

ACT 135

S.B. NO. 2834

A Bill for an Act Relating to the Special Supplemental Food Program for Women, Infants, and Children (WIC).

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

SECTION 1. Act 289, Session Laws of Hawaii 1993, authorized the department of health to convert to permanent civil service status eighty federally-funded, temporary Hawaii women, infants, and children (WIC) nutrition program positions (79.5 full-time equivalents) during fiscal year 1993-1994 for the purpose of stabilizing staff and increasing the number of women, infants, and children served by the Hawaii WIC nutrition program. The department of health identified the following positions to convert to permanent civil service status:

- (1) Two public health nutritionist IV positions;
- (2) Sixteen public health nutritionist III positions;
- (3) Eight clerk-typist II positions;
- (4) Twenty-five clerk II positions; and
- (5) Twenty-nine paramedical assistant II positions

previously established under section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786), as amended.

The legislature finds that, upon conversion to permanent civil service status, the employees in the eighty positions will suffer loss of employee benefits and privileges which were accrued during their previous temporary or limited term appointments with the Hawaii WIC nutrition program. The purpose of this Act is to ensure that those employees, upon conversion, will retain their accrued benefits and privileges.

SECTION 2. Act 289, Session Laws of Hawaii 1993, is amended by adding a new section to read as follows:

“SECTION 33A. Provided that, with respect to the 79.5 full-time equivalent public health nutritionist, clerk-typist, clerk, and paramedical assistant positions of the Hawaii women, infants, and children nutrition program (HTH 160), the department of health is authorized to convert to permanent status incumbent officers and employees in those positions who shall be granted permanent civil service status in the converted positions without loss of salary, seniority, prior service credit, accrued vacation, sick leave, or other employee benefits and without the necessity of examination; provided that an officer or employee in a position to be converted pursuant to this Act must have performed work satisfactorily for a period of not less than six continuous months prior to the effective date of this Act; and provided that the officer or employee possesses the minimum qualifications for the position to which appointed.”

SECTION 3. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved June 8, 1994.)