
A BILL FOR AN ACT

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

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

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PART I

INTRODUCTION

SECTION 1. The Legislature finds that section 89-10(b),
Hawaii Revised Statutes, states:

*"(b) All cost items shall be subject to
appropriations by the appropriate legislative bodies.
. . . The state legislature or the legislative bodies
of the counties acting in concert, as the case may be,
may approve or reject the cost items submitted to
them, as a whole. If the state legislature or the
legislative body of any county rejects any of the cost
items submitted to them, all cost items submitted
shall be returned to the parties for further
bargaining."*

The legislature further finds that section 89-6, Hawaii
Revised Statutes, establishes thirteen bargaining units that are
authorized to bargain collectively in public employment. These
thirteen units are represented by six exclusive representative



1 organizations, of which, five are authorized to negotiate with
2 the State of Hawaii as the employer:

- 3 (1) The United Public Workers, representing bargaining
4 units (1), nonsupervisory employees in blue-collar
5 positions; and (10), institutional, health, and
6 correctional workers;
- 7 (2) The Hawaii Government Employees Association,
8 representing bargaining units (2), supervisory
9 employees in blue-collar positions; (3),
10 nonsupervisory employees in white-collar positions;
11 (4), supervisory employees in white-collar positions;
12 (6), educational officers and other personnel of the
13 department of education under the same pay schedule;
14 (8), personnel of the University of Hawaii and the
15 community college system, other than faculty; (9),
16 registered professional nurses; and (13), professional
17 and scientific employees, who cannot be included in
18 any of the other bargaining units;
- 19 (3) The Hawaii State Teachers Association, representing
20 bargaining unit (5), teachers and other personnel of
21 the department of education under the same pay
22 schedule, including part-time employees working less



1 than twenty hours a week who are equal to one-half of
2 a full-time equivalent;

3 (4) The University of Hawaii Professional Assembly,
4 representing bargaining unit (7), faculty of the
5 University of Hawaii and the community college system;
6 and

7 (5) The Hawaii Fire Fighters Association, representing
8 bargaining unit (11).

9 The purpose of this Act is to authorize cost items
10 submitted to the legislature for bargaining units represented by
11 the Hawaii State Teachers Association, and for officers and
12 employees who are excluded from collective bargaining but belong
13 to the same compensation plans as those officers and employees
14 within corresponding bargaining units, which are applicable to
15 fiscal years 2011-2012 and 2012-2013.

16 PART II

17 HAWAII STATE TEACHERS ASSOCIATION

18 SECTION 2. There are appropriated or authorized from the
19 sources of funding indicated below to health premium payments-
20 state (BUF 761) the following sums or so much thereof as may be
21 necessary to fund for fiscal biennium 2011-2013 the Hawaii
22 employer-union health benefits trust fund costs contained in the



1 collective bargaining agreement negotiated with the exclusive
2 bargaining representative of collective bargaining unit (5):

	<u>FY 2011-2012</u>	<u>FY 2012-2013</u>
4 General funds	\$	\$

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

9 SECTION 3. There are appropriated or authorized from the
10 sources of funding indicated below to health premium payments-
11 state (BUF 761) the following sums or so much thereof as may be
12 necessary to fund for fiscal biennium 2011-2013 the Hawaii
13 employer-union health benefits trust fund costs authorized by
14 chapter 89C, Hawaii Revised Statutes, for state officers and
15 employees in the executive branch who are excluded from
16 collective bargaining and belong to the same compensation plans
17 as those officers and employees within bargaining unit (5):

	<u>FY 2011-2012</u>	<u>FY 2012-2013</u>
19 General funds	\$	\$

20 Funds appropriated or authorized by this section shall be
21 allotted by the director of finance to the appropriate state



1 departments or agencies for expenditure in the respective fiscal
2 year for the purposes of this part.

3 SECTION 4. There are appropriated or authorized from the
4 sources of funding indicated below to departmental
5 administration and budget division (BUF 101) the following sums,
6 or so much thereof as may be necessary, to fund for fiscal
7 biennium 2011-2013 all collective bargaining cost items in the
8 collective bargaining agreement negotiated with the exclusive
9 bargaining representative of collective bargaining unit (5):

	<u>FY 2011-2012</u>	<u>FY 2012-2013</u>
11 General funds	\$	\$
12 Special funds	\$	\$
13 Federal funds	\$	\$
14 Other funds	\$	\$

15 The funds appropriated or authorized by this section shall
16 be allotted by the director of finance to the appropriate state
17 departments or agencies for expenditure in each respective
18 fiscal year for the purposes of this part.

19 SECTION 5. There are appropriated or authorized from the
20 sources of funding indicated below to program planning,
21 analysis, and budgeting (BUF 101) the following sums or so much
22 thereof as may be necessary to fund for fiscal biennium 2011-



1 SECTION 7. Funds appropriated or authorized by this Act
2 that are not expended or encumbered by June 30, 2012, and
3 June 30, 2013, of the respective fiscal years, shall lapse as of
4 those dates.

5 SECTION 8. If any provision of this Act, or the
6 application thereof to any person or circumstances is held
7 invalid, the invalidity does not affect other provisions or
8 applications of the Act which can be given effect without the
9 invalid provision or application, and to this end the provisions
10 of this Act are severable.

11 SECTION 9. This Act shall take effect on July 1, 2030.



Report Title:

Appropriation; Collective Bargaining; Cost Items; HSTA

Description:

Appropriates funds for Hawaii Employer-Union Health Benefits Trust Fund costs and salary increases for bargaining units represented by the Hawaii State Teachers Association and excluded counterparts for fiscal biennium 2011-2013. Effective July 1, 2030. (SB1062 HD1)

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

