

ACT 149

S.B. NO. 3207

A Bill for an Act Relating to Education.

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

SECTION 1. Section 26-52, Hawaii Revised Statutes, is amended to read as follows:

**“§26-52 Department heads and executive officers.** The salaries of the following state officers shall be as follows:

- (1) The salary of the superintendent of education shall be set by the board of education [~~at a rate no greater than \$250,000 a year~~]. The

superintendent shall be subject to an annual performance evaluation that is in alignment with other employee evaluations within the department of education and are based on outcomes determined by the board of education; provided that nothing shall prohibit the board of education from conditioning a portion of the salary on performance;

- (2) The salary of the president of the ~~[University]~~ university of Hawaii shall be set by the board of regents;
- (3) Effective July 1, 2004, the salaries of all department heads or executive officers of the departments of accounting and general services~~[-];~~; agriculture~~[-];~~; attorney general~~[-];~~; budget and finance~~[-];~~; business, economic development, and tourism~~[-];~~; commerce and consumer affairs~~[-];~~; corrections and rehabilitation~~[-];~~; Hawaiian home lands~~[-];~~; health~~[-];~~; human resources development~~[-];~~; human services~~[-];~~; labor and industrial relations~~[-];~~; land and natural resources~~[-];~~; law enforcement~~[-];~~; taxation~~[-];~~; and transportation shall be as last recommended by the executive salary commission. Effective July 1, 2007, and every six years thereafter, the salaries shall be as last recommended by the commission on salaries pursuant to section 26-56, unless rejected by the legislature; and
- (4) The salary of the adjutant general shall be \$85,302 a year. Effective July 1, 2007, and every six years thereafter, the salary of the adjutant general shall be as last recommended by the commission on salaries pursuant to section 26-56, unless rejected by the legislature, except that if the state salary is in conflict with the pay and allowance fixed by the tables of the regular Army or Air Force of the United States, the latter shall prevail.”

SECTION 2. Act 90, Session Laws of Hawaii 2014, is amended by amending section 4 to read as follows:

“SECTION 4. This Act shall take effect upon its approval~~[-]; provided that this Act shall be repealed on June 30, 2024, and section 26-52, Hawaii Revised Statutes, shall be reenacted in the form in which it read on the day prior to the approval date of this Act; provided further that any contracts entered into prior to June 30, 2024, shall remain in effect for the duration of the contract].”~~

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect on June 29, 2024.

(Approved July 1, 2024.)