

Honolulu, Hawaii

FEB 10 2025RE: S.B. No. 340
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Sir:

Your Committee on Labor and Technology, to which was referred
S.B. No. 340 entitled:

"A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING IN
PUBLIC EMPLOYMENT,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify that the
Hawaii Labor Relations Board has the authority to enforce its own
orders issued pursuant to state law governing collective
bargaining in public employment, in addition to discretion to seek
judicial enforcement of its orders under the Hawaii Employment
Relations Act.

Your Committee received testimony in support of this measure
from the Hawai'i Labor Relations Board.

Your Committee received testimony in opposition to this
measure from the Department of the Attorney General.

Your Committee finds that discrepancies exist between the
Hawaii Revised Statutes and the Hawaii Administrative Rules
governing the enforcement powers of the Hawaii Labor Relations
Board. The Hawaii Labor Relations Board is a quasi-judicial
agency with exclusive original jurisdiction over prohibited
practice cases and the power to impose fines in certain cases.
While the Hawaii Revised Statutes provide that the Board "may"



petition the appropriate circuit court to enforce an order, the Hawaii Administrative Rules also detail mechanisms for the Board to enforce its own orders. For consistency, this measure clarifies in statute that the Board has the power to enforce its own orders.

Your Committee has amended this measure by:

- (1) Inserting an effective date of July 1, 2050, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Labor and Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 340, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 340, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Labor and
Technology,


HENRY J.C. AQUINO, Chair



