

STAND. COM. REP. NO.

2852

Honolulu, Hawaii

MAR 24 2010

RE: H.B. No. 1868

H.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Labor, to which was referred H.B. No. 1868,
H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CIVIL SERVICE,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Prohibit civil service employees who accept an appointed position from returning to their civil service positions one year or more later; and
- (2) Provide an exception for employees covered by collective bargaining agreements that allow a longer leave of absence to be granted.

Testimony in support of this measure was submitted by one private organization. Testimony in opposition of this measure was submitted by one state agency and two county agencies. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that an extended period of time between an individual transferring from a civil service position to an appointed position and back to the original civil service position has the potential to lead to disruptions in the efficiency and effectiveness of government operations. Your Committee also finds that, except for employee's who are covered under a collective bargaining agreement that has a contrary leave of absence

2010-1662 SSCR SMA.doc



provision, limiting an employee's leave of absence and the corresponding right-to-return to the employee's original civil service position to a period that is less than one year will enhance the operational aspects of departments that employ civil service workers.

As affirmed by the record of votes of the members of your Committee on Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1868, H.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Labor,



DWIGHT Y. TAKAMINE, Chair



The Senate
 Twenty-Fifth Legislature
 State of Hawaii

Record of Votes
Committee on Labor
LBR

Bill / Resolution No.:* HB1868 HD1	Committee Referral: LBR	Date: 3/18/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TAKAMINE, Dwight Y. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
BUNDA, Robert				✓
HEE, Clayton				✓
SLOM, Sam			✓	
TOTAL	2	0	1	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes