



EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

April 24, 2018

**GOV. MSG. NO. 1107**

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Twenty-Ninth State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Twenty-Ninth State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on April 24, 2018, the following bill was signed into law:

HB1725 HD2

**RELATING TO COLLECTIVE BARGAINING  
ACT 007 (18)**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

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# A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 89-4, Hawaii Revised Statutes, is  
2 amended to read as follows:  
3           "**§89-4 Payroll deductions.** (a) Upon receiving from an  
4 exclusive representative a written statement specifying the  
5 amount of regular dues required of its members in the  
6 appropriate bargaining unit, the employer shall deduct this  
7 amount from the payroll of every member employee in the  
8 appropriate bargaining unit and remit the amount to the  
9 exclusive representative. Additionally, the employer shall  
10 deduct an amount equivalent to the regular dues from the payroll  
11 of every nonmember employee in the appropriate bargaining unit,  
12 and shall remit the amount to the exclusive representative;  
13 provided that the deduction from the payroll of every nonmember  
14 employee shall be made only for an exclusive representative  
15 [~~which~~] that provides for a procedure for determining the amount  
16 of a refund to any employee who demands the return of any part  
17 of the deduction [~~which~~] that represents the employee's pro rata



1 share of expenditures made by the exclusive representative for  
2 activities of a political and ideological nature unrelated to  
3 terms and conditions of employment. If a nonmember employee  
4 objects to the amount to be refunded, the nonmember employee may  
5 petition the board for review thereof within fifteen days after  
6 notice of the refund has been received. If an employee  
7 organization is no longer the exclusive representative of the  
8 appropriate bargaining unit, the deduction from the payroll of  
9 members and nonmembers shall terminate.

10 (b) The employer shall, upon written authorization by an  
11 employee, executed at any time after the employee's joining an  
12 employee organization, deduct from the payroll of the employee  
13 the amount of membership dues, initiation fees, group insurance  
14 premiums, and other association benefits and shall remit the  
15 amount to the employee organization designated by the employee.

16 (c) The employer shall continue all payroll assignments  
17 authorized by an employee prior to July 1, 1970, and all  
18 assignments authorized under subsection (b) until the employee  
19 provides written notification [~~is submitted by an employee~~]  
20 within thirty days before the anniversary date of the employee's  
21 execution of the written authorization under subsection (b), to



1 the employee's exclusive representative to discontinue the  
2 employee's assignments. The employee's exclusive representative  
3 shall provide a copy of the employee's written notification to  
4 the employer within ten business days of receipt from the  
5 employee.

6 (d) If any provision of this section, or application  
7 thereof to any person or circumstances, is held invalid, the  
8 remainder of the section, or the application of the provision to  
9 other persons or circumstances, shall not be affected thereby."

10 SECTION 2. Statutory material to be repealed is bracketed  
11 and stricken. New statutory material is underscored.

12 SECTION 3. This Act shall take effect upon its approval.

APPROVED this 24 day of APR, 2018



GOVERNOR OF THE STATE OF HAWAII



HB No. 1725, HD 2

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: March 6, 2018  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Third Reading in the House of Representatives of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018.



Scott K. Saiki  
Speaker  
House of Representatives

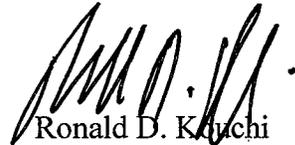


Brian L. Takeshita  
Chief Clerk  
House of Representatives

THE SENATE OF THE STATE OF HAWAII

Date: APR 10 2018  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Third Reading in the Senate of the Twenty-Ninth Legislature of the State of Hawaii, Regular Session of 2018.



Ronald D. Kiyuchi  
President of the Senate



Carol T. Taniguchi  
Clerk of the Senate