

S.B. NO. 1345

JAN 23 2025

A BILL FOR AN ACT

MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS.

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

1 PART I

2 SECTION 1. This Act is recommended by the governor for
3 immediate passage in accordance with section 9 of article VII of
4 the Constitution of the State of Hawaii.

5 PART II

6 SECTION 2. There are appropriated from the sources of
7 funding indicated below to collective bargaining statewide
8 (BUF 102) the following sums or so much thereof as may be
9 necessary to fund for fiscal biennium 2023-2025 all collective
10 bargaining cost items in the agreement negotiated with the
11 exclusive representative of collective bargaining units (2),
12 (3), (4), (8), (9), (13), and (14) and their excluded
13 counterparts. The amounts are for a negotiated settlement for
14 the executive branch and the university of Hawaii, and an
15 arbitration award for the department of education. These
16 amounts are in addition to the amounts provided in Act 49,
17 Session Laws of Hawaii 2024:

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	<u>FY 2024-2025</u>
1	
2 General funds	-0-
3 Special funds	-0-
4 Federal funds	-0-
5 Other federal funds	-0-
6 American Rescue Plan funds	-0-
7 Trust funds	-0-
8 Interdepartmental transfers	-0-
9 Revolving funds	-0-
10 Other funds	-0-
11 Special fund CIP	-0-

12 Of the above amounts, the following amounts are for the
13 department of education:

	<u>FY 2024-2025</u>
14	
15 General funds	-0-
16 Special funds	-0-
17 Federal funds	-0-
18 Trust funds	-0-
19 Revolving funds	-0-

20 SECTION 3. Funds appropriated by this part shall be
21 allotted by the director of finance to the appropriate state

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1 departments for expenditure in the respective fiscal year for
2 the purposes of this part.

3 PART III

4 SECTION 4. There are appropriated from the sources of
5 funding indicated below to judiciary administration (JUD 601)
6 the following sums or so much thereof as may be necessary to
7 fund for fiscal year 2024-2025 all collective bargaining cost
8 items in the agreement negotiated with the exclusive
9 representative of collective bargaining units (2), (3), (4),
10 (8), (9), and (13):

	<u>FY 2024-2025</u>
12 General funds	-0-
13 Special funds	-0-

14 SECTION 5. Funds appropriated by this part shall be
15 expended by the chief justice in the respective fiscal year for
16 the purposes of this part.

17 PART IV

18 SECTION 6. There are appropriated from the source of
19 funding indicated below to Hawaii health systems
20 corporation - corporate office (HTH 210) the following sums or
21 so much thereof as may be necessary to fund for fiscal
22 year 2024-2025 the collective bargaining cost items in the

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1 agreement negotiated with the exclusive representative of
2 collective bargaining units (2), (3), (4), (8), (9), and (13)
3 and their excluded counterparts:

	<u>FY 2024-2025</u>
4	
5 General funds	-0-
6 Special funds	-0-

7 SECTION 7. Funds appropriated by this part shall be
8 allotted by the director of finance to the Hawaii health systems
9 corporation for expenditure in the respective fiscal year for
10 the purposes of this part.

11 PART V

12 SECTION 8. Salary increases and cost adjustments provided
13 in this Act for any officer or employee whose compensation is
14 paid, in whole or in part, from federal, special, or other funds
15 shall be paid wholly or proportionately, as the case may be,
16 from the respective funds.

17 SECTION 9. Notwithstanding any provision of this Act, with
18 the approval of the governor, the director of finance may
19 transfer between parts II and IV of this Act the unrequired
20 balances as may be available from the appropriated funds of
21 parts II and IV of this Act as necessary.

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1 SECTION 10. Funds appropriated or authorized by this Act
2 that are not expended or encumbered by June 30, 2025, shall
3 lapse as of that date.

4 SECTION 11. In accordance with section 9 of article VII of
5 the Hawaii State Constitution and sections 37-91 and 37-93,
6 Hawaii Revised Statutes, the legislature has determined that the
7 appropriations from previous years have caused the state general
8 fund expenditure ceiling for fiscal year 2024-2025 to be exceeded
9 by \$ or per cent. In addition, the appropriation
10 contained in this Act will cause the general fund expenditure
11 ceiling for fiscal year 2024-2025 to be further exceeded by
12 \$ or per cent. The reasons for exceeding the general
13 fund expenditure ceiling are that:

- 14 (1) The appropriation made in this Act is necessary to
15 serve the public interest; and
16 (2) The appropriation made in this Act meets the needs
17 addressed by this Act.

18 SECTION 12. This Act shall take effect upon its approval.

19

20

INTRODUCED BY: 

21

BY REQUEST

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Report Title:

Public Employment Cost Items; BU-2, BU-3, BU-4, BU-8, BU-9, BU-13, and BU-14; Emergency Appropriations; Expenditure Ceiling

Description:

Makes emergency appropriations for collective bargaining cost items for the members of Units (2), (3), (4), (8), (9), (13), and (14) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal year 2024-2025.

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

JUSTIFICATION SHEET

DEPARTMENT: Budget and Finance

TITLE: A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS.

PURPOSE: To make emergency appropriations for collective bargaining cost items and other public employment costs for the members of Units (2), (3), (4), (8), (9), (13), and (14) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal year 2024-2025 pursuant to resolving issues concerning hazard pay.

MEANS: By the submittal of a specific appropriation measure.

JUSTIFICATION: This bill will provide appropriations to fund temporary hazard pay settlements for State of Hawaii Executive Branch, Hawaii Health Systems Corporation, the University of Hawaii, and the Judiciary, as well as an arbitration award for the Department of Education with the Hawaii Government Employees Association as provided by Act 49, Session Laws of Hawaii 2024. It has been determined that the costs to fund those agreements and award will be higher than previously estimated.

This bill is being proposed to fund those additional costs.

The funding requested in this bill might cause the general fund expenditure ceiling to be exceeded.

Impact on the public: Cooperative relations between the government and its employees help protect the public by assuring effective and orderly operations of government. Requiring collective bargaining

negotiations for wages, hours, and conditions of employment, along with the merit principle, helps ensure public funds are spent efficiently while protecting the rights of public employees.

Impact on the department and other agencies:
This bill will provide appropriations for pay raise and other negotiated cost items that were not included in departments' operating budget requests due to the unknown costs of the temporary hazard pay settlements and arbitration award during the budget request preparation period.

GENERAL FUND: To be determined.

OTHER FUNDS: To be determined.

PPBS PROGRAM
DESIGNATION: BUF 102, Collective Bargaining Statewide.
JUD 601, Administration.
HTH 210, Hawaii Health Systems Corporation - Corporate Office.

OTHER AFFECTED
AGENCIES: None.

EFFECTIVE DATE: Upon approval.