

JAN 19 2024

A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1 SECTION 1. The legislature finds that the office of
2 collective bargaining and managed competition was established
3 within the office of the governor to assist the governor in the
4 implementation and review of the managed process of public-
5 private competition for particular government services through
6 the managed competition process and negotiations between the
7 State and the exclusive representatives on matters of wages,
8 hours, and other negotiable terms and conditions of employment.
9 The legislator further finds that the governor is required to
10 appoint an individual who is experienced in labor relations as
11 the chief negotiator for the State to head the office. The
12 legislature also finds that for some time, the director of human
13 resources development has been serving as the chief negotiator
14 for the State.

15 The legislature believes that the duties and
16 responsibilities of chief negotiator for the State and director
17 of human resources development require full-time engagement by



1 the individuals holding those positions, respectively, and
2 therefore finds it inappropriate for one individual to
3 concurrently hold both positions.

4 The purpose of this Act is to clarify that the director of
5 human resources development shall not hold the position of chief
6 negotiator of the State.

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

9 "(b) The position of chief negotiator for the State is
10 hereby established to head the office. The chief negotiator
11 shall be experienced in labor relations. The director of human
12 resources development shall not hold the position of chief
13 negotiator. The governor shall appoint the chief negotiator and
14 may also appoint deputy negotiators to assist the chief
15 negotiator. The governor, at pleasure, may remove the chief
16 negotiator and any deputy negotiator. All other employees shall
17 be appointed by the chief negotiator. All employees in the
18 office of collective bargaining and managed competition shall be
19 included in any benefit programs generally applicable to
20 employees of the State."

21 SECTION 3. New statutory material is underscored.



S.B. NO. 2541

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

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INTRODUCED BY: Lyn DeCortis



S.B. NO. 2541

Report Title:

Office of Collective Bargaining and Managed Competition; Chief Negotiator of the State; Director of Human Resources Development

Description:

Clarifies that the Director of Human Resources Development shall not hold the position of Chief Negotiator of the State.

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