

A Bill for an Act Making Appropriations for Salaries and Other Adjustments, Including Cost Items of Collective Bargaining Agreements Covering Public Employees and Officers.

Be It Enacted by the Legislature of the State of Hawaii:

PART I

SECTION 1. There is appropriated or authorized, as the case may be, the sum of \$25,934,382 in general fund, \$2,243,025 in federal funds and \$2,924,762 in special and other funds for the fiscal year 1975-1976 and of \$39,923,748 in general fund, \$3,318,399 in federal funds and \$4,059,749 in special and other funds for the fiscal year 1976-1977 to Program Planning, Analysis, Budgeting (BUF 101), to fund all collective bargaining cost items in the contracts negotiated with the exclusive bargaining representatives of bargaining units 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 13 and salary increases and other adjustments for other officers and employees excluded from bargaining units 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 13.

SECTION 2. The funds appropriated or authorized by this part shall be allotted by the director of finance for the purposes of this part. Increases for any officer and employee for whom a salary increase is provided by this part and whose compensation is paid, in whole or in part, from federal, special and other funds shall be paid from the respective funds.

SECTION 3. Any provision of law to the contrary notwithstanding, except the provisions of this Act, the governor is authorized to utilize such sums as provided in this Act for salary increases for employees who are excluded from any bargaining unit enumerated in chapter 89, Hawaii Revised Statutes, provided that the granting of such increases shall not result in excluded employees receiving, in fiscal year 1975-1976, total increases greater than those received by members of the unit nor in such increases taking effect earlier than increases received by members in the unit.

SECTION 4. Funds appropriated or authorized under this part that are not expended or encumbered by June 30, 1976 for FY 1975-1976 fund authorization, and are not expended or unencumbered by June 30, 1977, for FY 1976-1977 fund authorization, shall lapse as of the respective dates.

PART II

SECTION 5. Section 26-51, Hawaii Revised Statutes, is amended to read:

"Sec. 26-51 Governor; lieutenant governor. Effective July 1, 1975, the salary of the governor of the State shall be \$46,000 a year. Effective January 1, 1976, the salary of the governor of the State shall be \$50,000 a year. Effective July 1, 1975, the salary of the lieutenant governor shall be \$41,400 a year. Effective January 1, 1976, the salary of the lieutenant governor shall be \$45,000 a year."

SECTION 6. Section 26-52, Hawaii Revised Statutes, is amended to read:

"Sec. 26-52 Department heads and executive officers. The salaries of the following state officers are fixed at the following annual rates:

- (1) The salary of the superintendent of education shall be set by the board of education. Effective July 1, 1975, the salary shall be not more than \$39,100 a year. Effective January 1, 1976, the salary shall be not more than \$42,500 a year.
- (2) The salary of the president of the University of Hawaii shall be set by the board of regents. Effective July 1, 1975, the salary shall be not more than \$41,400 a year. Effective January 1, 1976, the salary shall be not more than \$45,000 a year.
- (3) The salaries of all department heads or executive officers of the departments of accounting and general services, agriculture, attorney general, budget and finance, Hawaiian home lands, health, labor and industrial relations, land and natural resources, personnel services, planning and economic development, regulatory agencies, social services and housing, taxation and transportation shall be set by the appointing authority. Effective July 1, 1975, their salaries shall be not more than \$39,100 a year. Effective January 1, 1976, their salaries shall be not more than \$42,500 a year.
- (4) Effective July 1, 1975, the salary of the adjutant general shall be not more than \$39,100 a year. Effective January 1, 1976, the salary shall be not more than \$42,500 a year. If the maximum rate is in conflict with the pay and allowance fixed by the tables of the regular army of the United States, the latter shall prevail."

