
A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1 SECTION 1. Section 89-8, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) The employee organization [~~which~~] that has been
4 certified by the board as representing the majority of employees
5 in an appropriate bargaining unit shall be the exclusive
6 representative of all employees in the unit. As exclusive
7 representative, it shall have the right to act for and negotiate
8 agreements covering all employees in the unit and shall be
9 responsible for representing the interests of [~~all such~~] the
10 employees without discrimination and without regard to employee
11 organization membership[-]; provided that the exclusive
12 representative shall not be required to provide grievance
13 representation to employees who do not pay dues or dues
14 equivalents and who decline to pay reasonable costs of that
15 representation. Any other provision herein to the contrary
16 notwithstanding, whenever two or more employee organizations
17 [~~which~~] that have been duly certified by the board as the



1 exclusive representatives of employees in bargaining units
2 merge, combine, [~~or~~] amalgamate, or enter into an agreement for
3 common administration or operation of their affairs, all rights
4 and duties of [~~such~~] the employee organizations as exclusive
5 representatives of employees in [~~such~~] the units shall inure to
6 and shall be discharged by the organization resulting from
7 [~~such~~] the merger, combination, amalgamation, or agreement,
8 either alone or with [~~such~~] the employee organizations.
9 Election by the employees in the unit involved[~~7~~] and
10 certification by the board of [~~such~~] the resulting employee
11 organization shall not be required."

12 SECTION 2. Statutory material to be repealed is bracketed
13 and stricken. New statutory material is underscored.

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



Report Title:

Collective Bargaining; Recognition and Representation

Description:

Specifies that exclusive representatives of public employees are not required to provide grievance representation to collective bargaining unit members who do not pay dues or dues equivalents and who decline to pay reasonable costs of the representation.
(SD1)

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