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## A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1           SECTION 1. Section 10-12, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§10-12 Assistant; staff.** The administrator may employ  
4 and retain [~~such~~] officers and employees as may be necessary to  
5 carry out the functions of the office. [~~Such~~] The officers and  
6 employees may be hired without regard to chapter 76, [~~and~~] shall  
7 serve at the pleasure of the administrator[-], and shall be  
8 subject to chapter 89. Officers and employees of the office of  
9 Hawaiian affairs shall be included in any benefit program  
10 generally applicable to officers and employees of the State."

11           SECTION 2. Section 89-6, Hawaii Revised Statutes, is  
12 amended by amending subsection (d) to read as follows:

13           "(d) For the purpose of negotiating a collective  
14 bargaining agreement, the public employer of an appropriate  
15 bargaining unit shall mean the governor together with the  
16 following employers:



1           (1) For bargaining units (1), (2), (3), (4), (9), (10),  
2                   (13), and (14), the governor shall have six votes and  
3           the mayors, the chief justice, ~~and~~ the Hawaii health  
4           systems corporation board, and the board of trustees  
5           of the office of Hawaiian affairs shall each have one  
6           vote if they have employees in the particular  
7           bargaining unit;

8           (2) For bargaining units (11) and (12), the governor shall  
9           have four votes and the mayors shall each have one  
10          vote;

11          (3) For bargaining units (5) and (6), the governor shall  
12          have three votes, the board of education shall have  
13          two votes, and the superintendent of education shall  
14          have one vote; and

15          (4) For bargaining units (7) and (8), the governor shall  
16          have three votes, the board of regents of the  
17          University of Hawaii shall have two votes, and the  
18          president of the University of Hawaii shall have one  
19          vote.

20 Any decision to be reached by the applicable employer group  
21 shall be on the basis of simple majority, except when a



1 bargaining unit includes county employees from more than one  
2 county. In that case, the simple majority shall include at  
3 least one county."

4 SECTION 3. The rights, benefits, and privileges currently  
5 enjoyed by employees of the office of Hawaiian affairs,  
6 including those rights, benefits, and privileges under chapters  
7 78, 87A, and 88, Hawaii Revised Statutes, shall not be impaired  
8 or diminished as a result of these employees being transitioned  
9 to their respective bargaining unit. The transition to the new  
10 bargaining units shall not result in any break in service for  
11 the affected employees.

12 SECTION 4. This Act does not affect rights and duties that  
13 matured, penalties that were incurred, and proceedings that were  
14 begun before its effective date.

15 SECTION 5. Statutory material to be repealed is bracketed  
16 and stricken. New statutory material is underscored.

17 SECTION 6. This Act shall take effect upon its approval.

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INTRODUCED BY:

Jindadchinyame Hakakuma  
Balei

[Signature]

[Signature]  
3  
JAN 23 2015



# H.B. NO. 665

**Report Title:**

OHA; Collective Bargaining

**Description:**

Grants OHA officers and employees collective bargaining rights.  
Gives OHA voting rights as a public employer.

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

