

**Report to the Twenty-Fourth State Legislature
2007 Regular Session**

**On
Number of Exempt Positions Converted to Civil Service Positions
During the Previous Twelve Months**

**As Required by
Act 300, Session Laws of Hawaii 2006**

Submitted by the Department of Human Resources Development, February 2007.

SUMMARY OF REPORT

Act 300, Session Laws of Hawaii (SLH), was enacted to "comply with Act 253, Session Laws of Hawaii 2000, which placed restrictions on the creation of civil service exempt positions and required the review of exempt positions annually to determine whether they should remain exempt or be converted to civil service status." The Act:

1. Amended a number of statutory provisions that required that positions be exempt from civil service to allow discretion as to whether the positions should be civil service or exempt from civil service.
2. Directs the Department of Human Resources Development (DHRD) and the Hawaii Government Employees' Association (HGEA) to "work collaboratively to establish a logical, workable, and fair process for converting positions in various departments, which are currently exempt from chapter 76, Hawaii Revised Statutes, to civil service positions."
3. Grants rights to exempt employees who occupied the affected exempt positions for at least one year.
4. Requires DHRD to submit reports on exempt positions to the Legislature prior to each regular session.

This report complies with the reporting requirements and provides a status report on the efforts to implement Act 300.

Collaborative efforts between DHRD and HGEA have involved: discussions regarding which positions should be replaced with civil service positions; position classification matters; and compensation provisions that would determine the compensation of exempt employees appointed to replacement civil service positions.

The Department of Land and Natural Resources voluntarily replaced eight exempt positions covered by Act 300 with civil service positions. Other exempt positions not covered by Act 300 have also been replaced with civil service positions during the period covered by the report.

Inasmuch as the Act establishes an ongoing annual reporting requirement, and in order to provide the Legislature with the most current data available, the period covered by each report will be from November 1 to October 31 of the applicable years.

PART I INTRODUCTION

The original language of Senate Bill No. 3009, which became Act 300, SLH 2006, amended various statutory provisions to mandate that covered exempt positions be replaced with civil service positions. DHRD and HGEA discussed the bill and indicated to the Legislature that they were willing to work collaboratively to identify which of the affected exempt positions should be replaced with civil service positions and which ones should remain exempt. The final language allows the positions to be civil service or exempt from civil service and directs DHRD and HGEA to work collaboratively to establish a logical, workable, and fair process for converting positions to civil service positions.

In determining which exempt positions should be replaced with civil service positions, the Act specifies that DHRD and HGEA are to consider, but are not limited to, the following factors:

1. whether the criteria and statutory authority used to exempt positions under Section 76-16(b)(17), HRS, from civil service are no longer needed;
2. whether the position has a confidential relationship between an elected official, department head, or policy-making level staff;
3. whether the position directs programs defined by statute or by departmental, board, or commission policy or possesses significant authority to bind the agency to a course of action; and
4. whether the position involves substantial responsibility for formulating basic departmental or executive policy or involves directing and controlling program operations of a department or division of a department.

Act 300 also grants the following rights to employees who have occupied an exempt position for at least one year at the time of replacement by a civil service position:

1. The employee shall have a one-time election to remain exempt from civil service, provided that when the employee vacates the position, the position shall be converted to civil service.
2. If the employee elects to become civil service, the employee shall be appointed to the position, provided that the employee meets the minimum qualification requirements of the civil service class and any other applicable public employment requirements.
3. If the employee is appointed to the civil service position, the employee's compensation shall be determined according to the applicable collective bargaining agreement or supplemental agreement covering exempt employees without loss of seniority, prior service credit, accrued vacation, accrued sick leave, or other employee benefits.

During discussions between DHRD and HGEA, it was determined that new compensation adjustment provisions would need to be negotiated to avoid substantial pay cuts for some of the potentially affected employees if they elect to become civil service employees. It was also noted that new civil service classes would have to be established, and that this would delay replacement of exempt positions with civil service positions. One alternative discussed was the use of generic civil service classes until permanent classes could be established.

Act 300 obligates DHRD to submit a report to the Legislature prior to each regular session which is to include, but is not limited to the following:

1. The number of exempt positions that were converted to civil service during the previous twelve months.
2. The number of exempt positions remaining in each State department after the conversions.

For the exempt positions that are converted to civil service, the report must also indicate:

1. When the position was established.
2. The purpose of the position.
3. The rationale for the conversion.

This report provides the required information and also covers the progress made thus far in implementing the provisions of the Act.

PART II
POSITIONS COVERED BY ACT 300, SLH 2006

DHRD believes that the conversion process and employee rights provisions of Act 300, SLH 2006, are applicable only to positions and employees affected by the statutory provisions that were amended by the Act. The HGEA believes that the conversion process and employee rights provisions are applicable to positions and employees covered by any statutory provision that allows discretion as to whether positions should be exempt or civil service, even though the statutory provisions were not listed within the Act.

