
A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1 SECTION 1. Section 89-8, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:
3 "(a) The employee organization [~~which~~] that has been
4 certified by the board as representing the majority of employees
5 in an appropriate bargaining unit shall be the exclusive
6 representative of all employees in the unit. As exclusive
7 representative, it shall have the right to act for and negotiate
8 agreements covering all employees in the unit and shall be
9 responsible for representing the interests of all such employees
10 without discrimination and without regard to employee
11 organization membership[~~-~~]; provided that the exclusive
12 representative shall not be required to provide grievance
13 representation to employees who neither pay dues nor dues
14 equivalents and who decline to pay reasonable costs of that
15 representation. Any other provision herein to the contrary
16 notwithstanding, whenever two or more employee organizations
17 [~~which~~] that have been duly certified by the board as the



H.B. NO. 1205

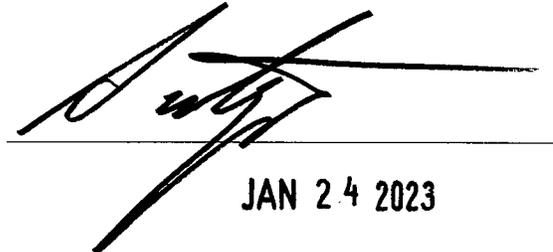
1 exclusive representatives of employees in bargaining units
 2 merge, combine, or amalgamate or enter into an agreement for
 3 common administration or operation of their affairs, all rights
 4 and duties of such employee organizations as exclusive
 5 representatives of employees in such units shall inure to and
 6 shall be discharged by the organization resulting from such
 7 merger, combination, amalgamation, or agreement, either alone or
 8 with such employee organizations. Election by the employees in
 9 the unit involved, and certification by the board of such
 10 resulting employee organization shall not be required."

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 Statutory material to be repealed is bracketed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

13 SECTION 3. This Act shall take effect on July 1, 2023.

14

INTRODUCED BY:



JAN 24 2023



H.B. NO. 1205

Report Title:

Collective Bargaining; Recognition and Representation

Description:

Specifies that exclusive representatives of public employees are not required to provide grievance representation to collective bargaining unit members who neither pay dues nor dues equivalents and who decline to pay reasonable costs of the representation.

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

