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## A BILL FOR AN ACT

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RELATING TO COLLECTIVE BARGAINING.

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

1       SECTION 1. Section 89-5, Hawaii Revised Statutes, is  
2 amended by amending subsection (b) to read as follows:

3       "(b) The board shall be composed of three members of which  
4 ~~[(+1)]~~ one member shall be representative of management, ~~[(+2)]~~  
5 one member shall be representative of labor, and ~~[(+3)]~~ the third  
6 member, the chairperson, shall be representative of the public.  
7 All members shall be appointed for terms of six years each in  
8 accordance with the following procedures:

9       (1) The representative of management shall be appointed by  
10 the governor, who may first consider any names  
11 submitted by the counties; provided that each county  
12 may submit no more than one name;

13       (2) The representative of labor shall be a person who is  
14 appointed by the governor ~~[from a list of three~~  
15 ~~nominees submitted by mutual agreement from a majority~~  
16 ~~of the exclusive representatives;]~~ and whose name has  
17 been submitted to the governor to serve as the



1       representative of labor by the exclusive  
2       representatives certified pursuant to section 89-8.  
3       The process to determine the nominee whose name is to  
4       be submitted to the governor shall be determined by a  
5       simple majority of the exclusive representatives  
6       certified pursuant to section 89-8. The governor  
7       shall transmit the name of the person nominated to  
8       serve as the representative of labor to the senate for  
9       advice and consent not later than twenty days after  
10       submission of the nominee's name to the governor;  
11       provided that, if the governor fails to nominate the  
12       person whose name has been submitted by a simple  
13       majority of exclusive representatives in accordance  
14       with this paragraph, the simple majority of exclusive  
15       representatives who recommended the person shall  
16       transmit the person's name directly to the senate for  
17       confirmation; and

18       (3) The representative of the public shall be appointed by  
19       the governor."

20       SECTION 2. Statutory material to be repealed is bracketed  
21       and stricken. New statutory material is underscored.



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

2

INTRODUCED BY:



JAN 21 2022



# H.B. NO. 1789

**Report Title:**

Collective Bargaining; HLRB; Labor

**Description:**

Establishes that the representative of labor on the Hawaii Labor Relations Board be a person selected by a majority of the exclusive representatives of the collective bargaining units.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