The amended statutory provisions in Sections 2 through 16 of the Act allow the following positions to be civil service or exempt from civil service:

1. Section 6E-3, HRS - positions within the Historic Preservation Program of the Department of Land and Natural Resources.
2. Section 26-9, HRS - positions within the Department of Commerce and Consumer Affairs that are funded by the Compliance Resolution Fund, except hearings officer and attorney positions are to remain exempt from civil service.
3. Section 28-10.5, HRS - positions within the Department of the Attorney General involved with criminal and juvenile justice coordination, except the administrator position is to remain exempt from civil service.
4. Section 28-10.6, HRS - positions within the Department of the Attorney General involved with the performance or coordination of programs, projects, and activities on the subject of crime, but the administrator position is to remain exempt from civil service.
5. Section 28-11, HRS - security investigators whose primary function is to provide security coverage for the Governor and other public officials of this State. The provision indicates that the positions are located within the Department of the Attorney General; however, the executive security functions were transferred to the Department of Public Safety by Act 146, SLH 1992.
6. Section 174C-5, HRS – positions assigned to the Water Commission within the Department of Land and Natural Resources, except agent, hearings officer, and consultant positions are to remain exempt from civil service.
7. Section 202-3, HRS – positions assigned to the Workforce Development Council within the Department of Labor and Industrial Relations, except the executive director position is to remain exempt from civil service.
8. Section 342G-12.5, HRS – the position of Recycling Coordinator, within the Office of Solid Waste Management within the Department of Health.

9. Section 346D-8, HRS – positions assigned to waiver programs within the Department of Human Services. At this time, there are no exempt waiver positions within the Department of Human Services.
10. Section 371K-3, HRS – positions assigned to the Office of Community Services within the Department of Labor and Industrial Relations, except the executive director position is to remain exempt from civil service.
11. Section 373C-33, HRS – positions assigned to the Hawaii Career Information Delivery System within the Department of Labor and Industrial Relations.
12. Section 383-128, HRS – positions assigned to administer the employment and training fund within the Department of Labor and Industrial Relations.
13. Section 412:2-109, HRS – positions within the Division of Financial Institutions of the Department of Commerce and Consumer Affairs involved in examining the affairs, transactions, accounts, records, documents and assets of financial institutions, including financial institution examiners and administrative support staff whose salaries are paid from the compliance resolution fund, except the Commissioner of Financial Institutions, and deputy commissioner are to remain exempt from civil service.
14. Section 440G-12, HRS – positions within the Department of Commerce and Consumer Affairs necessary to enforce Chapter 440G, HRS, Cable Television Systems, except the administrator and one or more attorney positions are to remain exempt from civil service.
15. Section 802-12, HRS – positions assigned to the Office of the Public Defender within the Department of Budget and Finance, except the State Public Defender and assistant state public defenders positions are to remain exempt from civil service.

A provision of Act 88, SLH 2001, specified that civil service positions assigned to the Hawaii public employees that were transferred to the Hawaii employer-union health benefits trust fund were to be exempted from the civil service when the incumbents vacated the positions on or after July 1, 2003. Section 17 of Act 300, SLH 2006, deleted this provision. Therefore, positions that were not vacated on the effective date of Act 300 (July 1, 2006) should remain within the civil service after the position is vacated. Some of the positions were vacated prior to July 1, 2006, and the Act does not include any provision that deals with affected positions already vacated. Section 87A-24, HRS, specifies that the staff of the State employer-union health benefits trust fund "shall be exempt from chapter 76."

Act 300 also amended Section 28-10.5, HRS, which deals with positions involved with criminal and juvenile justice coordination, and Section 28-10.6, HRS, which deals with positions involved with the performance or coordination of programs, projects, and

activities on the subject of crime to allow the positions to be civil service or exempt. However, the Act did not amend Section 76-16(b)(10), HRS, which specifies that "any support staff for the criminal and juvenile resources coordination functions" shall be exempt from civil service. Therefore, the positions must remain exempt. The discrepancy was pointed out in testimony from DHRD at the legislative committee hearings.

DHRD has provided HGEA with a list of all of the positions that fall under the above-mentioned statutory provisions.

PART III EXEMPT POSITIONS TO BE REPLACED WITH A CIVIL SERVICE POSITION

Section 18 of Act 300 directs DHRD and HGEA to "work collaboratively to establish a logical, workable, and fair process for converting positions in various departments, which are currently exempt from chapter 76, Hawaii Revised Statutes, to civil service positions." Logically, the process must include determining which exempt positions are to be replaced with civil service positions. The Act directs DHRD and HGEA to consider:

1. whether the specific statutory provisions requiring or allowing covered positions to be exempt are still needed;
2. whether the position has a confidential relationship with an elected official, department head, or policy-making level staff;
3. whether the position directs programs defined by statute or by departmental board or commission policy or possesses significant authority to bind the agency to a course of action; and
4. whether the position involves substantial responsibility for formulating basic departmental or executive policy or involves directing and controlling program operations of a department or division or a department.

