

Honolulu, Hawaii

January 29, 2010

RE: H.B. No. 2103

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Labor & Public Employment, to which was referred H.B. No. 2103 entitled:

"A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING,"

begs leave to report as follows:

The purpose of this bill is to promote the ability of employees to organize and collectively bargain the terms of employment, by:

- (1) Authorizing non-supervisory legislative employees to organize through a streamlined union certification process when a majority of employees sign union authorization cards;
- (2) Providing an expedited process for initial collective bargaining agreements for these employees; and
- (3) Establishing a separate collective bargaining unit for these employees.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, testified in support of this bill with amendments. The Department of Labor and Industrial Relations opposed this measure. The Office of Collective Bargaining submitted comments.

By allowing non-supervisory legislative employees to unionize, this bill provides these employees a larger role in the decisions that affect working conditions. However, there are

HB2103 HSCR LAB HMS 2010-1363



questions regarding the necessity of the streamlined union certification and expedited collective bargaining provisions of this bill. There are also practical considerations with establishing a single bargaining unit for all types of non-supervisory legislative employees, while existing bargaining units under section 89-6, Hawaii Revised Statutes, are arranged by job classification or profession. Your Committee is aware of these issues and is moving this bill along for further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2103 and recommends that it pass Second Reading and be referred to the Committee on Legislative Management.

Respectfully submitted on
behalf of the members of the
Committee on Labor & Public
Employment,



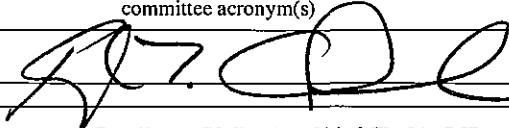
KARL RHOADS, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 7-10

Record of Votes of the Committee on Labor & Public Employment

Bill/Resolution No.: HB 2103	Committee Referral: LAB, LMG, FIN	Date: 1-26-10		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
LAB Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	/			
2. YAMASHITA, Kyle T. (VC)		✓		
3. AQUINO, Henry J.C.	/			
4. AWANA, Karen Leinani		/		
5. HANOHANO, Faye P.			✓	
6. KEITH-AGARAN, Gilbert S.C.		/		
7. LEE, Marilyn B.		/		
8. NAKASHIMA, Mark M.	/			
9. SAIKI, Scott K.	/			
10. SOUKI, Joseph M.			✓	
11. TAKUMI, Roy M.		✓		
12. PINE, Kymberly Marcos		✓		
TOTAL (12)	4	6	2	
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. _____ committee acronym(s)				
Vice Chair's or designee's signature: 				
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