



GOV. MSG. NO. 1195

EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

June 14, 2013

The Honorable Donna Mercado Kim,  
President  
and Members of the Senate  
Twenty-Seventh State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

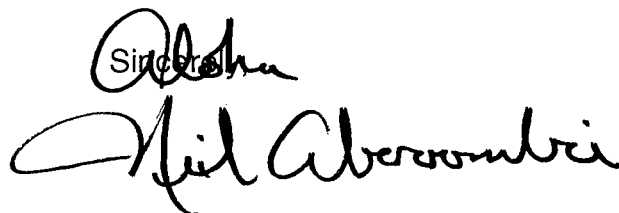
The Honorable Joseph M. Souki,  
Speaker and Members of the  
House of Representatives  
Twenty-Seventh State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Kim, Speaker Souki, and Members of the Legislature:

This is to inform you that on June 14, 2013, the following bill was signed into law:

SB890 SD1 HD1 CD1

RELATING TO THE HAWAII LABOR RELATIONS  
BOARD  
**ACT 095 (13)**

*Sincerely,*  


NEIL ABERCROMBIE  
Governor, State of Hawaii

Approved by the Governor

on JUN 14 2013

THE SENATE  
TWENTY-SEVENTH LEGISLATURE, 2013  
STATE OF HAWAII

ACT 095

S.B. NO. 890  
S.D. 1  
H.D. 1  
C.D. 1

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# A BILL FOR AN ACT

RELATING TO THE HAWAII LABOR RELATIONS BOARD.

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

1 SECTION 1. Section 89-5, Hawaii Revised Statutes, is  
2 amended by amending subsection (e) to read as follows:  
3 "(e) Any action taken by the board shall be by a simple  
4 majority of the members of the board. All decisions of the  
5 board shall be reduced to writing and shall state separately its  
6 finding of fact and conclusions. Any vacancy in the board shall  
7 not impair the authority of the remaining members to exercise  
8 all the powers of the board. The governor may appoint an acting  
9 member of the board during the temporary absence from the State  
10 [~~or the~~], temporary inability to act due to recusal, or illness  
11 of any regular member. An acting member, during the acting  
12 member's term of service, shall have the same powers and duties  
13 as the regular member[-]; provided that:

14 (1) If the regular member is the representative of  
15 management or labor, then employee organizations  
16 representing public employees may submit to the  
17 governor for consideration names of persons to serve



1 as an acting member and the governor shall first  
2 consider these persons in selecting an acting member;

3 (2) If the regular member is the representative of  
4 management, then public employers may submit to the  
5 governor for consideration names of persons to serve  
6 as an acting member and the governor shall first  
7 consider these persons in selecting an acting member;

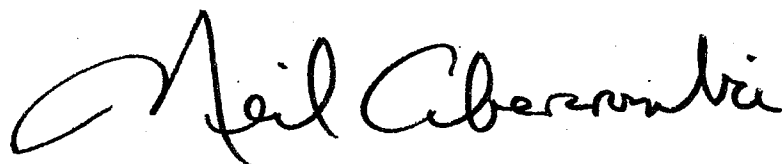
8 (3) Subsection (d) shall not apply to an acting member;  
9 and

10 (4) An acting member appointed due to a regular member's  
11 recusal shall be appointed for the case in which the  
12 recusal occurred, and the acting member's appointment  
13 shall terminate when the final decision is filed or  
14 the case is withdrawn."

15 SECTION 2. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

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

APPROVED this 14 day of JUN, 2013



GOVERNOR OF THE STATE OF HAWAII