

HB 470, HD1

RELATED TO PUBLIC LIBRARIES.

EDN, LAB, FIN

HB470 HD1



Submit Testimony

Measure Title: RELATED TO PUBLIC LIBRARIES.
Report Title: Public Libraries; Groundskeeping; Privatization
Description: Authorizes the Board of Education to contract for private groundskeeping services for public library properties. (HB470 HD1)
Companion:
Package: None
Current Referral: EDN, LAB, FIN
Introducer(s): LUKE, SAIKI

<u>Sort by Date</u>		Status Text
1/20/2017	H	Pending introduction.
1/23/2017	H	Pass First Reading
1/23/2017	H	Referred to EDN, LAB, FIN, referral sheet 2
1/27/2017	H	Bill scheduled to be heard by EDN on Wednesday, 02-01-17 2:00PM in House conference room 309.
2/1/2017	H	The committees on EDN recommend that the measure be PASSED, WITH AMENDMENTS. The votes were as follows: 8 Ayes: Representative(s) Takumi, Har, Hashem, Ohno, Onishi, Woodson, Matsumoto; Ayes with reservations: Representative(s) Creagan; Noes: none; and 1 Excused: Representative(s) Ing.
2/3/2017	H	Reported from EDN (Stand. Com. Rep. No. 26) as amended in HD 1, recommending passage on Second Reading and referral to LAB.
2/3/2017	H	Passed Second Reading as amended in HD 1 and referred to the committee(s) on LAB with Representative(s) Choy, Creagan, DeCoite, Har, Matsumoto, Morikawa, Oshiro, Tokioka, Tupola voting aye with reservations; none voting no (0) and none excused (0).
2/6/2017	H	Bill scheduled to be heard by LAB on Thursday, 02-09-17 10:00AM in House conference room 309.

A BILL FOR AN ACT

RELATED TO PUBLIC LIBRARIES.

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

1 SECTION 1. Section 312-2, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§312-2 Powers of board; special fund. The board of
4 education may:

- 5 (1) Except as provided in section 312-3.9, make
6 arrangements or contracts as are approved by the
7 governor, with any county, city, association, society,
8 person, or persons, for the purpose of benefiting the
9 libraries and increasing their facilities and use;
- 10 (2) Subject to section 26-12, enter into [~~such~~] an
11 arrangement or contract as is approved by the
12 governor, with the Friends of the Library of Hawaii,
13 affiliates of the Friends of the Library of Hawaii,
14 and any tax-exempt nonprofit organization recognized
15 under section 501(c)(3) of the Internal Revenue Code
16 whose primary purpose is to support a state library
17 branch for the purpose of obtaining the use of the



- 1 books and property and income of the Friends of the
2 Library of Hawaii, its affiliates, and such tax-exempt
3 nonprofit organizations;
- 4 (3) Cooperate by exchange and otherwise with libraries now
5 existing or hereafter to be formed;
- 6 (4) Receive, use, manage, or invest moneys or other
7 property, real, personal, or mixed which may be given,
8 bequeathed, devised, or in any manner received from
9 sources other than the legislature or any federal
10 appropriation for any or all purposes of the
11 libraries;
- 12 (5) Deposit with the director of finance in a special fund
13 all moneys donated to the board for library services;
- 14 (6) Unless otherwise provided for by the terms and
15 conditions of the donation, convert, at such time as
16 the board may at its sole discretion determine, any or
17 all donations of property, real, personal, or mixed,
18 into money to be deposited into the special fund;
19 [~~and~~]



1 (7) Expend the moneys in the special fund in accordance
2 with the terms and conditions of each donation for the
3 purposes of the libraries[-]; and

4 (8) Make arrangements or contracts with any person, firm,
5 association, partnership, or corporation, whether
6 operated on a for-profit or not-for-profit basis, for
7 groundskeeping services at public library properties.

