

STAND. COM. REP. NO.

1504

Honolulu, Hawaii

MAR 22 2019

RE: H.B. No. 914
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Labor, Culture and the Arts, to which was referred H.B. No. 914, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that the party seeking review of a decision and order of the Hawaii Labor Relations Board is to bear the costs of preparing the transcript unless otherwise provided by law, in which case the Hawaii Labor Relations Board is to bear the cost of preparing the transcript.

Your Committee received testimony in support of this measure from the Hawaii Labor Relations Board.

Your Committee finds that in cases where a party is seeking review of a decision and order of the Hawaii Labor Relations Board (Board) and requests a written transcript, that party must bear the costs, unless otherwise prohibited by law, then it is the Board's burden. Your Committee finds that the existing language in section 396-12, Hawaii Revised Statutes, is not necessarily clear as to when the party seeking review or the Board must bear the costs. Your Committee believes that this measure will prevent confusion.




Your Committee has amended this measure by:

- (1) Clarifying that the party seeking review of a decision of the Hawaii Labor Relations Board is to bear the costs of preparing the transcript, except as provided by law, in which case the Hawaii Labor Relations Board is to bear the costs of preparing the transcript; and
- (2) Making it effective upon approval.

As affirmed by the record of votes of the members of your Committee on Labor, Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 914, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 914, H.D. 1, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Labor, Culture and
the Arts,



BRIAN T. TANIGUCHI, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Labor, Culture and the Arts
LCA

Bill / Resolution No.:* <i>HB914, HD1</i>	Committee Referral: <i>LCA, WAM</i>	Date: <i>3-19-19</i>		
<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
TANIGUCHI, Brian T. (C)	✓			
IHARA, Jr., Les (VC)	✓			
CHANG, Stanley	✓			
GABBARD, Mike				✓
FEVELLA, Kurt				✓
TOTAL	<i>3</i>	<i>0</i>	<i>0</i>	<i>2</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>[Signature]</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes