

ACT 165

S.B. NO. 1326

A Bill for an Act Relating to the Office of Collective Bargaining.

Be It Enacted By The Legislature Of The State Of Hawaii:

SECTION 1. **Purpose.** The purpose of this Act is to establish an office of collective bargaining within the office of the governor to serve the governor in discharging the duties set forth in the public employment collective bargaining act, chapter 89, Hawaii Revised Statutes, as amended.

SECTION 2. Office of collective bargaining in the state government established. There shall be established an office of collective bargaining in the office of the governor to assist the governor in negotiating with and entering into written agreements between the public employers and the exclusive representatives on matters of wages, hours and other negotiable terms and conditions of employment.

The position of chief negotiator for the State is hereby established to head the office. The chief negotiator shall be experienced in labor relations. The governor shall appoint and remove the chief negotiator and such staff as may be necessary, who shall not be subject to chapters 76 and 77. The salary of the chief negotiator shall be set by the governor and shall not exceed the salaries of department heads as prescribed in section 26-52(2). The chief negotiator and staff shall be included in any benefit program generally applicable to the officers and employees of the State. The chief negotiator shall serve as one of the governor's designated representatives as set forth in section 89-6(b), Hawaii Revised Statutes, as amended.

SECTION 3. Functions of the office of collective bargaining. In addition to the powers and functions provided in other sections of this Act, and subject to the approval of the governor, the office of collective bargaining shall:

- a. Assist the governor in formulating plans, including objectives, criteria to measure management's accomplishment of objectives, and programs through which the objectives are to be attained;
- b. Assist the governor in formulating management's philosophy for public collective bargaining as well as planning bargaining strategies;
- c. Conduct negotiations with the exclusive representatives of each employee organization and designate employer spokesmen for each negotiation;
- d. Coordinate the State's resources in all mediation, fact-finding and interest arbitration cases as well as in all labor disputes;
- e. Conduct systematic reviews of collective bargaining agreements for the purpose of contract negotiations;
- f. Coordinate the systematic compilation of data by all agencies that is required for negotiating purposes;
- g. Coordinate the establishment of cost data negotiated with each exclusive representative and assist the governor in making recommendations with respect thereto to the legislative bodies;
- h. Prepare and submit an annual report and such other reports as may be requested to the governor and to the legislature on the implementation of the collective bargaining act.

SECTION 4. Effective date. This Act shall take effect upon its approval.

(Approved June 2, 1975.)