

STAND. COM. REP. NO.

656

Honolulu, Hawaii

MAR 01 2007

RE: S.B. No. 46
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 46 entitled:

"A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS,"

begs leave to report as follows:

The purpose of this measure as received is to make technical
revisions to law pertaining to public employees.

Your Committee received no testimony on this measure.

Your Committee previously heard S.B. No. 684, A Bill for an
Act Relating to Uniform Information Practices, which proposed an
amendment to the Uniform Information Practices Act (Modified),
chapter 92F, Hawaii Revised Statutes (HRS), to require public
disclosure of proposed compensation or compensation changes for
administrative positions in the University of Hawaii System. At
the hearing on S.B. No. 684, your Committee received testimony in
support from the University of Hawaii Professional Assembly. The
University of Hawaii opposed the measure. The Office of
Information Practices offered comment.

The Office of Information Practices testified that a
requirement to disclose information at a public meeting would more
appropriately be placed in chapter 92, HRS, governing public
meetings, or the substantive law governing the public agency,
rather than the in chapter 92F, HRS, which pertains to records.
Because the title of S.B. No. 864 would not encompass that
revision, it was announced during decision-making on S.B. No. 864,

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that S.B. No. 46 would be amended to include the intended revisions in appropriate statutory sections.

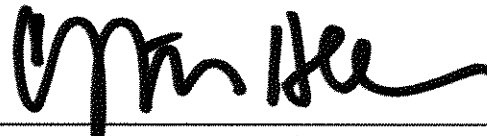
Your Committee finds that certain employees of the University of Hawaii are the highest paid public employees in the State of Hawaii, and that meaningful public comment on the salaries and salary increases for excluded managerial and executive administrators in the University of Hawaii System is a matter of intense public interest and statewide concern.

Accordingly, your Committee has amended S.B. No. 46 by:

- (1) Deleting the amendment to section 76-11, HRS; and
- (2) Amending sections 89C-4, 92-5(a), 304A-1001, and 304A-1004, HRS, to require the Board of Regents to disclose proposed compensation or change in compensation for high level administrative positions in the University of Hawaii System.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 46, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 46, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,




CLAYTON HEE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* SB 46	Committee Referral: JDL	Date: 2/26/07		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	/			
KOKUBUN, Russell S. (VC)	/			
INOUYE, Lorraine R.	/			
NISHIHARA, Clarence K.	/			
GABBARD, Mike	/			
TOTAL	5			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">  </div>				
Distribution: Original Yellow Pink File with Committee Report Clerk's Office Drafting Agency				

*Only one measure per Record of Votes