

ACT 164

A Bill for an Act Relating to the Interchange of Public Employees and Amending Chapter 5, Revised Laws of Hawaii 1955, as Amended.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 5, Revised Laws of Hawaii 1955, as amended, is hereby further amended by adding a new Part thereto to read as follows:

**PART VI
INTERCHANGE OF PUBLIC EMPLOYEES**

Sec. 5- . Declaration of policy. The State of Hawaii recognizes that intergovernmental cooperation is an essential factor in resolving problems affecting this state and that the interchange of personnel between and among governmental agencies at the same or different levels of government is a significant factor in achieving such cooperation.

Sec. 5- . Definitions. For the purposes of this Part:

(a) "Sending agency" means any local, national or foreign governmental agency or private agency with government sponsored programs or projects which sends any employee thereof to another governmental agency under this Part.

(b) "Receiving agency" means any local, national or foreign governmental agency or private agency with government sponsored programs or projects which receives any employee thereof from another governmental agency under this Part.

Sec. 5- . Authority to interchange employees. (a) Any department, agency or instrumentality of the State or any county, is authorized to participate in any program of interchange of employees as a sending and/or receiving agency.

(b) The period of individual assignment or detail under an interchange program shall not exceed 6 months, nor shall any person be assigned or detailed for more than 6 months during any 12-month

period. Details relating to any matter covered in this Part may be the subject of an agreement between the sending and receiving agencies. Elected officials shall not be assigned from a sending agency nor detailed to a receiving agency. It shall not be mandatory for any employee to participate in any interchange.

(c) Whenever the benefit to be received by such transaction of interchange is on the part of the sending agency the sending agency will be responsible for the salary and benefits and the payment of travel and transportation costs to which the employee would otherwise be entitled and the employee shall remain an employee of the sending agency for all other purposes except that the supervision of his duties during the period of detail may be governed by agreement by the sending and receiving agencies.

(d) Whenever the benefit to be received by such transaction of interchange is on the part of the receiving agency, the receiving agency shall reimburse the sending agency for the salary and other benefits including the payment of travel and transportation costs to which the employee would otherwise be entitled during the period of detail.

Sec. 5- . Rules and regulations. Rules and regulations shall be promulgated by the director of personnel services, subject to the approval of the governor, for officers and employees of the State, or by the directors of civil service, subject to the approval of their respective executive officers, for officers and employees of the city and county and the several counties.

SECTION 2. This Act shall take effect upon its approval.
(Approved June 22, 1965.) **H.B. 115.**