SECTION 7. Section 26-53, Hawaii Revised Statutes, is amended to read:

"Sec. 26-53 Deputies or assistants to department heads. The salaries of first and second deputies or first and second assistants to the head of any department of the State shall be set by the director or executive officer concerned. Effective July 1, 1975, the salaries of first deputies or first assistants shall be not more than \$36,800 a year, and the salaries of second deputies or second assistants shall be not more than \$34,500 a year. Effective January 1, 1976, the salaries of first deputies or first assistants shall be not more than \$40,000 a year, and the salaries of second deputies or second assistants shall

be not more than \$37,500 a year.”

SECTION 8. Section 26-54, Hawaii Revised Statutes, is amended to read:

“**Sec. 26-54 Administrative director of the State.** The salary of the administrative director of the State shall be set by the governor. Effective July 1, 1975, the salary of the administrative director of the State shall be not more than \$39,100 a year. Effective January 1, 1976, the salary of the administrative director of the State shall be not more than \$42,500 a year.”

SECTION 9. Section 28-26, Hawaii Revised Statutes, is amended to read:

“**Sec. 28-26 Salaries, fees.** The salary of the sheriff shall be set by the attorney general. Effective July 1, 1975, the sheriff’s salary shall be not more than \$16,100 a year. Effective January 1, 1976, the sheriff’s salary shall be not more than \$17,500 a year. Effective July 1, 1975, the salary of the first deputy sheriff shall be set by the attorney general and shall not be more than \$13,800 a year. Effective January 1, 1976, the salary of the first deputy sheriff shall be set by the attorney general and shall not be more than \$15,000 a year.

The sheriff’s deputies, other than the first deputy, shall receive in full payment of their services only such fees as prescribed by law; provided that the legally prescribed fees for such services of summons, subpoena, attachment, execution, or other civil process of court as provided by sections 607-4 and 607-8, shall belong to the sheriff, deputy sheriff or other officer making such service.”

SECTION 10. Section 29-1, Hawaii Revised Statutes, is amended to read:

“**Sec. 29-1 Establishment of office.** There shall be in Washington, District of Columbia, a Hawaii office of federal programs coordinator. The office shall be headed by a coordinator who shall be appointed and removed by the governor, not subject to chapters 76, 77 and 89. The salary of the federal programs coordinator shall be set by the governor. Effective July 1, 1975, the salary shall be not more than \$29,900 a year. Effective January 1, 1976, the salary shall be not more than \$32,500 a year. The coordinator shall appoint necessary staff, within available appropriations, not subject to chapters 76, 77 and 89. The coordinator and his staff shall be included in any benefit program generally applicable to the officers and employees of the State.

The office is placed within the department of budget and finance for administrative purposes.”

SECTION 11. Section 89-5(a), Hawaii Revised Statutes, is amended to read:

“**Sec. 89-5 Hawaii public employment relations board.** (a) There is created a Hawaii public employment relations board composed of three members of which (1) one member shall be representative of management, (2) one member shall be representative of labor, and (3) the third member, the chairman, shall be representative of the public. All members shall be appointed by

the governor for terms of six years each, except that the terms of members first appointed shall be for four, five, and six years respectively as designated by the governor at the time of appointments. Public employers and employee organizations representing public employees may submit to the governor for consideration names of persons representing their interests to serve as members of the board and the governor shall first consider these persons in selecting the members of the board to represent management and labor. Each member shall hold office until his successor is appointed and qualified. Because cumulative experience and continuity in office are essential to the proper administration of this chapter, it is declared to be in the public interest to continue board members in office as long as efficiency is demonstrated, notwithstanding the provision of section 26-34, which limits the appointment of a member of a board or commission to two terms.

The members shall devote full time to their duties as members of the board. The salary of the chairman of the board shall be the same as the salary of a circuit court judge. Each of the other members shall be paid a salary at a rate of ninety-five per cent of the chairman's salary. No member shall hold any other public office or be in the employment of the State or a county, or any department or agency thereof, or any employee organization during his term.

