
A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1 SECTION 1. Section 89-5, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The board shall be composed of three members of which
4 ~~[(1)]~~ one member shall be representative of management, ~~[(2)]~~
5 one member shall be representative of labor, and ~~[(3)]~~ the third
6 member, the chairperson, shall be representative of the public.
7 All members shall be appointed for terms of six years each in
8 accordance with the following procedures:

9 (1) The representative of management shall be appointed by
10 the governor, who may first consider any names
11 submitted by the counties; provided that each county
12 may submit no more than one name;

13 (2) The representative of labor shall be a person who is
14 appointed by the governor ~~[from a list of three~~
15 ~~nominees submitted by mutual agreement from a majority~~
16 ~~of the exclusive representatives,]~~ and whose name has
17 been submitted to the governor to serve as the



1 representative of labor by the exclusive
2 representatives certified pursuant to section 89-8.
3 The nominee whose name is to be submitted to the
4 governor shall be determined by a simple majority of
5 the exclusive representatives certified pursuant to
6 section 89-8. The governor shall transmit the name of
7 the person nominated to serve as the representative of
8 labor to the senate for advice and consent no later
9 than twenty days after the nominee's name is submitted
10 to the governor; provided that if the governor fails
11 to appoint the person whose name has been submitted by
12 a simple majority of exclusive representatives in
13 accordance with this paragraph, the simple majority of
14 exclusive representatives who recommended the person
15 shall transmit the person's name directly to the
16 senate for confirmation; and

17 (3) The representative of the public shall be appointed by
18 the governor."

19 SECTION 2. Statutory material to be repealed is bracketed
20 and stricken. New statutory material is underscored.

21 SECTION 3. This Act shall take effect upon its approval.



Report Title:

Collective Bargaining; Hawaii Labor Relations Board;
Representative of Labor

Description:

Requires the representative of labor on the Hawaii Labor Relations Board to be a person whose name has been selected by a simple majority of the exclusive representatives of the collective bargaining units and submitted to the Governor for appointment. Requires the Governor to submit the name of the nominee to the Senate for advice and consent no later than twenty days after exclusive representatives' submittal of the nominee's name to the Governor, and if the Governor fails to do so, requires the exclusive representatives who recommended the nominee to transmit the nominee's name directly to the Senate for confirmation. (SD1)

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