



GOV. MSG. NO. 702

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

June 2, 2009

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on June 2, 2009, the following bill was signed into law:

HB1536 HD2 SD1 CD1

A BILL FOR AN ACT
RELATING TO SALARIES.
ACT 085 (09)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on JUN 2 2009

HOUSE OF REPRESENTATIVES
TWENTY-FIFTH LEGISLATURE, 2009
STATE OF HAWAII

ACT 085

H.B. NO. 1536
H.D. 2
S.D. 1
C.D. 1

A BILL FOR AN ACT

RELATING TO SALARIES.

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

1 SECTION 1. The downturn in the United States and global
2 economy caused by the credit crisis, volatility in the mortgage
3 and financial-securities markets, fluctuations in oil prices,
4 and the resulting uncertainty has affected Hawaii and its
5 people. Unemployment has risen, and additional declines in
6 tourism and retail sales are anticipated.

7 The State is facing a projected \$1,100,000,000 budget
8 shortfall for the balance of fiscal year 2009 and the biennium.

9 The purpose of this Act is to reduce the salaries and
10 leaves of absence of certain members of the executive,
11 legislative, and judicial branches of the State in recognition
12 of the current fiscal situation and to lead by example in
13 demonstrating to the people of Hawaii that public officials are
14 doing their share to conserve scarce public resources.

15 SECTION 2. (a) Notwithstanding any law to the contrary
16 and notwithstanding the recommendations of the commission on
17 salaries for salary increases, beginning July 1, 2009, and until
18 June 30, 2011, the annual salaries of the governor, the

HB1536 CD1 HMS 2009-4118



1 lieutenant governor, the justices and judges of all state
2 courts, the administrative director of the State or an
3 equivalent position, and the department heads or executive
4 officers and the deputies or assistants to the department heads
5 or executive officers of the departments of:

- 6 (1) Accounting and general services;
- 7 (2) Agriculture;
- 8 (3) The attorney general;
- 9 (4) Budget and finance;
- 10 (5) Business, economic development, and tourism;
- 11 (6) Commerce and consumer affairs;
- 12 (7) Defense;
- 13 (8) Hawaiian home lands;
- 14 (9) Health;
- 15 (10) Human resources development;
- 16 (11) Human services;
- 17 (12) Labor and industrial relations;
- 18 (13) Land and natural resources;
- 19 (14) Public safety;
- 20 (15) Taxation; and
- 21 (16) Transportation,



1 shall be reduced by five per cent from what the salary is as of
2 June 30, 2009, and shall remain at that salary rate until
3 June 30, 2011; provided that on July 1, 2011, the salaries of
4 these positions shall be restored to the level they would have
5 been on July 1, 2009, without the salary decrease under this
6 Act; provided further that the recommendations of the commission
7 on salaries for salary increases for these positions effective
8 July 1, 2012, shall become effective on that date in accordance
9 with the recommendations.

10 (b) Notwithstanding any law to the contrary and
11 notwithstanding the recommendations of the commission on
12 salaries for salary increases, beginning July 1, 2009, and until
13 June 30, 2011, the annual salaries of members of the legislature
14 shall be reduced by five per cent from what the salary is as of
15 June 30, 2009; provided that on July 1, 2011, the salaries of
16 the legislators shall be restored to the level it would have
17 been on July 1, 2009, without the salary decrease under this
18 Act; provided further that the recommendations of the commission
19 on salaries for salary increases for legislators effective
20 January 1, 2012, shall become effective on that date in
21 accordance with the recommendations.



1 (c) For the period from July 1, 2009, to July 1, 2011,
2 notwithstanding any law to the contrary, the leaves of absence
3 for vacation and sick leave, with pay, of persons affected under
4 subsection (a) and (b) shall be the same as those negotiated,
5 mediated, or arbitrated under chapter 89, Hawaii Revised
6 Statutes, for collective bargaining unit (13); provided that on
7 July 1, 2011, the leaves of absence under this subsection shall
8 be restored to the level they would have been on July 1, 2009,
9 but for this subsection.

10 (d) This section shall not be construed to impart any
11 right to additional compensation previously authorized through
12 the adoption of the commission on salaries' recommendations for:

- 13 (1) The period from January 1, 2009, through July 1, 2011,
14 for positions covered under subsection (a); and
15 (2) The period from January 1, 2009, through December 31,
16 2011, for positions covered under subsection (b).

17 (e) This section shall not be enforced to the extent that
18 it is preempted by federal law.

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



H.B. NO. 1536
H.D. 2
S.D. 1
C.D. 1

APPROVED this 2 day of JUN, 2009



GOVERNOR OF THE STATE OF HAWAII