Any action taken by the board shall be by a simple majority of the members of the board. All decisions of the board shall be reduced to writing and shall state separately its findings of fact and conclusions. Three members of the board, consisting of the chairman, at least one member representative of management, and at least one member representative of labor, shall constitute a quorum. Any vacancy in the board shall not impair the authority of the remaining members to exercise all the powers of the board. The governor may appoint an acting member of the board during the temporary absence from the State or the illness of any regular member. An acting member, during his term of service, shall have the same powers and duties as the regular member.

The chairman of the board shall be responsible for the administrative functions of the board. The board may appoint an executive officer, mediators, members of fact-finding boards, arbitrators, and hearing officers, and employ other assistants as it may deem necessary in the performance of its functions, prescribe their duties, and fix their compensation and provide for reimbursement of actual and necessary expenses incurred by them in the performance of their duties within the amounts made available by appropriations therefor.

The board shall be within the department of labor and industrial relations for budgetary and administrative purposes only. The members of the board and employees other than clerical and stenographic employees shall be exempt from chapters 76 and 77. Clerical and stenographic employees shall be appointed in accordance with chapters 76 and 77.

At the close of each fiscal year, the board shall make a written report to the governor of such facts as it may deem essential to describe its activities, including the cases and their dispositions, and the names, duties, and salaries of its officers and employees. Copies of the report shall be transmitted to the

legislative bodies and to the public management committee.”

SECTION 12. Section 218-2, Hawaii Revised Statutes, is amended to read:

“Sec. 218-2 Establishment of marine affairs coordinator. The position of marine affairs coordinator is established in the office of the governor. The governor shall appoint and remove the coordinator, who shall not be subject to chapters 76, 77 and 89. The salary of the coordinator shall be set by the governor. Effective July 1, 1975, the salary shall be not more than \$29,900 a year. Effective January 1, 1976, the salary shall be not more than \$32,500 a year. The coordinator shall be included in any benefit program generally applicable to the officers and employees of the State.”

SECTION 13. All specific references to deputy district superintendent I, deputy district superintendent II, district superintendent I, district superintendent II, and assistant superintendent in section 297-32, Hawaii Revised Statutes, are deleted.

SECTION 14. A new section is added to part III, chapter 297, Hawaii Revised Statutes, to be appropriately designated and to read:

“Sec. - Salary: assistant superintendents, district superintendents, deputy district superintendents. The salaries of assistant superintendents, district superintendents, and deputy district superintendents shall be set by the board. Effective July 1, 1975, the salaries of assistant superintendents and district superintendents shall be not more than \$34,500 a year and the salaries of deputy district superintendents shall be not more than \$32,200 a year. Effective January 1, 1976, the salaries of assistant superintendents and district superintendents shall be not more than \$37,500 a year, and the salaries of deputy district superintendents shall be not more than \$35,000 a year.”

SECTION 15. Section 297-33(i), Hawaii Revised Statutes, is amended to read:

“(i) Effective September 1, 1975, per diem rates for substitute teachers shall be based on the annual salary rate established for appropriate salary range and step on the most current teachers’ salary schedule as follows:

Class I	Substitute Teacher	Salary Range 1, Step 1
Class II	Substitute Teacher	Salary Range 3, Step 1
Class III	Substitute Teacher	Salary Range 5, Step 1

Per diem rates shall be derived from annual rates in accordance with the following formula:

$$\text{Per Diem Rate} = \frac{\text{Annual Salary Rate}}{12 \text{ months}} \div 21 \text{ Average Working Days Per Month}$$

Substitute teachers shall be classified as follows:

- (1) A Class I substitute teacher is a substitute teacher who holds a certificate issued by the department and who does not qualify as a Class II or Class III substitute teacher, as described below.
- (2) A Class II substitute teacher is a substitute teacher who holds a certificate issued by the department based on a baccalaureate degree

and other requirements as may be established by the department.

- (3) A Class III substitute teacher is a substitute teacher who holds a certificate issued by the department based on five acceptable years of college education and other requirements as may be established by the department.”

