

STAND. COM. REP. NO.

176

Honolulu, Hawaii

FEB 11 2013

RE: S.B. No. 883  
S.D. 1

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred  
S.B. No. 883 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to make a  
housekeeping amendment to the public sector collective bargaining  
law.

Prior to the hearing on this measure, your Committee made  
available a proposed S.D. 1 for review and comment. The proposed  
S.D. 1 amends this measure by deleting its contents and inserting  
language to establish a separate collective bargaining unit for  
first responders, including state law enforcement officers and  
state and county ocean safety and water safety officers.

Your Committee received testimony in support of the proposed  
S.D. 1 from the Department of Public Safety; Department of Land  
and Natural Resources; Honolulu Emergency Services Department,  
City and County of Honolulu; Kaua'i Fire Department, County of  
Kaua'i; Ocean Safety Bureau, Kaua'i Fire Department; Hawaii  
Government Employees Association, AFSCME Local 152, AFL-CIO; North  
Shore Lifeguard Association; Hawaiian Lifeguard Association;  
Outrigger Hotels Hawaii; and fifty-seven private individuals.

Your Committee finds that state law enforcement, ocean  
safety, and water safety officers are highly trained and competent  
emergency first responders. State sheriffs and ocean safety and

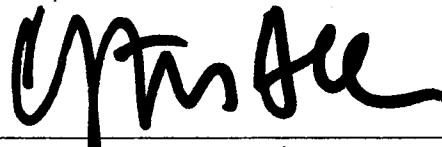


water safety officers employed by the State or counties currently belong to collective bargaining units (3) and (4) for white collar employees and white collar supervisors, respectively. Bargaining unit (3) is the largest of all of the thirteen bargaining units in the State and comprises a broad and heterogeneous membership. The membership size and diversity of professions included in this bargaining unit increase the complexity and ability to address the specialized needs of state sheriffs and ocean safety and water safety officers. By establishing a separate bargaining unit for these officers, the proposed S.D. 1 will enable these officers to more easily address any specialized needs of these officers with the employer, including fitness and equipment requirements, and improve salaries, benefits, and working conditions.

Your Committee has amended this measure by adopting the proposed S.D. 1 and amending it further by inserting an effective date of July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 883, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 883, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,



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CLAYTON HEE, Chair



The Senate  
 Twenty-Seventh Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 883	JDL	01/28/2013		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile S.L. (VC)	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les				✓
SLOM, Sam		✓		
<b>TOTAL</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<b>Distribution:</b> Original             Yellow             Pink             Goldenrod File with Committee Report             Clerk's Office             Drafting Agency             Committee File Copy				

\*Only one measure per Record of Votes