The Act allows DHRD and HGEA to consider other factors or criteria, and some have been discussed, but no agreements have been reached.

PART IV COMPENSATION OF EXEMPT EMPLOYEES WHO ELECT TO BECOME CIVIL SERVICE EMPLOYEES

The Act states: "If the employee is appointed to the civil service position, the employee's compensation shall be determined according to the applicable collective bargaining agreement or supplemental agreement." The collective bargaining

agreements require the employees to be compensated at the entry rate of the applicable salary range. Supplemental agreements were negotiated between the State Executive Branch allowing exempt employees appointed to replacement civil service positions to be compensated at a rate comparable to what the employee would be earning if the employee had initially been employed on a civil service basis. However, those supplemental agreements expired on June 30, 2006, and new supplemental agreements are being negotiated.

Even under the provisions of the expired supplemental agreements, some of the potentially affected employees would take pay cuts of thousands of dollars per year. They could elect to remain exempt in order to avoid the pay cuts, but they would not receive the benefits and protections of civil service employment. DHRD and HGEA have expended much time and effort to modify the old supplemental agreement provisions to avoid such pay cuts, while at the same time restricting the compensation to levels which would not be grossly unfair to civil service employees in comparable positions.

PART V POSITION CLASSIFICATION

Although specific exempt positions to be replaced with civil service positions have not been identified, it is likely that new civil service classes will need to be established in order to replace some exempt positions with civil service positions. Establishment of civil service classes is time consuming, so there could be substantial delay in replacing some exempt positions with civil service positions. The HGEA suggested that generic classes could be established and utilized until specific classes are established. This would minimize delays. DHRD agreed that the concept would work for professional positions because there is an established pricing pattern which covers most professional positions. Generic professional trainee classes already exist, and DHRD has established a generic series of classes to cover independent worker professional positions.

It is believed that the majority of clerical or paraprofessional exempt positions that may be identified for replacement with civil service positions could be allocated to existing classes of work. In addition, there is no established pricing pattern for clerical and paraprofessional classes. Therefore, there has been no attempt to establish any generic clerical or paraprofessional classes.

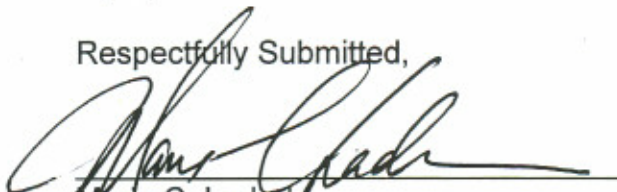
PART VI ANNUAL REPORT ON THE NUMBER OF EXEMPT POSITIONS AND THE NUMBER OF EXEMPT POSITIONS REPLACED WITH CIVIL SERVICE POSITIONS

Pursuant to Act 300, DHRD is obligated to submit to the Legislature prior to each regular legislative session, a report regarding exempt positions that have been replaced

with civil service positions within the previous twelve months, and the remaining number of exempt positions in each department. Attachment 1 provides the required information, by department, regarding exempt positions that were replaced with civil service positions within the period November 1, 2005 to October 31, 2006. This period was selected as it will provide the most up-to-date information possible and it is anticipated that the same period will be utilized in future reports. All of the positions were exempted under the provisions of Section 76-16 (b) 3 (consent decree), 12 (project), or 17 (other law), HRS. Attachment 2 provides a summary of the exempt positions that were replaced with civil service positions. Attachment 3 provides the number of exempt positions remaining within each department, as of November 1, 2006, broken down by the statutory basis for exemption.

DATED: Honolulu, Hawaii, February 1, 2007

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Marie C. Laderta', is written over a horizontal line.

Marie C. Laderta
Interim Director
Department of Human Resources
Development

Attachment 1 - Converted Positions by Departments

Attachment 2 - Summary of Converted Positions

Attachment 3 - Summary of Exempt Positions by Subsections and Departments

CONVERTED POSITIONS
[Exempt to Civil Service (CS)]
November 1, 2005 - October 31, 2006

Department: ATTORNEY GENERAL							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
Hawaii Criminal Justice Data Center (HCJDC)	102642	117715	Clerk IV	Monitor, research and resolve user agency input problems into HCJDC Information Systems	11/4/1993	11/8/2005		Redesign OBTS/CCH (renamed CJIS-HI) System	
HCJDC	111091	117716	Clerk IV	Monitor, research and resolve user agency input problems into HCJDC Information Systems	8/16/2000	11/8/2005		Redesign OBTS/CCH (renamed CJIS-HI) System	

Attachment 1 - CCA

CONVERTED POSITIONS
[Exempt to Civil Service (CS)]
November 1, 2005 - October 31, 2006