SECTION 16. Section 312-2.1, Hawaii Revised Statutes, is amended to read:

“**Sec. 312-2.1 State librarian; salary.** The state librarian, under the direction of the superintendent of education, shall be responsible for the operation of all school and public libraries within the State. Notwithstanding any other law to the contrary, the salary of the state librarian shall be set by the board of education and shall be the same as that of an assistant superintendent of education.”

SECTION 17. Section 314-10, Hawaii Revised Statutes, is amended to read:

“**Sec. 314-10 Executive director and staff.** The board shall appoint an executive director subject to the approval of the governor who shall not be subject to chapters 76, 77 and 89. The board shall determine the salary of the executive director which, effective July 1, 1975, shall not be more than \$29,900 a year and effective January 1, 1976, shall not be more than \$32,500 a year.”

SECTION 18. Section 371-4(a), Hawaii Revised Statutes, is amended to read:

“**Sec. 371-4 Labor and industrial relations appeals board.** (a) There is created a labor and industrial relations appeals board composed of three members nominated and, by and with the advice and consent of the senate, appointed by the governor for terms of ten years each, except that the terms of the members first appointed shall be for six, eight and ten years respectively as designated by the governor at the time of appointments. The governor shall designate the chairman of the board who shall be an attorney at law licensed to practice in all of the courts of this State. Each member shall hold office until his successor is appointed and qualified. Because cumulative experience and continuity in office are essential to the proper handling of appeals under workmen’s compensation law and other labor laws, it is hereby declared to be in the public interest to continue board members in office as long as efficiency is demonstrated. The members shall devote full time to their duties as members of the board. The salary of the chairman of the board shall be the same as the salary of a circuit court judge. Each of the other members shall be paid a salary at the rate of ninety-five per cent of the chairman’s salary.”

SECTION 19. Section 410-4, Hawaii Revised Statutes, is amended to read:

“**Sec. 410-4 Commissioner of credit unions; powers and duties.** (a) The director of the department of regulatory agencies shall be the commissioner.

(b) The powers and duties of the commissioner shall include, but not be limited to:

- (1) Enforcing the provisions of this chapter and other laws relating to credit unions;
- (2) Conferring with the credit union review board on matters affecting credit unions incorporated under this chapter;
- (3) Appointing a deputy not subject to chapters 76, 77 and 89 who shall receive a salary, effective July 1, 1975, of not more than \$29,500 a year, and effective January 1, 1976, of not more than \$32,500 a year. He shall possess all powers and perform all duties attached to the office of the commissioner of credit unions during a vacancy or during the absence or inability of the commissioner; and
- (4) Employing examiners and clerks pursuant to chapters 76 and 77 to assist him and his deputy in the discharge of the duties of the office.

The commissioner, his deputy, and the employees of the office shall be subject to the same requirements and penalties of the members of the board as provided in section 410-3(c)."

SECTION 20. Section 431-33, Hawaii Revised Statutes, is amended to read:

"Sec. 431-33 Salary. The insurance commissioner shall not receive any salary in addition to his salary as director of regulatory agencies. The salary of the motor vehicle insurance commissioner shall be set by the insurance commissioner. Effective July 1, 1975, the salary shall be not more than \$34,500 a year. Effective January 1, 1976, the salary shall be not more than \$37,500."

SECTION 21. Section 487-4, Hawaii Revised Statutes, is amended to read:

"Sec. 487-4 Salaries; benefits. The salary of the director of the office of consumer protection shall be set by the governor. Effective July 1, 1975, the salary shall be not more than \$34,500 a year. Effective January 1, 1976, the salary shall be not more than \$37,500 a year. The director and attorney staff members shall be entitled to participate in any employee benefit plan."

