

JAN 19 2024

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# A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1           SECTION 1. Various state agencies have investigators who  
2 perform a wide range of investigative services, but not all of  
3 them perform the functions and have the authorities of the state  
4 law enforcement officers. The investigators of the criminal  
5 investigation division, narcotics enforcement division, office  
6 of homeland security division, office of the inspector general  
7 division, and sheriff division of the department of law  
8 enforcement are given additional powers, authority, benefits,  
9 and privileges of a police officer or of a deputy sheriff,  
10 including the power of arrest. The legislature recognizes that  
11 these investigators are subject to the law enforcement standards  
12 of chapter 139, Hawaii Revised Statutes. It is the intent of  
13 the legislature to ensure that these investigators are included  
14 in the appropriate collective bargaining unit for state law  
15 enforcement officers.

16           Accordingly, the purpose of this Act is to transfer the  
17 investigators of the criminal investigation division, narcotics



1 enforcement division, office of homeland security division,  
2 office of the inspector general division, and sheriff division  
3 of the department of law enforcement who are subject to the law  
4 enforcement standards of chapter 139, Hawaii Revised Statutes,  
5 from collective bargaining unit (13) into collective bargaining  
6 unit (14).

7 SECTION 2. Section 89-6, Hawaii Revised Statutes, is  
8 amended by amending subsection (a) to read as follows:

9 "(a) All employees throughout the State within any of the  
10 following categories shall constitute an appropriate bargaining  
11 unit:

- 12 (1) Nonsupervisory employees in blue collar positions;
- 13 (2) Supervisory employees in blue collar positions;
- 14 (3) Nonsupervisory employees in white collar positions;
- 15 (4) Supervisory employees in white collar positions;
- 16 (5) Teachers and other personnel of the department of  
17 education under the same pay schedule, including part-  
18 time employees working less than twenty hours a week  
19 who are equal to one-half of a full-time equivalent;
- 20 (6) Educational officers and other personnel of the  
21 department of education under the same pay schedule;



- 1 (7) Faculty of the [~~University~~] university of Hawaii and
- 2 the community college system;
- 3 (8) Personnel of the [~~University~~] university of Hawaii and
- 4 the community college system, other than faculty;
- 5 (9) Registered professional nurses;
- 6 (10) Institutional, health, and correctional workers;
- 7 (11) Firefighters;
- 8 (12) Police officers;
- 9 (13) Professional and scientific employees, who cannot be
- 10 included in any of the other bargaining units;
- 11 (14) State law enforcement officers[+] including
- 12 investigators of the criminal investigation division,
- 13 narcotics enforcement division, office of homeland
- 14 security division, office of the inspector general
- 15 division, and sheriff division of the department of
- 16 law enforcement; and
- 17 (15) State and county ocean safety and water safety
- 18 officers."

19 SECTION 3. All rights, benefits, and privileges currently  
20 enjoyed by investigators of the criminal investigation division,  
21 narcotics enforcement division, office of homeland security



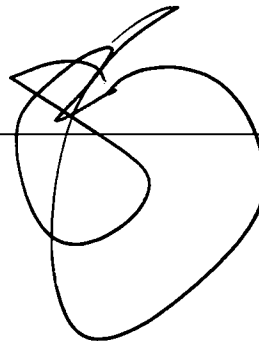
1 division, office of the inspector general division, and sheriff  
 2 division of the department of law enforcement, including those  
 3 rights, benefits, and privileges under chapters 76, 78, 87A, and  
 4 88, Hawaii Revised Statutes, shall not be impaired or diminished  
 5 as a result of these employees being transitioned to bargaining  
 6 unit (14). The transition to bargaining unit (14) shall not  
 7 result in any break in service for the affected employees. All  
 8 rights, benefits, and privileges currently enjoyed by  
 9 investigators of the criminal investigation division, narcotics  
 10 enforcement division, office of homeland security division,  
 11 office of the inspector general division, and sheriff division  
 12 of the department of law enforcement shall be maintained under  
 13 their existing collective bargaining agreement and any successor  
 14 agreement until a new collective bargaining agreement is  
 15 negotiated for bargaining unit (14).

16 SECTION 4. Statutory material to be repealed is bracketed  
 17 and stricken. New statutory material is underscored.

18 SECTION 5. This Act shall take effect on July 1, 2024.

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INTRODUCED BY: \_\_\_\_\_


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# S.B. NO. 2847

**Report Title:**

Department of Law Enforcement Collective Bargaining;  
Investigators; Bargaining Unit (13); Bargaining Unit (14)

**Description:**

Transfers the investigators of the Criminal Investigation Division, Narcotics Enforcement Division, Office of Homeland Security Division, Office of the Inspector General Division, and Sheriff Division of the Department of Law Enforcement who are subject to the statutory law enforcement standards for the state law enforcement officers from collective bargaining unit (13) into collective bargaining unit (14).

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