Department: COMMERCE AND CONSUMER AFFAIRS

							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
Business Registration Division (BREG)	102007	117941	Business Registration Supvr	Supervises lower level Bus Reg Asst, review & appv's app's	2/7/1989	5/1/2006	201D-2(b) [ACT 62, SLH 2005=Transferred psn from BED to CCA]		
BREG	102008	117939	Business Registration Asst	Accepts, processes applications for Tax, DLIR & CCA	2/7/1989	5/1/2006	201D-2(b) [ACT 62, SLH 2005=Transferred psn from BED to CCA]		
BREG	102009	117940	Business Registration Asst	Accepts, processes applications for Tax, DLIR & CCA	2/7/1989	5/1/2006	201D-2(b) [ACT 62, SLH 2005=Transferred psn from BED to CCA]		

CONVERTED POSITIONS
[Exempt to Civil Service (CS)]
November 1, 2005 - October 31, 2006

Department: DEFENSE							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
Engineering Office	112437	112986	Accountant III	Does fiscal planning, budgeting, programming funds allocation, procurement and reports for construction, repair and maintenance of Hawaii Army Guard facilities.	10/18/01	7/1/06		Fiscal Year Budget Requirements	

CONVERTED POSITIONS
[Exempt to Civil Service (CS)]
November 1, 2005 - October 31, 2006

Department: HUMAN SERVICES							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
Office of Youth Services (OYS)	102149	117955	Children & Youth Spclt V	Develop, formulate and oversee programs and services in the Youth Gang Prevention/Intervention area.	11/22/1989	7/1/2006		Yth Gang Response System Project	
OYS	102150	117954	Children & Youth Spclt IV	Assist in the development, formulation and oversight of programs and services for children and youth.	12/26/1989	7/1/2006		Yth Gang Response System Project	
Benefits, Employment and Support Services Division (BESSD)	116849	118058	Self-Suff/Supp Svcs Spclt IV	Plan, develop and amend program rules and procedures and monitor and evaluate program delivery strategies, etc., in the case management, employment and training areas.	5/18/2004	8/9/2006		Service Integration Project	
BESSD	116850	118059	Self-Suff/Supp Svcs Spclt IV	Plan, develop and amend program rules and procedures and monitor and evaluate program delivery strategies, etc., in the case management, employment and training areas.	5/18/2004	8/9/2006		Service Integration Project	
BESSD	116851	118060	Self-Suff/Supp Svcs Spclt IV	Plan, develop and amend program rules and procedures and monitor and evaluate program delivery strategies, etc., in the case management, employment and training areas.	5/18/2004	8/9/2006		Service Integration Project	
BESSD	116852	118061	Self-Suff/Supp Svcs Spclt IV	Plan, develop and amend program rules and procedures and monitor and evaluate program delivery strategies, etc., in the case management, employment and training areas.	5/18/2004	8/9/2006		Service Integration Project	
BESSD	116853	118062	Clerk Typist II	Perform the full range of clerical functions in support of the Program Office.	5/18/2004	7/26/2006		Service Integration Project	

CONVERTED POSITIONS
[Exempt to Civil Service (CS)]
November 1, 2005 - October 31, 2006

Department: HEALTH							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
Child and Adolescent Mental Health Division (CAMHD)	112896	25611	Human Svcs Prof IV	To provide a comprehensive range of accessible & coordinated mental health services to residents & various community groups	6/25/2002	8/1/2006 *			FELIX
CAMHD	116656	40547	Clinical Psychologist VI	To provide psychological mental health services to emotionally handicapped children	1/6/2004	9/1/2006 *			FELIX
CAMHD	108743	50511	Mental Health Care Coord IV	Serve as mental health representative on inter-disciplinary team which assess individual children & adolescents	9/9/1998	9/16/2006 *			FELIX
CAMHD	111765	31478	Human Svcs Prof IV	To provide a comprehensive range of accessible & coordinated mental health services to residents & various community groups	2/12/2001	2/21/2006 *			FELIX
CAMHD	112895	40504	Mental Health Care Coord IV	Serve as mental health representative on inter-disciplinary team which assess individual children and adolescents	6/25/2002	4/1/2006 *			FELIX
CAMHD	110394	40505	Mental Health Care Coord IV	Serve as mental health representative on inter-disciplinary team which assess individual children and adolescents	11/12/1999	6/13/2006 *			FELIX
CAMHD	111517	42193	Clerk Typist II	Serves the west Hawaii catchment area and performs a range of clerical work	10/23/2000	7/1/2006 *			FELIX
CAMHD	111346	45170	Mental Health Supervisor II	To plan, organize, coordinate, and monitor the Family Guidance Center services	8/21/2000	3/21/2006 *			FELIX
CAMHD	110565	51090	Clerk IV	To perform highly complex clerical work in data collection, input & reporting for the various information systems & reports reflecting statistical data pertaining to mental health services for children & adolescents	2/11/2000	4/1/2006 *			FELIX

