

Honolulu, Hawaii

APR 26 2019

RE: S.B. No. 1498  
S.D. 1  
H.D. 1  
C.D. 1

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

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 1498, S.D. 1, H.D. 1, entitled:

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

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Broaden the powers and functions of the Hawaii Labor Relations Board (Board) to include:
  - (A) Determining qualifications and establishing lists of qualified persons to be available to serve as grievance arbitrators; and
  - (B) Resolving disputes over the qualifications and criteria for potential arbitrators selected under



certain circumstances to resolve collective bargaining impasses; and

- (2) Clarify that in the case that public employers and public employees are not able to agree to a neutral arbitrator to chair the panel that arbitrates an impasse, the neutral arbitrator shall be selected from a list of experienced interest arbitrators.

Your Committee on Conference finds that there is a clear delineation between grievance arbitrators and interest arbitrators. Due to the fundamental difference between resolving contractual disputes and determining the provisions of the contract, it is appropriate to segregate the functions of a grievance arbitrator and an interest arbitrator, as well as to allow the Board to resolve disputes over the qualifications and criteria of the list of qualified arbitrators.

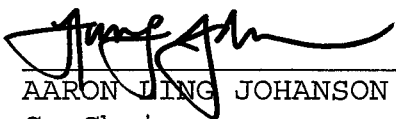
Your Committee on Conference has amended this measure by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1498, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1498, S.D. 1, H.D. 1, C.D. 1.

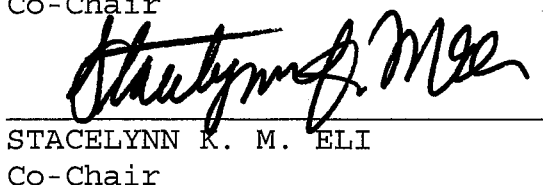
Respectfully submitted on behalf of the managers:

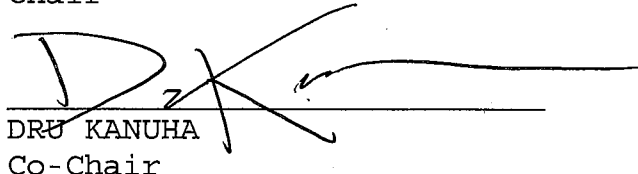
ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE

  
 AARON LING JOHANSON  
 Co-Chair

  
 BRIAN T. TANIGUCHI  
 Chair

  
 STACELYNN K. M. ELI  
 Co-Chair


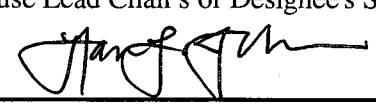
  
 DR. KANUHA  
 Co-Chair



Hawai'i State Legislature

CCR188

Record of Votes of a  
Conference Committee

Bill / Concurrent Resolution No.: <b>SB 1498, SD 1, HD 1</b>					Date/Time: <i>APRIL 26, 2019 10:30 AM</i>						
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).											
<input type="checkbox"/> The Committee is reconsidering its previous decision.											
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.						
Senate Managers		A	WR	N	E	House Managers		A	WR	N	E
TANIGUCHI, Brian T., Chr.		✓				JOHANSON, Aaron Ling, Co-Chr.		✓			
KANUHA, Dru Mamo, Co-Chr.		✓				ELI, Stacelynn K.M., Co-Chr.		✓			
CHANG, Stanley		✓				MATSUMOTO, Lauren		✓			
FEVELLA, Kurt					✓						
TOTAL		3	0	0	1	TOTAL		3	0	0	0
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused				
Senate Recommendation is:						House Recommendation is:					
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted						<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					
Senate Lead Chair's or Designee's Signature:						House Lead Chair's or Designee's Signature:					
											
Distribution:				Original		Yellow		Pink		Goldenrod	
				File with Conference Committee Report		House Clerk's Office		Senate Clerk's Office		Drafting Agency	