

STAND. COM. REP. NO.

2420

Honolulu, Hawaii

FEB 15 2024

RE: S.B. No. 2991
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committee on Labor and Technology, to which was referred
S.B. No. 2991 entitled:

"A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING UNIT
CREATION,"

begs leave to report as follows:

The purpose and intent of this measure is to require the
Hawaii Labor Relations Board to establish criteria for the
creation of new bargaining units and for the Board to apply those
criteria in approving or denying any new bargaining units before
submission to the Legislature.

Your Committee received testimony in support of this measure
from the University of Hawaii Professional Assembly.

Your Committee received comments on this measure from the
Hawai'i Labor Relations Board.

Your Committee finds that the legislature currently holds
exclusive authority to determine the standards and criteria, and
to statutorily designate new bargaining units through legislation.
Your Committee also finds that existing law does not set forth
specific, clear procedures and criteria in creating a new
bargaining unit. This measure requires the Hawaii Labor Relations
Board to establish criteria for creating new bargaining units,
accept and review applications for the creation of new bargaining



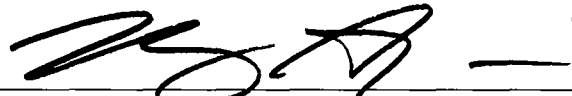
units by applying the criteria, and upon the Board's approval of an application, submit a report and proposed legislation to the Legislature for consideration and enactment.

Your Committee has amended this measure by:

- (1) Clarifying that any employee, employer, or exclusive representative may submit an application to the Hawaii Labor Relations Board proposing to establish a new bargaining unit;
- (2) Specifying the minimum criteria the Hawaii Labor Relations Board must consider in determining the appropriateness of a new bargaining unit;
- (3) Clarifying that the proposed legislation the Hawaii Labor Relations Board is required to submit to the Legislature shall be accompanied by a Decision and Order issued by the Board;
- (4) Inserting a blank appropriation amount to be expended for the purposes of this measure, including the establishment of an unspecified number of full-time equivalent staff positions; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Labor and Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2991, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2991, S.D. 1, and be referred to your Committees on Judiciary and Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Labor and
Technology,


HENRY J.C. AQUINO, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Labor and Technology
LBT

Bill / Resolution No.:*	Committee Referral:	Date:		
5B2991	LBT, JDC/WAM	2/9/24		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
AQUINO, Henry J.C. (C)	X			
MORIWAKI, Sharon Y. (VC)	X			
IHARA, Jr., Les	X			
LEE, Chris	X			
FEVELLA, Kurt				X
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes