

JAN 24 2013

A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1 SECTION 1. Section 89-4, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) Upon receiving from an exclusive representative a
4 written statement specifying the amount of regular dues required
5 of its members in the appropriate bargaining unit, the employer
6 shall deduct this amount from the payroll of every member
7 employee in the appropriate bargaining unit and remit the amount
8 to the exclusive representative[-] or, in cases where there is a
9 grievance filed by the employee and the employee's union decides
10 not to represent the employee's position in the grievance, to a
11 personal representative selected by the employee. The personal
12 representative shall not be any other exclusive representative
13 as defined in section 89-2. Additionally, the employer shall
14 deduct an amount equivalent to the regular dues from the payroll
15 of every nonmember employee in the appropriate bargaining unit,
16 and shall remit the amount to the exclusive representative;
17 provided that the deduction from the payroll of every nonmember
18 employee shall be made only for an exclusive representative



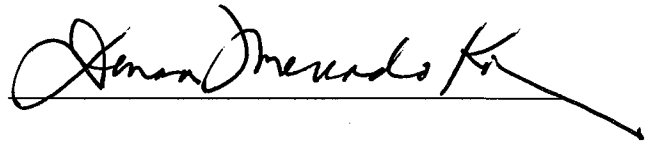
1 which provides for a procedure for determining the amount of a
2 refund to any employee who demands the return of any part of the
3 deduction which represents the employee's pro rata share of
4 expenditures made by the exclusive representative for activities
5 of a political and ideological nature unrelated to terms and
6 conditions of employment. If a nonmember employee objects to
7 the amount to be refunded, the nonmember employee may petition
8 the board for review thereof within fifteen days after notice of
9 the refund has been received. If an employee organization is no
10 longer the exclusive representative of the appropriate
11 bargaining unit, the deduction from the payroll of members and
12 nonmembers shall terminate."

13 SECTION 2. Statutory material to be repealed is bracketed
14 and stricken. New statutory material is underscored.

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

16

INTRODUCED BY:





S.B. NO. 1374

Report Title:

Collective Bargaining; Union Dues

Description:

Allows an employer to remit the amount of an employee's union dues to a personal representative selected by the employee in the event the employee's union decides not to represent the employee's position in a grievance.

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

