

STAND. COM. REP. NO.

2519

Honolulu, Hawaii

FEB 16 2018

RE: S.B. No. 2870
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Labor, to which was referred S.B. No. 2870
entitled:

"A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES,"

begs leave to report as follows:

The purpose and intent of this measure is to allow public
inspection and duplication of salary ranges, rather than exact
compensation, for legislative employees.

Your Committee received testimony in support of this measure
from the Hawaii Government Employees Association, AFSCME Local
152, AFL-CIO. Your Committee received testimony in opposition to
this measure from the Hawaii Chapter of the Society of
Professional Journalists, Civil Beat Law Center for the Public
Interest, and League of Women Voters. Your Committee received
comments on this measure from the Office of Information Practices.

Your Committee finds that tax payers want to know how and
where their tax dollars are being spent and therefore government
must be held accountable and demonstrate transparency; however,
employees are entitled to a measure of privacy, and publishing any
employee's exact dollar amount of salary does not adequately
capture the State's expenses.

Your Committee acknowledges that this measure is a work in
progress and notes that while it is important for tax payers to



know the exact compensation of high salary government employees, lower wage government employees should be afforded basic privacy and respect in doing their jobs. Furthermore, availability of a government employee's exact compensation may lead to greater pay disparity if future employers base salary offers on employees' former government salaries. As this measure moves forward, proponents of the bill should consider the issues and suggestions heard in the testimony provided and work to find a balanced solution that achieves the outcomes they are seeking.

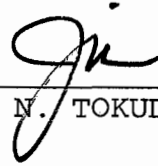
Your Committee has taken the amendments put forth by the Civil Beat Law Center for the Public Interest and amended this measure by:

- (1) Specifying that salary ranges within \$15,000 for legislative employees shall be made available for public inspection and duplication;
- (2) Deleting legislative officers as defined by section 88-21, Hawaii Revised Statutes, and legislative service agency directors and officers as defined by section 21E-1, Hawaii Revised Statutes, from the definition of "legislative employees" but specifying that non-managerial employees of legislative service agencies as defined by section 21E-1, Hawaii Revised Statutes, are included within that definition; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2870, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2870, S.D. 1, and be referred to your Committee on Judiciary.



Respectfully submitted on
behalf of the members of the
Committee on Labor,




JILL N. TOKUDA, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Labor
LBR

Bill / Resolution No.:* SB2870	Committee Referral: LBR, JDC	Date: 2/13/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
ENGLISH, J. Kalani (VC)	✓			
CHANG, Stanley	✓			
IHARA, Jr., Les	✓			
TANIGUCHI, Brian T.	✓			
TOTAL	5	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes