

S.B. NO. 1055

JAN 24 2013

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**A BILL FOR AN ACT**

MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

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

1 PART I

2 SECTION 1. There are appropriated or authorized from the  
3 sources of funding indicated below to program planning,  
4 analysis, budgeting (BUF 101) the following sums, or so much  
5 thereof as may be necessary, to fund for fiscal  
6 biennium 2013-2015 all collective bargaining cost items in the  
7 agreement negotiated with the exclusive bargaining  
8 representative of collective bargaining unit 10:

9	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
10 General Funds	-0-	-0-
11 Special Funds	-0-	-0-
12 Federal Funds	-0-	-0-
13 Other Funds	-0-	-0-

14 Of the above amounts, the following amounts are for the  
15 department of education:

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	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
1		
2	General Funds	-0-
3	Special Funds	-0-
4	Federal Funds	-0-
5	Other Funds	-0-

6 SECTION 2. Funds appropriated or authorized by this part  
7 shall be allotted by the director of finance to the appropriate  
8 state departments for expenditure in the respective fiscal year  
9 for the purposes of this part.

10 PART II

11 SECTION 3. There are appropriated or authorized from the  
12 sources of funding indicated below to administrative director  
13 services (JUD 601) the following sums, or so much thereof as may  
14 be necessary, to fund for fiscal biennium 2013-2015 all  
15 collective bargaining cost items in the agreement negotiated  
16 with the exclusive bargaining representative of collective  
17 bargaining unit 10:

	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
18		
19	General Funds	-0-
20	Special Funds	-0-
21	Federal Funds	-0-

22 SECTION 4. Funds appropriated or authorized by this part  
23 shall be allotted by the chief justice for expenditure in the  
24 respective fiscal year for the purposes of this part.

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1 PART III

2 SECTION 5. There are appropriated or authorized from the  
3 sources of funding indicated below to program planning,  
4 analysis, budgeting (BUF 101) the following sums, or so much  
5 thereof as may be necessary, to fund for fiscal  
6 biennium 2013-2015, the salary increases and other cost  
7 adjustments authorized by chapter 89C, Hawaii Revised Statutes,  
8 for state officers and employees excluded from collective  
9 bargaining:

	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
11 General Funds	-0-	-0-
12 Special Funds	-0-	-0-
13 Federal Funds	-0-	-0-
14 Other Funds	-0-	-0-

15 Of the above amounts, the following amounts are for the  
16 department of education:

	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
18 General Funds	-0-	-0-
19 Special Funds	-0-	-0-
20 Federal Funds	-0-	-0-
21 Other Funds	-0-	-0-

22 SECTION 6. Funds appropriated or authorized by this part  
23 shall be allotted by the director of finance to the appropriate  
24 state departments for expenditure in the respective fiscal year  
25 for the purposes of this part.

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1 PART IV

2 SECTION 7. There are appropriated or authorized from the  
3 sources of funding indicated below to administrative director  
4 services (JUD 601) the following sums, or so much thereof as may  
5 be necessary, to fund for fiscal biennium 2013-2015, the salary  
6 increases and other cost adjustments authorized by chapter 89C,  
7 Hawaii Revised Statutes, by the chief justice for state officers  
8 and employees excluded from collective bargaining:

	<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
9		
10	-0-	-0-
11	-0-	-0-
12	-0-	-0-

13 SECTION 8. The sums appropriated or authorized by this  
14 part shall be allotted by the chief justice for expenditure in  
15 the respective fiscal year for the purposes of this part.

16 PART V

17 SECTION 9. There are appropriated or authorized from the  
18 sources of funding indicated below to program planning,  
19 analysis, and budgeting (BUF 101) the following sums, or so much  
20 thereof as may be necessary, to fund for fiscal  
21 biennium 2013-2015, the collective bargaining cost items in the  
22 agreement negotiated for state employees in collective  
23 bargaining unit 10 assigned to the Hawaii health systems  
24 corporation:

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1		<u>FY 2013-2014</u>	<u>FY 2014-2015</u>
2	General Funds	-0-	-0-


3 SECTION 10. Funds appropriated or authorized by this part  
 4 shall be allotted by the director of finance to the Hawaii  
 5 health systems corporation for expenditure in the respective  
 6 fiscal year for the purposes of this part.

7 PART VI

8 SECTION 11. Salary increases and cost adjustments provided  
 9 in this Act for any officer or employee whose compensation is  
 10 paid, in whole or in part, from federal, special, or other funds  
 11 shall be paid wholly or proportionately, as the case may be,  
 12 from the respective funds.

13 SECTION 12. Funds appropriated or authorized by this Act  
 14 that are not expended or encumbered by June 30, 2014, and  
 15 June 30, 2015, of the respective fiscal years, shall lapse as of  
 16 those dates.

17 SECTION 13. This Act, upon its approval, shall take effect  
 18 on July 1, 2013.

19  
 20 INTRODUCED BY:   
 21 BY REQUEST

**Report Title:**

Appropriations for Collective Bargaining Cost Items

**Description:**

Provides fund authorizations and appropriations for collective bargaining cost items for Unit 10 and its excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2013-2015.

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

JUSTIFICATION SHEET

**SB. NO. 1096**

DEPARTMENT: Budget and Finance

TITLE: A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.

PURPOSE: To provide fund authorizations and appropriations for collective bargaining cost items for Unit 10 and its excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2013-2015.

MEANS: By the submittal of a specific appropriation measure.

JUSTIFICATION: Fund authorizations and appropriations by the Legislature are necessary to cover the expected cost of implementing the collective bargaining agreement negotiated between the State and the respective bargaining unit representing state public officers and employees for the fiscal biennium commencing July 1, 2013.

Inasmuch as an agreement with the bargaining unit is not expected in time to include the cost items in the 2013-2015 biennium budget, a separate measure is proposed for submittal to the Legislature.

Impact on the public: "(I)t is the public policy of the State to promote harmonious and cooperative relations between government and its employees and to protect the public by assuring effective and orderly operations of government. These policies are best effectuated by (1) recognizing the right of public employees to organize for the purpose of collective bargaining, (2) requiring the public employers to negotiate with and enter into written agreements with exclusive representatives on matters of wages, hours,

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and other conditions of employment, while, at the same time, (3) maintaining merit principles and the principle of equal pay for equal work among state and county employees . . . ." (Section 89-1, Hawaii Revised Statutes).

Impact on the department and other agencies:  
Pay raise and other negotiated cost items are not included in the departments' operating budget request.

GENERAL FUND: To be determined.

OTHER FUNDS: To be determined.

PPBS PROGRAM  
DESIGNATION: BUF 101, Program Planning, Analysis, Budgeting.  
JUD 601, Administrative Director Services.

OTHER AFFECTED AGENCIES: Judiciary.

EFFECTIVE DATE: July 1, 2013.