SECTION 22. Section 722-11, Hawaii Revised Statutes, is amended to read:

"Sec. 722-11 Appointment of state public defender. The state public defender shall be appointed by the defender council without regard to chapters 76, 77 and 89. His appointment shall be for a term of four years except as otherwise provided herein, and until his successor is appointed and qualified. He shall be qualified to practice law before the supreme court of this State. The annual salary of the state public defender shall be set by the defender council. Effective July 1, 1975, the salary shall be not more than \$34,500 a year. Effective January 1, 1976, the salary shall be not more than \$37,500 a year. The first state public defender appointed pursuant to this section shall be appointed for a term commencing July 1, 1971, and expiring December 31, 1975. The state public defender shall devote full time to the performance of his duties and shall not engage in the general practice of law."

SECTION 23. There is appropriated out of the general revenues of the State of Hawaii to Program Planning, Analysis, Budgeting (BUF 101) in the operating cost category the sum of \$600,000 for the fiscal year 1975-1976 and \$800,000 for the fiscal year 1976-1977, or so much thereof as may be necessary, for the purposes of this part.

There is further appropriated out of the general revenues of the State of Hawaii the sum of \$1,200,000 for the fiscal year 1975-1976 and \$1,300,000 for the fiscal year 1976-1977, or so much thereof as may be necessary, to be expended by the department of education for the purpose of adjusting the salaries of substitute teachers under section 15 of this Act.

Special and federal funds shall be used to the maximum extent before state funds are utilized for this part. Unexpended funds of the fiscal year 1975-1976 appropriations shall lapse as of June 30, 1976, and unexpended funds of the fiscal year 1976-1977 appropriations shall lapse as of June 30, 1977.

PART III

SECTION 24. Section 571-8.2, Hawaii Revised Statutes, is amended to read:

"Sec. 571-8.2 Salary of district family judges. Effective July 1, 1975, the compensation of district family court judges of the various district family courts of the State shall be \$36,800 a year. Effective January 1, 1976, the compensation of district family court judges of the various district family courts of the State shall be \$40,000 a year."

SECTION 25. Section 601-3, Hawaii Revised Statutes, is amended to read:

"Sec. 601-3 Administrative director. The chief justice with the approval of the supreme court, shall appoint an administrative director of the courts to assist him in directing the administration of the judiciary. The administrative director shall be a resident of the State for a continuous period of three years prior to his appointment, and shall be appointed without regard to chapters 76 and 77 and shall serve at the pleasure of the chief justice. He shall hold no other office or employment. Effective July 1, 1975, he shall receive a salary of not more than \$36,800 a year. Effective January 1, 1976, he shall receive a salary of not more than \$40,000 a year. He shall, subject to the direction of the chief justice, perform the following functions:

- (1) Examine the administrative methods of the courts and make recommendations to the chief justice for their improvements;
- (2) Examine the state of the dockets of the courts, secure information as to their needs for assistance, if any, prepare statistical data and reports of the business of the courts and advise the chief justice to the end that proper action may be taken;
- (3) Examine the estimates of the courts for appropriations and present to the chief justice his recommendations concerning them;
- (4) Examine the statistical systems of the courts and make recommendations to the chief justice for a uniform system of judicial statistics;

- (5) Collect, analyze, and report to the chief justice statistical and other data concerning the business of the courts;
- (6) Assist the chief justice in the preparation of the budget, the six-year program and financial plan, the variance report and any other reports requested by the legislature; and
- (7) Attend to such other matters as may be assigned by the chief justice.

The administrative director shall, with the approval of the chief justice, appoint such assistants as may be necessary. The assistants shall be appointed subject to chapters 76 and 77. The administrative director shall be provided with necessary office facilities.

The judges, clerks, officers, and employees of the courts shall comply with all requests of the administrative director for information and statistical data relating to the business of the courts and the expenditure of public funds for their maintenance and operation."

SECTION 26. Section 602-2, Hawaii Revised Statutes, is amended to read:

"Sec. 602-2 Salary, supreme court justices. Effective July 1, 1975, the compensation of the chief justice of the supreme court shall be \$45,125 a year and the compensation of the associate justices of the supreme court shall be \$41,400 a year. Effective January 1, 1976, the compensation of the chief justice of the supreme court shall be \$47,500 a year and the compensation of the associate justices of the supreme court shall be \$45,000 a year."

