

S.B. NO. 2835

JAN 27 2016

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 collective bargaining
4 statewide (BUF 102) the following sums, or so much thereof as
5 may be necessary, to fund for fiscal biennium 2015-2017 all
6 collective bargaining cost items in the agreement negotiated
7 with the exclusive bargaining representative of collective
8 bargaining unit (8):

9	<u>FY 2015-2016</u>	<u>FY 2016-2017</u>
10 General Funds	4,127,248	13,042,475
11 Special Funds	350,296	1,187,196
12 Federal Funds	17,630	56,497
13 Other Federal Funds	2,876	9,113
14 Revolving Funds	178,842	579,511

15 SECTION 2. Funds appropriated or authorized by this part
16 shall be allotted by the director of finance to the appropriate
17 state departments for expenditure in the respective fiscal year
18 for the purposes of this part.

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1 PART II

2 SECTION 3. There are appropriated or authorized from the
3 sources of funding indicated below to collective bargaining
4 statewide (BUF 102) the following sums, or so much thereof as
5 may be necessary, to fund for fiscal biennium 2015-2017, the
6 salary increases and other cost adjustments authorized by
7 chapter 89C, Hawaii Revised Statutes, for state officers and
8 employees excluded from collective bargaining unit (8):

9	<u>FY 2015-2016</u>	<u>FY 2016-2017</u>
10 General Funds	259,486	813,993
11 Special Funds	15,476	51,537

12 SECTION 4. Funds appropriated or authorized by this part
13 shall be allotted by the director of finance to the appropriate
14 state departments for expenditure in the respective fiscal year
15 for the purposes of this part.

16 PART III

17 SECTION 5. Salary increases and cost adjustments provided
18 in this Act for any officer or employee whose compensation is
19 paid, in whole or in part, from federal, special, or other funds
20 shall be paid wholly or proportionately, as the case may be,
21 from the respective funds.

22 SECTION 6. Funds appropriated or authorized by this Act
23 that are not expended or encumbered by June 30, 2016, and
24 June 30, 2017, of the respective fiscal years, shall lapse as of
25 those dates.

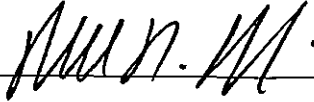
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1 SECTION 7. This Act shall take effect upon its approval.

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INTRODUCED BY:

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BY REQUEST

S.B. NO. 2835

Report Title:

Appropriations for Collective Bargaining Cost Items

Description:

To provide fund authorizations and appropriations for collective bargaining cost items for Unit (8) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2015-2017.

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

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 (8) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2015-2017.

MEANS: By the submittal of a specific appropriation measure.

JUSTIFICATION: Fund authorizations and appropriations by the Legislature are necessary to cover the 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, 2015.

Inasmuch as an agreement with the bargaining unit was not reached in time to include the cost items in the 2015-2017 biennium budget, a separate measure is proposed for submittal to the Legislature. Note Act 59, Session Laws of Hawaii 2015, contains Employer Union Trust Benefit collective bargaining costs for this unit. This bill will fund any additional requirements.

The general fund appropriation included in this measure has been made in accordance with the statutorily defined appropriation ceiling for the Executive Branch pursuant to section 37-92, Hawaii Revised Statutes. Including appropriations made up to and including the regular session of 2015, the Executive Branch appropriation ceiling for fiscal year 2015-16 has already been

exceeded by \$57,056,901 or 0.9 percent and for fiscal year 2016-17 has already been exceeded by \$14,892,787 or 0.2 percent. Funding requested in this measure for collective bargaining cost items for Unit (8) and their excluded counterparts will result in the appropriation ceiling for the Executive Branch to now be exceeded in fiscal year 2015-16 by an additional \$4,386,734 or 0.1 percent and for fiscal year 2016-17 by an additional \$13,856,468 or 0.2 percent. This current declaration takes into account additional general fund appropriations authorized for fiscal year 2015-16 and 2016-17 in this measure only, and does not include other general fund appropriations for fiscal year 2015-16 and fiscal year 2016-17 that may be authorized for the Executive Branch in other legislation submitted to the Legislature during the regular session of 2016.

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, 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.

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GENERAL FUND: FY 16 - \$4,386,734; FY 17 \$13,856,468

OTHER FUNDS: FY 16 - \$565,120; FY 17 \$1,883,854

PPBS PROGRAM
 DESIGNATION: BUF 102, Collective Bargaining Statewide.

OTHER AFFECTED
 AGENCIES: University of Hawaii.

EFFECTIVE DATE: Upon approval.