

S.B. NO. 1388

JAN 22 2007

A BILL FOR AN ACT

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

PART I

SECTION 1. There are appropriated or authorized from the sources of funding indicated below to program planning, analysis, budgeting (BUF 101) the following sums, or so much thereof as may be necessary, to fund for fiscal biennium 2007-2009 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 9:

| | <u>FY 2007-2008</u> | <u>FY 2008-2009</u> |
|---------------|---------------------|---------------------|
| General Funds | -0- | -0- |
| Special Funds | -0- | -0- |
| Federal Funds | -0- | -0- |
| Other Funds | -0- | -0- |

Of the above amounts, the following amounts are for the department of education:

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| | <u>FY 2007-2008</u> | <u>FY 2008-2009</u> |
|---|---------------------|---------------------|
| 1 | | |
| 2 | General Funds | -0- |
| 3 | Special Funds | -0- |
| 4 | Federal Funds | -0- |
| 5 | Other Funds | -0- |

6 SECTION 2. Funds appropriated or authorized by this part
7 shall be allotted by the director of finance to the appropriate
8 state departments in the respective fiscal year for the purposes
9 of this part.

PART II

11 SECTION 3. There are appropriated or authorized from the
12 sources of funding indicated below to administrative director
13 services (JUD 201) the following sums, or so much thereof as may
14 be necessary, to fund for fiscal biennium 2007-2009 all
15 collective bargaining cost items in the agreement negotiated
16 with the exclusive bargaining representative of collective
17 bargaining unit 9:

| | <u>FY 2007-2008</u> | <u>FY 2008-2009</u> |
|----|---------------------|---------------------|
| 18 | | |
| 19 | General Funds | -0- |
| 20 | Special Funds | -0- |
| 21 | Federal Funds | -0- |

22 SECTION 4. Funds appropriated or authorized by this part
23 shall be allotted by the chief justice in the respective fiscal
24 year for the purposes of this part.

1 PART III

2 SECTION 5. There are appropriated or authorized from the
 3 sources of funding indicated below to program planning,
 4 analysis, budgeting (BUF 101) the following sums, or so much
 5 thereof as may be necessary, to fund for fiscal
 6 biennium 2007-2009, the salary increases and other cost
 7 adjustments authorized by chapter 89C, Hawaii Revised Statutes,
 8 for state officers and employees excluded from collective
 9 bargaining:

| 10 | | <u>FY 2007-2008</u> | <u>FY 2008-2009</u> |
|----|---------------|---------------------|---------------------|
| 11 | General Funds | -0- | -0- |
| 12 | Special Funds | -0- | -0- |
| 13 | Federal Funds | -0- | -0- |
| 14 | Other Funds | -0- | -0- |

15 Of the above amounts, the following amounts are for the
 16 department of education:

| 17 | | <u>FY 2007-2008</u> | <u>FY 2008-2009</u> |
|----|---------------|---------------------|---------------------|
| 18 | General Funds | -0- | -0- |
| 19 | Special Funds | -0- | -0- |
| 20 | Federal Funds | -0- | -0- |
| 21 | Other Funds | -0- | -0- |

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1 SECTION 6. Funds appropriated or authorized by this part
2 shall be allotted by the director of finance to the appropriate
3 state departments in the respective fiscal year for the purposes
4 of this part.

5 PART IV

6 SECTION 7. There is appropriated or authorized from the
7 sources of funding indicated below to administrative director
8 services (JUD 201) the following sums, or so much thereof as may
9 be necessary, to fund for fiscal biennium 2007-2009, the salary
10 increases and other cost adjustments authorized by chapter 89C,
11 Hawaii Revised Statutes, by the chief justice for state officers
12 and employees excluded from collective bargaining:

| | <u>FY 2007-2008</u> | <u>FY 2008-2009</u> |
|------------------|---------------------|---------------------|
| 14 General Funds | -0- | -0- |
| 15 Special Funds | -0- | -0- |
| 16 Federal Funds | -0- | -0- |

17 SECTION 8. The sums appropriated or authorized by this
18 part shall be allotted by the chief justice in the respective
19 fiscal year for the purposes of this part.

20 PART V

21 SECTION 9. There are appropriated or authorized from the
22 sources of funding indicated below to program planning,
23 analysis, and budgeting (BUF 101) the following sums, or so much
24 thereof as may be necessary, to fund for fiscal

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1 biennium 2007-2009, the collective bargaining cost items in the
2 agreement negotiated for state employees in collective
3 bargaining unit 9 assigned to the Hawaii health systems
4 corporation:

| | <u>FY 2007-2008</u> | <u>FY 2008-2009</u> |
|-----------------|---------------------|---------------------|
| 6 General Funds | -0- | -0- |

7 PART VI

8 SECTION 10. Salary increases and cost adjustments provided
9 in this Act for any officer or employee whose compensation is
10 paid, in whole or in part, from federal, special, or other funds
11 shall be paid wholly or proportionately, as the case may be,
12 from the respective funds.

13 SECTION 11. Funds appropriated or authorized by this Act
14 that are not expended or encumbered by June 30, 2008, and
15 June 30, 2009, of the respective fiscal years, shall lapse as of
16 those dates.

17 SECTION 12. This Act shall take effect on July 1, 2007.

18
19 INTRODUCED BY: _____ BY REQUEST
20

JUSTIFICATION SHEET

DEPARTMENT: Budget and Finance

TITLE: A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

PURPOSE: To provide fund authorizations and appropriations for collective bargaining cost items for Unit 9 and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2007-2009.

MEANS: By the submittal of a specific appropriation measure.

JUSTIFICATION: Fund authorizations and appropriations by the legislature are necessary to cover the expected cost of implementing the collective bargaining agreement negotiated between the State and the respective bargaining unit representing State public officers and employees for the fiscal biennium commencing July 1, 2007.

Inasmuch as an agreement with the bargaining unit is not expected in time to include the cost items in the 2007-2009 biennium budget, a separate measure is proposed for submittal to the legislature.

Impact on the public: "(I)t is the public policy of the State to promote harmonious and cooperative relations between government and its employees and to protect the public by assuring effective and orderly operations of government. These policies are best effectuated by (1) recognizing the right of public employees to organize for the purpose of collective bargaining, (2) requiring the public employers to negotiate with and enter into written agreements with exclusive representatives on matters of wages, hours,

and other conditions of employment, while, at the same time, (3) maintaining merit principles and the principle of equal pay for equal work among state and county employees . . ." (Section 89-1, HRS).

Impact on the department and other agencies:
Pay raise and other negotiated cost items are not included in the departments operating budget request.

GENERAL FUND: To be determined.

OTHER FUNDS: To be determined.

PPBS PROGRAM

DESIGNATION: BUF 101, Program Planning, Analysis, Budgeting.
JUD 201, Administrative Director Services.

OTHER AFFECTED AGENCIES: Judiciary.

EFFECTIVE DATE: July 1, 2007.