

JAN 21 2011

S.B. NO. 618

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# A BILL FOR AN ACT

RELATING TO STREAMLINING UNION CERTIFICATION.

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

1           SECTION 1. Section 377-4.6, Hawaii Revised Statutes, is  
2 amended to read as follows:  
3           " ~~§~~377-4.6 ~~§~~ Streamlining union certification. (a)  
4 When an employee, group of employees, or any individual or labor  
5 organization acting on their behalf, files a petition alleging  
6 that a majority of employees in a unit appropriate for the  
7 purposes of collective bargaining wish to be represented by an  
8 individual or labor organization for those purposes, the board  
9 shall investigate the petition. If the board finds that a  
10 majority of the employees in a unit appropriate for bargaining  
11 have signed valid authorizations designating the individual or  
12 labor organization specified in the petition as their bargaining  
13 representative, and that no other individual or labor  
14 organization is currently certified or recognized as the  
15 exclusive representative of any of the employees in the unit,  
16 the board shall certify the individual or labor organization as  
17 the representative without directing an election similar to that  
18 under section 377-1(11).



1 (b) The board shall adopt rules governing the  
2 certification of an exclusive representative under this section  
3 and shall have the final determination on any controversy  
4 concerning the eligibility of an employee to sign an  
5 authorization card and the validity of an employee's signature  
6 on an authorization card.

7 ~~[(c) For the purposes of this section, the term "employee"~~  
8 ~~means an employee as defined in section 377-1, provided that the~~  
9 ~~employee is employed by an employer with an annual gross revenue~~  
10 ~~of more than \$5,000,000.] "~~

11 SECTION 2. Statutory material to be repealed is bracketed  
12 and stricken.

13 SECTION 3. This Act shall take effect upon its approval.

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INTRODUCED BY: \_\_\_\_\_



**Report Title:**

Employment; Union Certification

**Description:**

Repeals the limited application of the card check union certification law for only those employees of employers with an annual gross revenue of more than \$5,000,000.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