SECTION 27. Section 603-5, Hawaii Revised Statutes, is amended to read:

"Sec. 603-5 Salary of circuit court judges. Effective July 1, 1975, the compensation of the circuit court judges of the various circuit courts of the State shall be \$39,100 a year. Effective January 1, 1976, the compensation of the circuit court judges of the various circuit courts of the State shall be \$42,500 a year."

SECTION 28. Section 604-2.5, Hawaii Revised Statutes, is amended to read:

"Sec. 604-2.5 Salary of district judges. Effective July 1, 1975, the compensation of the district court judges of the State shall be \$36,800 a year. Effective January 1, 1976, the compensation of the district court judges of the various district courts of the State shall be \$40,000 a year."

SECTION 29. There is appropriated out of the general revenues of the State of Hawaii the sum of \$525,000 for the fiscal year 1975-1976 and \$575,000 for the fiscal year 1976-1977, or so much thereof as may be necessary, for the purposes of this part. Unexpended funds of the fiscal year 1975-1976 appropriation shall lapse as of June 30, 1976, and unexpended funds of the fiscal year 1976-1977 appropriation shall lapse as of June 30, 1977.

The sum appropriated for the purposes of this part shall be expended by the judiciary.

PART IV

SECTION 30. Section 2-2, Hawaii Revised Statutes, is amended to read:

"Sec. 2-2 Appointment of personnel; qualifications; salary. In connection with the operation of the office of revisor of statutes, the supreme court shall select as revisor of statutes a duly qualified person. The revisor shall have direct supervision and control of the office. The revisor, with the approval of the supreme court, may select such assistant revisors as may be required for the proper discharge of the functions of the office. The revisor, with similar approval, shall also select other technical, clerical and stenographic assistants as may be necessary.

The revisor and assistant revisors shall not be subject to chapters 76 and 77. The revisor's salary shall be set by the supreme court. Effective July 1, 1975, the salary shall not be more than \$23,000 a year. Effective January 1, 1976, the salary shall not be more than \$25,000 a year. The salary of the assistant revisors shall be set by the revisor and shall not exceed a sum equal to ninety per cent of the salary of the revisor."

SECTION 31. Section 23-3, Hawaii Revised Statutes, is amended to read:

"Sec. 23-3 Salary of the auditor and appropriations. The salary of the auditor shall be fixed by the legislature and shall not be diminished during the auditor's term of office. The salary shall be the same as the salary of circuit court judges. Any adjustment in the annual salary of the circuit court judges as fixed by the legislature shall be applicable to the salary of the auditor.

The funds for the support of the auditor's office shall be provided for in the act providing for the expenses of the legislature."

SECTION 32. Section 23G-1, Hawaii Revised Statutes, is amended to read:

"Sec. 23G-1 Legislative reference bureau; director, appointment, tenure, removal, compensation, vacancy. The office of the legislative reference bureau is established. The legislature, by a majority vote of each house in joint session, shall appoint a director for the bureau who shall serve for a period of six years and thereafter until a successor shall have been appointed. The legislature, by two-thirds vote of the members in joint session, may remove or suspend the director from office, but only for neglect of duty, misconduct, or disability.

If the director dies, resigns, becomes ineligible to serve, or is removed or suspended from office, the first assistant to the director shall become the acting director until a new director is appointed.

The salary of the director shall be the same as the salary of the circuit court judges. Any adjustment in the annual salary of the circuit court judges as fixed by the legislature shall be applicable to the salary of the director. The compensation of the director shall not be diminished during his term of office, unless by general law applying to all salaried officers of the State."

SECTION 33. Section 96-2, Hawaii Revised Statutes, is amended to read:

“Sec. 96-2 Ombudsman; office established, appointment, tenure, removal, qualifications, compensation, vacancy. The office of the ombudsman is established. The legislature, by a majority vote of each house in joint session, shall appoint an ombudsman who shall serve for a period of six years and thereafter until a successor shall have been appointed. An ombudsman may be reappointed but may not serve for more than three terms. The legislature, by two-thirds vote of the members in joint session, may remove or suspend the ombudsman from office, but only for neglect of duty, misconduct, or disability.

