

**SESSION LAWS OF HAWAII
PASSED BY THE
NINTH STATE LEGISLATURE
FIRST SPECIAL SESSION
1977**

ACT 1

H.B. NO. 5

A Bill for an Act Making Appropriations for Collective Bargaining Cost Items and for Salary Adjustments of Employees Excluded from Certain Bargaining Units.

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

PART I

SECTION 1. There is hereby appropriated or authorized from the sources of funding indicated below to Program Planning, Analysis, Budgeting (BUF 101) the following sums, or so much thereof as may be necessary, to fund for the fiscal year 1976-1977 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 1 and for salary increases and other adjustments for employees excluded from the foregoing bargaining unit:

| | | | |
|---------------|-------------|---------------|------------|
| General Fund | \$2,940,907 | Federal Funds | \$216,585. |
| Special Funds | \$1,543,268 | Other Funds | \$ 9,729 |

SECTION 2. There is hereby appropriated or authorized from the sources of funding indicated below to Program Planning, Analysis, Budgeting (BUF 101) the following sums, or so much thereof as may be necessary, to maintain for the fiscal biennium 1977-79 the level of increases approved or covered in Section 1 of this part:

| | FY 1977-78 | FY 1978-79 |
|---------------|-------------|-------------|
| General Fund | \$2,940,907 | \$2,940,907 |
| Federal Funds | \$ 216,585 | \$ 216,585 |
| Special Funds | \$1,543,268 | \$1,543,268 |
| Other Funds | \$ 9,729 | \$ 9,729 |

SECTION 3. Any provision of law to the contrary notwithstanding, the governor is authorized to utilize the sums appropriated or authorized by this part for salary increases for employees excluded from collective bargaining unit 1 under Chapter 89, Hawaii Revised Statutes, provided that the increases shall not exceed and shall not take effect earlier than increases for comparable members of the foregoing bargaining unit.

SECTION 4. Funds appropriated or authorized by this part shall be allotted by the director of finance for the purposes of this part.

PART II

SECTION 5. There is hereby appropriated or authorized from the sources of funding indicated below to Program Planning, Analysis, Budgeting (BUF 101) for the fiscal biennium 1977-79 the following sums or so much thereof as may be necessary to fund collective bargaining cost items in the agreements negotiated with the exclusive bargaining representatives of collective bargaining units 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, and 13 and for salary increases and other adjustments for officers and employees excluded from the foregoing bargaining units:

| | FY 1977-78 | FY 1978-79 |
|---------------|-------------|--------------|
| General Fund | \$7,114,745 | \$12,943,362 |
| Federal Funds | \$1,243,576 | \$ 2,161,898 |
| Special Funds | \$1,321,772 | \$ 2,306,082 |
| Other Funds | \$ 831,127 | \$ 1,557,032 |

SECTION 6. Any provisions of law to the contrary notwithstanding, the Governor is authorized to utilize the sums appropriated or authorized by this Part for salary increases for officers and employees excluded from collective bargaining units 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, and 13 under Chapter 89, Hawaii Revised Statutes, provided that said increases shall not exceed and shall not take effect earlier than increases for comparable members of the foregoing bargaining units.

SECTION 7. Funds appropriated or authorized by this Part shall be allotted by the director of finance for the purposes of this Part.

PART III

SECTION 8. There is hereby appropriated or authorized from the sources of funding indicated below to Administrative Director Services (JUD 201) for the fiscal biennium 1977-79 the following sums or so much thereof as may be necessary to fund collective bargaining cost items in the agreements negotiated with the exclusive bargaining representatives of collective bargaining units 1, 3, 4, 10, and 13 and for salary increases and other adjustments for officers and employees excluded from the foregoing bargaining units:

| | FY 1977-78 | FY 1978-79 |
|---------------|------------|------------|
| General Fund | \$126,531 | \$297,188 |
| Federal Funds | \$ 29,304 | \$ 52,188 |
| Special Funds | \$ 20,000 | \$ 30,000 |

SECTION 9. Any provisions of law to the contrary notwithstanding, the Chief Justice is authorized to utilize the sums appropriated or authorized by this Part for salary increases for officers and employees excluded from collective bargaining units 1, 3, 4, 10, and 13 under Chapter 89, Hawaii Revised Statutes, provided that said increases shall not exceed and shall not take effect earlier than increases for comparable members of the foregoing bargaining units.

SECTION 10. Funds appropriated or authorized by this Part shall be allotted by the administrative director of the courts for the purposes of this Part.

PART IV

SECTION 11. Salary increases provided in this Act for any officer or employee whose compensation is paid, in whole or in part, from federal, special or other funds, shall be paid wholly or proportionately, as the case may be, from the respective funds.

SECTION 12. Funds appropriated or authorized by this Act not expended or encumbered by June 30, 1978, and June 30, 1979 of the respective fiscal years shall lapse as of that date; provided funds appropriated or authorized under Part I, Section 1 of this Act not expended or encumbered by September 30, 1977 shall lapse as of that date.

SECTION 13. This Act shall take effect upon its approval.

(Approved June 1, 1977.)