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Department: HEALTH

							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
CAMHD	111754	51092	Clerk IV	To perform highly complex clerical work in data collection, input & reporting for the various information systems & reports reflecting statistical data pertaining to mental health services for children & adolescents	2/5/2001	7/1/2006 *			FELIX
CAMHD	110343	110111	Data Processing User Supp Tech	Provides general information technology support	10/28/1999	1/1/2006 *			FELIX
CAMHD	110344	110112	Data Processing User Supp Tech	Provides general information technology support	10/28/1999	7/1/2006 *			FELIX
CAMHD	116847	110626	Human Svcs Prof IV	Serve as mental health representative on inter-disciplinary team which assess individual children & adolescents	4/20/2004	4/1/2006 *			FELIX
CAMHD	108722	117752	Hospital Billing Clerk I	To support CAMHD's health plan fiscal billing operations	9/9/1998	12/28/2005			FELIX
CAMHD	108723	117753	Hospital Billing Clerk I	To support CAMHD's health plan fiscal billing operations	9/9/1998	12/28/2005			FELIX
CAMHD	110357	117756	Hospital Billing Clerk I	To support CAMHD's health plan fiscal billing operations	10/28/1999	12/28/2005			FELIX
CAMHD	110358	117757	Hospital Billing Clerk I	To support CAMHD's health plan fiscal billing operations	10/28/1999	12/28/2005			FELIX
CAMHD	108757	50678	Clerk Typist II	To provide clerical support services for the Hawaii Family Guidance Center	9/9/1998	1/1/2006 *			FELIX
CAMHD	116430	51103	Public Health Adm Officer III	To advise & assist the Center Chief & Staff on matters relating to fiscal & personnel management	8/1/2003	1/1/2006 *			FELIX
CAMHD	102998	52119	Clerk Typist II	To assist the Secretary III in providing clerical support services to the division staff	8/10/1995	1/1/2006 *			FELIX
CAMHD	110342	110239	Data Processing User Supp Tech	Provides general information technology support	10/28/1999	1/1/2006 *			FELIX
CAMHD	108748	117657	Clerk Typist II	To provide clerical support services for the Hawaii Family Guidance Center	9/9/1998	10/10/2005			FELIX
CAMHD	108727	117659	Clerk IV	To perform highly complex clerical work in data collection, input & reporting for the various information systems & reports reflecting statistical data pertaining to mental health services for children & adolescents	9/9/1998	10/24/2005			FELIX
CAMHD	110542	117658	Clerk Typist II	To provide clerical support services for the Hawaii Family Guidance Center	2/3/2000	10/10/2005			FELIX

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Department: HEALTH

							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
Administrative Services Office (ASO)	108715	118019	Accountant IV	To implement & maintain the department's cost allocation system for administrative cost claiming under Title XIX (Medicaid) and manage the random moment study as described	6/12/1998	10/11/2006		COST ALLOCATION/RANDOM MOMENT STUDY	
ASO	108716	118021	Clerk Typist III	To perform telephone surveys for the department's administrative cost claiming activity under Title XIX (Medicaid)	6/12/1998	10/11/2006		COST ALLOCATION/RANDOM MOMENT STUDY	
ASO	108717	118020	Clerk Typist III	To perform telephone surveys for the department's administrative cost claiming activity under Title XIX (Medicaid)	6/12/1998	10/11/2006		COST ALLOCATION/RANDOM MOMENT STUDY	
Family Health Services Division (FHSD)	112254	117568	Program Specialist IV	To serve as the Hawaii Pregnancy Risk Assessment Monitoring System (PRAMS) Program Coordinator in the study & analysis of pregnancy behaviors to improve pregnancy outcomes for healthy infants	7/26/2001	1/16/2006		HO'OPILI PONO (PREGNANCY RISK ASSESSMENT MONITORING SYSTEM)	
FHSD	110431	117885	Clerk Typist II	To provide fiscal/clerical support services for the Healthy Start Initiative Grant	2/1/2000	6/6/2006		MALAMA A HO'OPILI PONO	
FHSD	110543	117881	Human Svcs Prof IV	To provide comprehensive, culturally competent, family-centered social work services to the women, children and their families of the island of Hawaii which include conducting psycho-social assessments & intervention	3/1/2000	4/21/2006		MALAMA A HO'OPILI PONO	
FHSD	110544	117880	Human Svcs Prof IV	To provide comprehensive, culturally competent, family-centered social work services to the women, children and their families of the island of Hawaii which include conducting psycho-social assessments & intervention	3/1/2000	4/21/2006		MALAMA A HO'OPILI PONO	
FHSD	110545	117884	Clerk Typist II	To provide clerical support services for the Healthy Start Initiative Grant	3/1/2000	5/22/2006		MALAMA A HO'OPILI PONO	
FHSD	110546	117889	Clerk Typist II	To provide clerical support services for the Healthy Start Initiative Grant	3/1/2000	5/22/2006		MALAMA A HO'OPILI PONO	
FHSD	110547	117888	Clerk Typist II	To provide clerical support services for the Healthy Start Initiative Grant	3/1/2000	5/22/2006		MALAMA A HO'OPILI PONO	
FHSD	110548	117920	Social Service Aid III	To provide extensive field work & outreach functions in accordance with protocols & independently provide support services for professional staff	3/1/2000	4/21/2006		MALAMA A HO'OPILI PONO	