No person may serve as ombudsman within two years of the last day on which he served as a member of the legislature, or while he is a candidate for or holds any other state office, or while he is engaged in any other occupation for reward or profit.

The salary of the ombudsman shall be the same as the salary of the circuit court judges. Any adjustment in the annual salary of the circuit court judges as fixed by the legislature shall be applicable to the salary of the ombudsman. The compensation of the ombudsman shall not be diminished during his term of office, unless by general law applying to all salaried officers of the State.

If the ombudsman dies, resigns, becomes ineligible to serve, or is removed or suspended from office, the first assistant to the ombudsman becomes the acting ombudsman until a new ombudsman is appointed for a full term.”

SECTION 34. Section 96-3, Hawaii Revised Statutes, is amended to read:

“Sec. 96-3 Assistance, staff, delegation, funding. The ombudsman shall appoint a first assistant and such other officers and employees as may be necessary to carry out this chapter. All employees, including the first assistant, shall be hired by the ombudsman and shall serve at his pleasure. In determining the salary of each such employee, the ombudsman shall consult with the department of personnel services and shall follow as closely as possible the recommendations of the department. The first assistant’s salary shall not exceed ninety-five per cent of the salary of the ombudsman. The ombudsman and his full-time staff shall be entitled to participate in any employee benefit plan.

The ombudsman may delegate to his appointees any of his duties except those specified in sections 96-12 and 96-13; provided that during the absence of the ombudsman from the island of Oahu, or his temporary inability to exercise and discharge the powers and duties of his office, such powers and duties as contained in sections 96-12 and 96-13 shall devolve upon the first assistant during such absence or inability.

The funds for the support of the office of the ombudsman shall be provided for in the act providing for the expenses of the legislature.”

SECTION 35. The salaries of the permanent employees of the legis-

lature, other than those employed by the legislative support agencies, shall be increased 8.5 per cent effective July 1, 1975, and further increased 8.5 per cent on July 1, 1976.

SECTION 36. There is appropriated out of the general revenues of the State of Hawaii for the fiscal year 1975-1976 the sum of \$130,296, or so much thereof as may be necessary, for the purposes of section 30 to section 35 of this Act. In addition, the balance of the appropriation made by Act 199, Session Laws of Hawaii 1973, is reappropriated to supplement the appropriation made by this section. The amounts appropriated by this section shall be allocated by joint determination of the President of the Senate and the Speaker of the House of Representatives. The unexpended or unencumbered balance of the appropriation made by this section shall lapse into the general fund as of the close of business on June 30, 1976.

SECTION 37. There is appropriated out of the general revenues of the State of Hawaii for the fiscal year 1975-1976 the sum of \$46,166 to the office of the auditor, the sum of \$21,132 to the legislative reference bureau, and the sum of \$7,310 to the office of the ombudsman, or so much thereof as may be necessary, for such adjustments in the salaries of the permanent employees of these agencies as the auditor, the director, and the ombudsman, respectively, may determine to be proper. The unexpended or unencumbered balance of the appropriation made by this section shall lapse into the general fund as of the close of business on June 30, 1976.

SECTION 38. Any provision of law to the contrary notwithstanding, the salary of any state officer or employee which is fixed by law in an established proportion to any salary adjusted by this Act shall be adjusted in the same ratio as the salary adjustment made by this Act.

SECTION 39. If any portion of this Act or its application to any person or circumstance is held to be invalid for any reason, then the legislature declares that the remainder of this Act and each and every other provision of this Act shall not be affected.

SECTION 40. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes may exclude the brackets, the bracketed material, or the underscoring.*

SECTION 41. This Act shall take effect on July 1, 1975.

(Approved May 7, 1975.)

*Edited accordingly.