8 The board shall be the trustee of the special fund and all
9 moneys therein shall be deemed to have been appropriated to the
10 use and for the purposes of the Hawaii state public library
11 system in providing library services. Nothing in this section
12 shall be construed to limit the powers and duties of the board
13 [~~hereinbefore expressed,~~] stated in this section or to empower
14 the board to obligate the State financially in any sum [~~which~~
15 ~~shall~~] that has not [~~have~~] been appropriated by the legislature
16 for the use of the board."

17 SECTION 2. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 3. This Act shall take effect on July 1, 2051.



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Public Libraries; Groundskeeping; Privatization

Description:

Authorizes the Board of Education to contract for private groundskeeping services for public library properties. (HB470 HD1)

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



holt1 - Joyleanne

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 6, 2017 5:31 PM
To: LABtestimony
Cc: mendezj@hawaii.edu
Subject: *Submitted testimony for HB470 on Feb 9, 2017 10:00AM*

HB470

Submitted on: 2/6/2017

Testimony for LAB on Feb 9, 2017 10:00AM in Conference Room 309

Submitted By	Organization	Testifier Position	Present at Hearing
Javier Mendez-Alvarez	Individual	Oppose	No

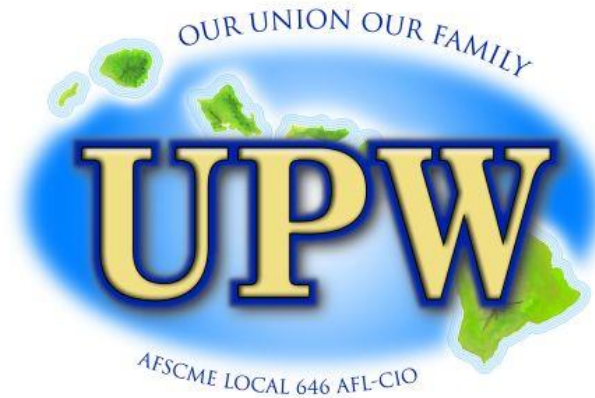
Comments:

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HB 470, HD 1

Late testimony



THE HAWAII STATE HOUSE OF REPRESENTATIVES
The Twenty-Ninth Legislature
Regular Session of 2017

COMMITTEE ON LABOR AND PUBLIC EMPLOYMENT
The Honorable Representative Aaron Ling Johanson, Chair
The Honorable Representative Daniel Holt, Vice Chair

DATE OF HEARING: February 9, 2017
TIME OF HEARING: 10:00 a.m.
PLACE OF HEARING: State Capitol, Rm. 309
415 South Beretania Street

TESTIMONY ON HOUSE BILL 470 HD1 RELATING TO PUBLIC LIBRARIES

By DAYTON M. NAKANELUA,
State Director of the United Public Workers,
AFSCME Local 646, AFL-CIO ("UPW")

My name is Dayton M. Nakanelua, State Director of the United Public Workers, AFSCME, Local 646 AFL-CIO (UPW). The UPW is the exclusive bargaining representative for approximately 14,000 public employees, which include blue collar, non-supervisory employees in Bargaining Unit 01 and institutional, health and correctional employees in Bargaining Unit 10, in the State of Hawaii and various counties. The UPW also represents about 1,500 members of the private sector.

HB470 HD1 authorizes the board of education to make arrangements or contracts with any person, firm, association, partnership or corporation, whether operated on a for-profit basis, or not for-profit basis, for grounds keeping services at public library properties. The UPW strongly opposes this move to privatize these services.

According to the Hawaii State Public Library System Fiscal Biennium Budget Requests: FY 18/19, only one (1) FTE Groundskeeper position for the new Aiea Public Library was

requested. There was no request in their presentation for the need to privatize groundskeeper services for the entire state library system.

The UPW has worked with the employer to resolve issues related to staffing shortages in an effort to maintain services. Privatization is not as cost-effective in the long-run nor is the quality of service as good.

The most important thing is that people are going to lose their jobs! They will lose their ability to take care of themselves and their families. This is unnecessary especially when all options have not been exhausted. We suggest that the parties come together to find a solution and not resort to privatization.

The UPW strongly opposes HB470 HD1 and respectfully asks the committee to hold this bill.

Thank you for the opportunity to submit this testimony.