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Department: HEALTH							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
FHSD	110549	117883	Social Service Aid III	To provide extensive field work & outreach functions in accordance with protocols & independently provide support services for professional staff	3/1/2000	4/21/2006		MALAMA A HO'OPILI PONO	
FHSD	110550	117882	Social Service Aid III	To provide extensive field work & outreach functions in accordance with protocols & independently provide support services for professional staff	3/1/2000	4/21/2006		MALAMA A HO'OPILI PONO	
FHSD	112394	117879	Clerk Typist II	To provide clerical support services for the Healthy Start Initiative Grant	8/23/2001	5/22/2006		MALAMA A HO'OPILI PONO	
FHSD	112360	117878	Registered Prof Nurse IV	To provide public health nursing services for the Maternal & Child Support Services Section & the Healthy Start Initiative Grant	8/23/2001	7/27/2006		MALAMA A HO'OPILI PONO	
FHSD	110435	117886	Statistics Clerk I	To provide statistical & clerical support services for the Maternal & Child Support Services Section & the Healthy Start Initiative Grant	12/15/1999	7/17/2006		MALAMA A HO'OPILI PONO	
Executive Office on Aging (EAO)	103196	117795	Program Specialist (Aging) IV	To recruit & train volunteer counselors to inform, counsel & provide assistance to persons regarding Medicare, Medicaid, Medicare Supplemental Insurance, long-term care insurance, & relevant health insurance options	10/30/1992	1/23/2006		STATE HEALTH INSURANCE ASSISTANCE PROGRAM	
EOA	108777	117787	Program Specialist (Aging) III	To recruit & train volunteer counselors to inform, counsel & provide assistance to persons regarding Medicare, Medicaid, Medicare Supplemental Insurance, long-term care insurance, & relevant health insurance options	4/16/1999	2/17/2006		STATE HEALTH INSURANCE ASSISTANCE PROGRAM	
EOA	103512	117794	Program Specialist (Aging) III	To recruit & train volunteer counselors to inform, counsel & provide assistance to persons regarding Medicare, Medicaid, Medicare Supplemental Insurance, long-term care insurance, & relevant health insurance options	10/27/1997	2/15/2006		SAGEWATCH	
EOA	103513	117821	Program Specialist (Aging) IV	To recruit & train volunteers to educate persons regarding Medicare & Medicaid Fraud Prevention	10/27/1997	2/17/2006		SAGEWATCH	
Emergency Medical Services & Injury Prevention System Branch (EMSIPSB)	102970	117789	Public Health Educator IV	To provide information management, planning, assessment, policy development and advocacy, assurance, organization, implementation, coordination, & monitoring of prevention initiatives in the field of injury prevention with an emphasis on childhood injury prevention	7/23/1993	1/23/2006		KEIKI INJURY PREVENTION INITIATIVE	

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Department: HEALTH

							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
EMSIPSB	102972	117788	Clerk Typist II	Provide typing, clerical & fiscal support services for the Keiki Injury Prevention Initiative & the Injury Prevention & Control Section	7/23/1993	1/23/2006		KEIKI INJURY PREVENTION INITIATIVE	
EMSIPSB	108774	117822	Clerk Typist II	Provide typing, clerical & fiscal support services for the Keiki Injury Prevention Initiative & the Injury Prevention & Control Section	3/17/1999	2/3/2006		KEIKI INJURY PREVENTION INITIATIVE	
Office of Health Status Monitoring (OHSM)	117148	118131	Information Technol Spclt IV	Responsible for electronic data processing systems analysis, systems design, systems development, systems implementation, & systems maintenance	10/27/2004	10/6/2006		ELECTRONIC DEATH REGISTRATION	
FHSD	110620	50498	Human Svcs Prof III	To identify individual family health needs & act as Case Manager in ensuring that appropriate services & support are provided for these families in need of the services	3/17/2000	7/1/2006 *			FELIX
FHSD	110983	110106	Special Education Teacher III	To conduct educational, cognitive, social & learning style assessments of infants & toddlers with special needs	7/5/2000	8/16/2006 *			FELIX
FHSD	110996	117917	Human Svcs Prof III	Responsible for the provision of immediate culturally competent, family centered care coordination & social work/human services for infants & toddlers with special needs & their families	7/6/2000	8/23/2006			FELIX
FHSD	111000	117853	Educational Assistant III	Responsible for providing services to children, birth to three years, who have special needs in order that these children develop to their full potential	7/12/2000	4/3/2006			FELIX
FHSD	111079	117847	Children & Youth Spclt III	Responsible for the implementation of Part C of The Individuals With Disabilities Education Act (Public Law 108-446), & Hawaii Revised Statutes (HRS) 321.351-353, & 362-363, & the Hawaii State Plan For Early Intervention Services	8/3/2000	3/31/2006			FELIX
FHSD	111489	50741	Speech Pathologist IV	To provide speech, learning, language preventive, evaluative, & consultative & treatment to infants & toddlers 0-3 years of age with developmental disabilities and their families	10/5/2000	6/30/2006 *			FELIX
FHSD	111529	117856	Special Education Teacher IV	Provide consultation, training & support to public & private service providers & families of infants & toddlers who are blind or visually impaired	10/26/2000	4/3/2006			FELIX

