

STAND. COM. REP. NO. 1613

Honolulu, Hawaii

April 9, 2009

RE: S.B. No. 1271
S.D. 1
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 1271, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES,"

begs leave to report as follows:

The purpose of this bill as received by your Committee is to:

- (1) Require managerial employees in the legislative and executive branches of government who are exempt from civil service to forfeit vacation leave that the employee has not used or donated prior to termination from public employment; and
- (2) Prohibit these employees from being reemployed by the same department in which they were employed immediately prior to the discharge.

Your Committee conducted a public hearing on a proposed draft that, in addition to the provisions of the bill as received (Part I), contains provisions that would enact a statewide attrition policy (Part II).

The Hawaii Public Housing Authority, Auditor, Hawaii Government Employees Association - Managerial and Confidential Employees Chapter, and several concerned individuals opposed the bill as received by your Committee.

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The Chief of Staff to the Governor, Department of Land and Natural Resources, Department of Commerce and Consumer Affairs, Department of Human Resources Development, Department of Education, University of Hawaii, and many concerned individuals submitted testimony in opposition to both parts of the proposed draft.

The Attorney General and Legislative Reference Bureau submitted testimony in opposition to Part I and taking no position on Part II of the proposed draft.

The Judiciary and Department of Budget and Finance submitted testimony in opposition to Part II and taking no position on Part I of the proposed draft.

The Ombudsman and a concerned individual offered comments.


Your Committee believes that this measure serves as an important vehicle in exploring all available avenues to sustain the current level of government services and to accomplish more with fewer resources. As such, your Committee has amended this bill by:

- (1) Removing the provisions of Part I and retaining the provisions of Part II of the proposed draft which provides for a statewide attrition policy; and
- (2) Changing the effective date to July 1, 2020, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1271, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1271, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.



Respectfully submitted on
behalf of the members of the
Committee on Finance,


MARCUS R. OSHIRO, Chair



