensation to  
11 members of qualifying county boards required pursuant to this  
12 Act.

13 The sums appropriated shall be expended by the city and  
14 county of Honolulu for the purposes of this Act.

15 SECTION 5. There is appropriated out of the general  
16 revenues of the State of Hawaii the sum of \$ or so much  
17 thereof as may be necessary for fiscal year 2023-2024 and the  
18 same sum or so much thereof as may be necessary for fiscal year  
19 2024-2025 for the purpose of providing the State's share of the  
20 cost component associated with providing the compensation to



1 members of qualifying county boards required pursuant to this  
2 Act.

3 The sums appropriated shall be expended by the county of  
4 Hawaii for the purposes of this Act.

5 SECTION 6. 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 2023-2024 and the  
8 same sum or so much thereof as may be necessary for fiscal year  
9 2024-2025 for the purpose of providing the State's share of the  
10 cost component associated with providing the compensation to  
11 members of qualifying county boards required pursuant to this  
12 Act.

13 The sums appropriated shall be expended by the county of  
14 Maui for the purposes of this Act.

15 SECTION 7. There is appropriated out of the general  
16 revenues of the State of Hawaii the sum of \$ or so much  
17 thereof as may be necessary for fiscal year 2023-2024 and the  
18 same sum or so much thereof as may be necessary for fiscal year  
19 2024-2025 for the purpose of providing the State's share of the  
20 cost component associated with providing the compensation to



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1 members of qualifying county boards required pursuant to this  
2 Act.

3 The sums appropriated shall be expended by the county of  
4 Kauai for the purposes of this Act.

5 SECTION 8. This Act shall take effect on July 1, 2023.

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INTRODUCED BY:



JAN 19 2023



# H.B. NO. 318

**Report Title:**

Counties; Boards; Members; Compensation; Appropriations

**Description:**

Requires each county to establish rates of compensation for members of certain qualifying county boards, commissions, authorities, and committees. Requires each county to submit a report to the Legislature regarding the county's compliance with this Act. Appropriates moneys to each county for the purpose of providing the compensation required by this Act.

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

