

JAN 24 2019

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# A BILL FOR AN ACT

RELATING TO THE HAWAII LABOR RELATIONS BOARD.

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

1           SECTION 1. Section 396-11.5, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) In any hearing conducted by the appeals board under  
4 this chapter and pursuant to chapter 91, notwithstanding section  
5 91-9.5, all parties shall be given written notice of hearing by  
6 first class mail or by electronic service through a company  
7 designated by the [appeals] board at least fifteen days before  
8 the hearing."

9           SECTION 2. Section 396-12, Hawaii Revised Statutes, is  
10 amended to read as follows:

11           "**§396-12 Judicial review.** Except where an order has  
12 already become final for failure to contest, the decision and  
13 order of the appeals board shall be final and conclusive unless  
14 the director or any party to the proceedings before the appeals  
15 board obtains a review thereof in the manner provided in chapter  
16 91 by instituting proceedings in the circuit court of the  
17 circuit in which the place of employment, machine, device,



1 apparatus, or equipment is situated or such practice, means,  
2 method, operation, or process is employed. The hearing on  
3 review shall be on the record and the department shall be deemed  
4 a party to any such proceedings. The court shall give  
5 precedence to such proceedings over all other civil cases.

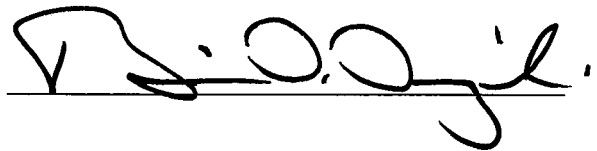
6 The party seeking the review of a decision and order of the  
7 appeals board shall bear the cost of preparing a transcript,  
8 unless [~~otherwise prohibited~~] as provided by law, in which case  
9 the appeals board shall bear the cost of preparing the  
10 transcript."

11 SECTION 3. Statutory material to be repealed is bracketed  
12 and stricken. New statutory material is underscored.

13 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:



# S.B. NO. 1145

**Report Title:**

Hawaii Labor Relations Board; Occupational Safety and Health;  
Transcripts

**Description:**

Clarifies that the party seeking judicial review shall bear the cost of preparing a transcript, except as provided by law, in which case the Board shall bear the cost of preparing the transcript.

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

