

ACT 150

H.B. NO. 3144

A Bill for an Act Relating to State Officers and Employees Excluded from Collective Bargaining and Making Appropriations and Other Adjustments.

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

PART I

SECTION 1. This Act is recommended by the governor for immediate passage in accordance with Article VII, Section 9, of the Constitution of the State of Hawaii.

Section 89C-2, Hawaii Revised Statutes, provides for compensation, terms, and conditions of employment for public officers and employees who are excluded from collective bargaining. To maintain parity with employees in bargaining unit 7, and based on a settlement for a two-year collectively bargained agreement with the exclusive representative of bargaining unit 7, an immediate appropriation is needed to fund salary increases and other cost adjustments, including retroactive payments, for certain excluded executive and judicial officers and employees.

SECTION 2. There are appropriated or authorized from the sources of funding indicated below to Program Planning, Analysis, and Budgeting (BUF 101) the following sums, or so much thereof as may be necessary, to fund for fiscal biennium 1993-1995, the salary increases and other cost adjustments authorized pursuant to chapter 89C, Hawaii Revised Statutes, by the governor, the board of education, and the board of regents, as applicable, for officers and employees of the State, the department of education, and the University of Hawaii who are excluded from collective bargaining:

	<u>FY 1993-1994</u>	<u>FY 1994-1995</u>
General Funds	\$ 41,736	\$ 269,846

SECTION 3. Funds appropriated or authorized by this part shall be allotted by the director of finance in the respective fiscal years for the purposes of this part.

PART II

SECTION 4. There are appropriated or authorized from the sources of funding indicated below to Administrative Director Services (JUD 201) the following sums, or so much thereof as may be necessary, to fund for fiscal biennium 1993-1995, the salary increases and other cost adjustments authorized pursuant to chapter 89C, Hawaii Revised Statutes, by the chief justice for officers and employees of the judiciary who are excluded from collective bargaining:

	<u>FY 1993-1994</u>	<u>FY 1994-1995</u>
General Funds	\$ 0	\$ 2,344

SECTION 5. The sums appropriated or authorized by this part shall be

allotted by the chief justice in the respective fiscal years for the purposes of this part.

PART III

SECTION 6. Salary increases and cost adjustments 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 7. Funds appropriated or authorized by this Act that are not expended or encumbered by the last day of the fiscal year for which they were appropriated or authorized shall lapse as of those dates.

PART IV

SECTION 8. There are appropriated out of the general revenues of the State of Hawii to the legislative agencies indicated below, the following sums, or so much thereof as may be necessary, to fund for the fiscal years 1993-1994 and 1994-1995, the salary increases and other cost adjustments authorized by chapter 89C, Hawaii Revised Statutes, for officer and employees in these agencies excluded from collective bargaining:

	<u>FY 1993-1994</u>	<u>FY 1994-1995</u>
Office of the Auditor	\$ 0	\$ 76,146
Ethics Commission	\$ 0	\$ 16,878
Legislative Reference Bureau	\$ 0	\$ 70,402
Ombudsman	\$ 0	\$ 29,257

SECTION 9. The sums appropriated by this part shall be expended by the respective heads of the legislative agencies.

SECTION 10. This Act, upon its approval, shall take effect retroactive to July 1, 1993.

(Approved June 9, 1994.)