

A Bill for an Act Relating to Collective Bargaining in Public Employment.

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

SECTION 1. Amend paragraph one of Section 89-5, Hawaii Revised Statutes, as amended, to read:

“Sec. 89-5 Hawaii public employment relations board. (a) There is created a Hawaii public employment relations board composed of three members of which (1) one member shall be representative of management, (2) one member shall be representative of labor, and (3) the third member, the chairman, shall be representative of the public. All members shall be nominated and, by and with the advice and consent of the Senate, appointed by the governor for terms of six years each, except that the terms of members first appointed shall be for four, five, and six years respectively as designated by the governor at the time of appointments. Public employers and employee organizations representing public employees may submit to the governor for consideration names of persons representing their interests to serve as members of the board and the governor shall first consider these persons in selecting the members of the board to represent management and labor. Notwithstanding the provisions of section 26-34, each member’s term shall commence upon the effective date of his appointment. Each member shall hold office until his successor is appointed and qualified. Because cumulative experience and continuity in office are essential to the proper administration of this chapter, it is declared to be in the public interest to continue board members in office as long as efficiency is demonstrated, notwithstanding the provision of section 26-34, which limits the appointment of a member of a board or commission to two terms.”

SECTION 2. Any confirmation made by the Senate during the 1974 session to the Hawaii Public Employment Relations Board shall be deemed to be made in accordance with this Act and the term of such member shall be adjusted without the necessity of reconfirmation.

SECTION 3. The applicability of this Act shall be limited to members taking office after the effective date of this Act.

SECTION 4. This Act shall take effect upon its approval.

(Approved May 15, 1974.)