Attachment 1 - HTH

Department: HEALTH							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
FHSD	111637	117845	Registered Prof Nurse IV	To ensure that all clients in this program receive appropriate health care & developmental assessments, and that the staff of POS (purchase of services) agencies receives appropriate consultation & training in these areas	12/19/2000	4/5/2006			FELIX
FHSD	111695	117844	Human Svcs Prof IV	To provide program support to the Healthy Start Unit by planning & developing policies relating to service delivery for children at environmental risk	2/1/2001	3/8/2006			FELIX
FHSD	112613	50139	Human Svcs Prof II	Responsible for determining eligibility for early intervention & arranging for related services for families of children, birth to age three, through the central point of contact	11/21/2001	7/1/2006 *			FELIX
FHSD	116452	117562	Children & Youth Spclt IV	Responsible for the implementation of Part C of The Individuals with Disabilities Education Act (Public Law 105-17), HRS 321.351- 353 & HRS 321.362-363, which includes the identification of & provision of services for children with special health needs	8/7/2003	1/3/2006			FELIX
FHSD	116453	117857	Children & Youth Spclt IV	Responsible for the implementation of Part C of The Individuals with Disabilities Education Act (Public Law 105-17), HRS 321.351- 353 & HRS 321.362-363, which includes the identification of & provision of services for children with special health needs	8/7/2003	6/30/2006 *			FELIX
FHSD	116455	117854	Children & Youth Spclt IV	Responsible for the implementation of Part C of The Individuals with Disabilities Education Act (Public Law 105-17), HRS 321.351- 353 & HRS 321.362-363, which includes the identification of & provision of services for children with special health needs	8/7/2003	4/3/2006			FELIX
FHSD	116454	117855	Children & Youth Spclt IV	Responsible for the implementation of Part C of The Individuals with Disabilities Education Act (Public Law 105-17), HRS 321.351- 353 & HRS 321.362-363, which includes the identification of & provision of services for children with special health needs	8/7/2003	4/3/2006			FELIX
FHSD	110615	49087	Human Svcs Prof III	To identify individual family health needs & act as Case Manager in ensuring that appropriate services & support are provided for these families in need of the services	3/17/2000	4/1/2006 *			FELIX

Attachment 1 - HTH

Department: HEALTH							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
FHSD	111375	110308	Statistics Clerk I	To collect and maintain statistical data in support of the division's data needs/system	8/25/2000	12/30/2005 *			FELIX
FHSD	112876	112463	Speech Pathologist III	To provide speech, hearing & language preventive, evaluative, consultative, & direct services to infants & toddlers 0-3 years of age with special needs & their families	6/19/2002	4/16/2006 *			FELIX
FHSD	111518	117679	Account Clerk III	Provides complex fiscal support for the Maternal & Child Health Branch's state funded Healthy Start Program	10/26/2000	10/20/2005			FELIX
Developmental Disabilities Division (DDD)	113020	117921	Information Technol Spclt IV	Responsible for electronic data processing systems analysis, systems design, systems development, systems implementation and systems maintenance	8/2/2002	5/3/2006			MAKIN
EOA	102145	117923	Program Specialist (Aging) IV	Responsible for providing State leadership for the promotion & development of legal assistance programs for the elderly	10/1/1997	7/27/2006	349-2 HRS		
EOA	102473	117938	Research Statistician V	Manages EOA's statistical policies, programs, & information systems, supervises statistical studies & provides data consultation services to EOA staff & other agencies & entities conducting research on aging & long term care	7/1/1997	8/7/2006	349-2 HRS		

NOTES:

* Effective date of abolishment of exempt position.

Previously established civil service position was kept vacant while exempt position was filled.

CONVERTED POSITIONS
[Exempt to Civil Service (CS)]
November 1, 2005 - October 31, 2006

