

ACT 254

**A Bill for an Act Relating to Provisional and Short Term Appoint-
ments.**

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

SECTION 1. Subsection (1) of section 3-21, Revised Laws of Hawaii 1955, as amended, is hereby further amended to read as follows:

(1) **Provisional and short term appointments.**

(1) Provisional appointment pending establishment of an eligible list. When there is no eligible available on a list appropriate for filling a vacancy in a continuing position and the public interest requires that the vacancy be filled before eligibles can be certified, the director may authorize filling of the vacancy through provisional appointment. The Director shall proceed without delay to announce an examination for the filling of such vacancy. Such appointment shall continue only for such period as may be necessary to make an appointment from a list of eligibles but shall not extend beyond 180 days in any 12 month period, provided that the Director may extend such provisional appointment for an additional 6 months' period if an open continuous examination has failed to secure any qualified, available eligibles.

(2) **Temporary limited appointment.** When there is need for temporary employment, the Director may authorize the department concerned to make or extend temporary appointments limited to a definite period of time, but not in excess of one year, except as otherwise specifically permitted by law or regulations. If the temporary appointment is not made from among regular employees eligible for non-competitive action, the director shall certify from an appropriate eligible list, so long as such list is available.

(3) **Emergency appointments.** In order to prevent the stoppage of essential public business, emergency appointments, not to exceed ten working days, may be made to fill positions temporarily in any serious emergency when it is not practicable to ascertain whether there is an eligible list; provided, however, that the director for good and sufficient cause, and for reasons given in writing by the department concerned, may extend such appointment for a period not to exceed thirty calendar days.

(4) Except as may be otherwise specified, provisional and temporary appointees must meet the minimum qualification requirements for the specific position to be filled.

SECTION 2. This Act shall take effect upon its approval.
(Approved July 9, 1965.) S.B. 182.