

ACT 63

H.B. NO. 1241

A Bill for an Act Relating to Public Employment.

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

PART I

SECTION 1. The purpose of this part is to provide the necessary appropriation or authorization, as the case may be, to allow for the implementation of salary adjustments during fiscal biennium 1993-1995, and authorization for the implementation of cost items in fiscal biennium 1995-1997, as provided in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 3.

SECTION 2. There are 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 biennium 1993-1995 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 3:

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$3,348,988	\$6,436,126
Special Funds	\$ 457,190	\$ 931,260
Federal Funds	\$ 394,825	\$ 809,477
Other Funds	\$ 94,795	\$ 194,541

SECTION 3. Funds appropriated or authorized by section 2 shall be allotted by the director of finance in the respective fiscal years for the purposes of this part.

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 the fiscal biennium 1993-1995 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 3:

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$ 409,377	\$ 953,811
Special Funds	\$ 20,476	\$ 44,453

SECTION 5. Funds appropriated or authorized by section 4 shall be allotted by the chief justice in the respective fiscal years for the purposes of this part.

SECTION 6. Cost items for fiscal biennium 1995-1997 contained in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 3 are approved for implementation in accordance with law in fiscal biennium 1995-1997.

SECTION 7. Notwithstanding any law to the contrary, the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 3 may include provisions for a reopening date of cost items as defined in section 89-2, Hawaii Revised Statutes.

PART II

SECTION 8. The purpose of this part is to provide the necessary appropriation or authorization, as the case may be, to allow for the implementation of

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salary adjustments during fiscal biennium 1993-1995, and authorization for the implementation of cost items in fiscal biennium 1995-1997, as provided in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 4.

SECTION 9. There are 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 biennium 1993-1995 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 4:

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$ 112,697	\$ 234,965
Special Funds	\$ 22,406	\$ 43,771
Federal Funds	\$ 13,758	\$ 34,212
Other Funds	\$ 4,362	\$ 10,330

SECTION 10. Funds appropriated or authorized by section 9 shall be allotted by the director of finance in the respective fiscal years for the purposes of this part.

SECTION 11. 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 the fiscal biennium 1993-1995 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 4:

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$ 35,744	\$ 62,155
Special Funds	\$ 2,109	\$ 4,549

SECTION 12. Funds appropriated or authorized by section 11 shall be allotted by the chief justice in the respective fiscal years for the purposes of this part.

SECTION 13. Cost items for fiscal biennium 1995-1997 contained in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 4 are approved for implementation in accordance with law in fiscal biennium 1995-1997.

SECTION 14. Notwithstanding any law to the contrary, the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 4 may include provisions for a reopening date of cost items as defined in section 89-2, Hawaii Revised Statutes.

PART III

SECTION 15. The purpose of this part is to provide the necessary appropriation or authorization, as the case may be, to allow for the implementation of salary adjustments during fiscal biennium 1993-1995, and authorization for the implementation of cost items in fiscal biennium 1995-1997, as provided in the

agreement negotiated with the exclusive bargaining representative of collective bargaining unit 13.

SECTION 16. There are 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 biennium 1993-1995 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 13:

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$2,535,141	\$4,563,189
Special Funds	\$ 327,902	\$ 749,832
Federal Funds	\$ 536,944	\$ 963,106
Other Funds	\$ 18,320	\$ 31,610

SECTION 17. Funds appropriated or authorized by section 16 shall be allotted by the director of finance in the respective fiscal years for the purposes of this part, subject to ratification of the collective bargaining agreement for unit 13 by its members.

SECTION 18. 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 the fiscal biennium 1993-1995 all collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 13:

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$ 351,197	\$ 641,435
Special Funds	\$ 3,308	\$ 5,787

SECTION 19. Funds appropriated or authorized by section 18 shall be allotted by the chief justice in the respective fiscal years for the purposes of this part.

SECTION 20. Cost items for fiscal biennium 1995-1997 contained in the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 13 are approved for implementation in accordance with law in fiscal biennium 1995-1997.

SECTION 21. Notwithstanding any law to the contrary, the agreement negotiated with the exclusive bargaining representative of collective bargaining unit 13 may include provisions for a reopening date of cost items as defined in section 89-2, Hawaii Revised Statutes.

PART IV

SECTION 22. The purpose of this part is to provide the necessary appropriation or authorization, as the case may be, to allow for the implementation of salary adjustments during fiscal biennium 1993-1995, and authorization for the implementation of cost items in fiscal biennium 1995-1997, for state officers and employees excluded from collective bargaining.

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SECTION 23. There are 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 biennium 1993-1995 all salary increases and other cost adjustments authorized by chapter 89C, Hawaii Revised Statutes, by the Chief Executive of the State, the Board of Education, and the Board of Regents, as applicable, for state officers and employees excluded from collective bargaining:

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$1,067,451	\$2,334,054
Special Funds	\$ 146,794	\$ 331,515
Federal Funds	\$ 57,845	\$ 123,477
Other Funds	\$ 40,073	\$ 110,562

SECTION 24. Funds appropriated or authorized by section 23 shall be allotted by the director of finance in the respective fiscal years for the purposes of this part.

SECTION 25. 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 the fiscal biennium 1993-1995 all salary increases and other cost adjustments authorized by chapter 89C, Hawaii Revised Statutes, by the chief justice for officers and employees excluded from collective bargaining.

	<u>FY 1993-94</u>	<u>FY 1994-95</u>
General Funds	\$ 111,724	\$ 224,573

SECTION 26. Funds appropriated or authorized by section 25 shall be allotted by the chief justice in the respective fiscal years for the purposes of this part.

PART V

SECTION 27. 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 28. Funds appropriated or authorized by this Act that are not expended or encumbered by June 30, 1994, and June 30, 1995, of the respective fiscal years, shall lapse as of those dates.

SECTION 29. The parts of this Act are declared to be severable, and if any part or portion thereof is held to be invalid for any reason, the validity of the remainder of this Act shall not be affected.

SECTION 30. This Act, upon its approval, shall take effect retroactive to July 1, 1993.

(Approved June 2, 1994.)