Department: LAND AND NATURAL RESOURCES							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
Commission on Water Resources Management (CWRM)	110092	117628	Geologist II	Serve as principal geologist in the CWRM, consulting geologist for the department and for the overall operation of the Water Resource Investigation Section.	6/1/1999	12/1/2005	174 C-5		
CWRM	112918	117605	Geologist I	Serve as the assistant geologist in the CWRM.	7/1/2002	1/1/2006	174 C-5		
Land Division	110215	117776	Land Agent IV	Conduct activities relating to the management of leases, permits and other encumbrances on state lands; process requests to use state lands and management of unencumbered state lands.	9/13/1999	1/1/2006	171-19(2)		
Land Division	110270	117777	Land Agent IV	Conduct activities relating to the management of leases, permits and other encumbrances on state lands; process requests to use state lands and management of unencumbered state lands.	9/13/1999	1/1/2006	171-19(2)		
State Parks	100628	117748	Park Caretaker II	Perform a variety of manual and semi-skilled work tasks involved in the maintenance, operations and development of the grounds, park facilities, open areas, and walking paths.	5/25/1973	1/1/2006	6E-3 (14)		
State Parks	100629	117774	Park Caretaker II	Perform a variety of manual and semi-skilled work tasks involved in the maintenance, operations and development of the grounds, park facilities, open areas, and walking paths.	5/25/1973	1/1/2006	6E-3 (14)		

Attachment 1 - LNR

Department: LAND AND NATURAL RESOURCES							Subsection 17	Subsection 12	Subsection 3
Division	Exempt Pos. No.	CS Pos. No.	CS Title	Purpose of Position	Date Established	Date of Conversion	Legal Authority	Project Title	Name of Consent Decree
State Parks	100630	117556	Park Caretaker II	Perform a variety of manual and semi-skilled work tasks involved in the maintenance, operations and development of the grounds, park facilities, open areas, and walking paths.	5/25/1973	8/12/2005	6E-3 (14)		
State Parks	100631	117775	Park Maintenance Supervisor II	Supervise the maintenance and operation of all parks in the West Hawaii from Lapakahi to Kealahou Bay.	5/25/1973	1/1/2006	6E-3 (14)		
State Parks	100699	117749	Educational Assistant II	Interpret the natural, cultural and recreational resources of Lapakahi State Historical Park for park users to ensure that the resources are protected, preserved and conserved.	5/16/1975	1/1/2006	6E-3 (14)		
State Parks	100700	117750	Educational Assistant II	Interpret the natural, cultural and recreational resources of Lapakahi State Historical Park for park users to ensure that the resources are protected, preserved and conserved.	5/16/1975	1/1/2006	6E-3 (14)		

**Summary of Converted Positions [Exempt to Civil Service]
November 1, 2005 - October 31, 2006**

	AGR	AGS	ATG	BED	BUF	CCA	DEF	GOV	HHL	HMS	HRD	HTH	LBR	LIB	LNR	LTG	PSD	TAX	TRN	UOH	Totals
Positions - Subsection (17) *	22	1070	13	98	180	204	4	2	115	108		82	66	3	87	23	64	12	9		2162
Replace with Civil Service						3						2			10						15
Remain Exempt	22	1070	13	98	180	201	4	2	115	108	0	80	66	3	77	23	64	12	9	0	2147
Positions - Subsection (12) *	1	8	9	30	7	1	41			116	1	166	1		5		18	4	10		418
Replace with Civil Service			2				1			7		24									34
Remain Exempt	1	8	7	30	7	1	40	0	0	109	1	142	1	0	5	0	18	4	10	0	384
Positions - Subsection (3) *										20		395									415
Replace with Civil Service												43									43
Remain Exempt	0	0	0	0	0	0	0	0	0	20	0	352	0	0	0	0	0	0	0	0	372
Total Converted Positions	0	0	2	0	0	3	1	0	0	7	0	69	0	0	10	0	0	0	0	0	92

Notes:

* HRMS data as of 11/01/05.

Effective 7/01/05, DOE (except LIB (public libraries)) not included in the report pursuant to Act 51, SLH 2004.

Aloha Stadium event positions are included in count for AGS subsection 17.

Summary of Exempt Positions by Subsections and Departments

Subsection	AGR	AGS	ATG	BED	BUF	CCA	DEF	GOV	HHL	HMS	HRD	HTH	LBR	LIB	LNR	LTG	PSD	TAX	TRN	UOH	Totals
1							14														14
3										12		363					5				380
5								68					2			15					85
6								1								1					2
7	1	2	1	1	1	1	1		1	1	1	2	7		1		4	1	1		27
9	2	2	1	2	2	2	2		2	2	2	5	2	1	3		4	2	4	19	59
10			215																		215
12	1	8	9	27	8	1	62			111	1	140	1		5		20	4	3		401
13		27	35	52	56	35	6		64	1	19	13	1703	210	65	5	1		315		2607
14															1						1
15							1					10							15	240	266
16	1	1		1	1	1	1		1	1	1	5	1	1	1			1	4		22
17	22	1070	13	148	182	205	14	2	115	67		82	65	3	79	22	64	16	9		2178
18										61											61
19																				1	1
21										40											40
22																				15	15
23												1							2	3	6
25																	1				1
27							59														59
Totals	27	1110	274	231	250	245	160	71	183	296	24	621	1781	215	155	43	99	24	353	278	6440

Note:

HRMS data as of 11/01/06.

Aloha Stadium event positions are included in count for AGS subsection 17.

Student Helper & Student Intern positions are included in department counts for subsection 13.

Work Experience positions are included in count for LBR subsection 13.