

Honolulu, Hawaii

APR 27 2012

RE: S.B. No. 2323  
S.D. 1  
H.D. 1  
C.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2323, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to appropriate funds for collective bargaining cost items in the agreement negotiated with the exclusive bargaining representative for registered professional nurses under bargaining unit 9 and state officers and employees excluded from collective bargaining but belonging to the same compensation plans as those officers and employees within bargaining unit 9.

Your Committee on Conference finds that the Hawaii Government Employees Association and the Department of Education have reached



an understanding relating to "favored nations" provisions in agreements concerning bargaining units 2, 3, 4, 6, and 13.

Accordingly, your Committee on Conference has amended this measure by deleting its contents and adopting the language submitted by the Governor in Governor's Message No. 240 to:

- (1) Appropriate funds necessary for fiscal biennium 2011-2013 to satisfy the salary increases and other cost adjustments relating to the "favored nations" provisions in the supplemental agreements negotiated between the Department of Education and the exclusive bargaining representative of collective bargaining units 2, 3, 4, 6, and 13 for employees of the Department of Education, including the Hawaii State Public Library System, and their excluded counterparts;
- (2) Appropriate funds to the Hawaii employer-union health benefits trust fund (EUTF) necessary for fiscal biennium 2012-2013 to fund the EUTF costs contained in the supplemental agreements negotiated between the Department of Education and the exclusive bargaining representative of collective bargaining unit 6 as well as state officers and employees excluded from collective bargaining who belong to the same compensation plans as those officers and employees of collective bargaining unit 6; and
- (3) Make this measure apply retroactively to July 1, 2011.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2323, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2323, S.D. 1, H.D. 1, C.D. 1.



Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE HOUSE



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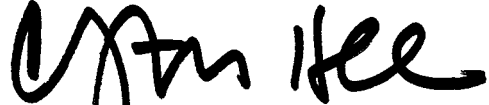
KARL RHOADS, Co-Chair



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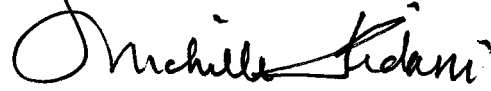
MARCUS R. OSHIRO, Co-Chair

ON THE PART OF THE SENATE



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CLAYTON LEE, Chair



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MICHELLE KIDANI, Co-Chair



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: <b>SB 2323, SD 1, HD 1</b>	Date/Time: 4/27/2012 2:30 pm
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The recommendation of the House and Senate managers is to pass with amendments (CD).

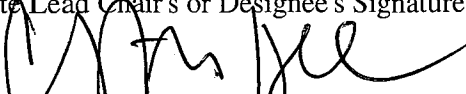
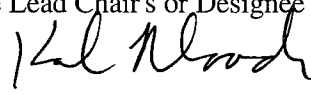
The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
HEE, Clayton, Chr.	/	/			RHOADS, Karl, Co-Chr.	/	/		
KIDANI, Michelle N., Co-Chr.	/	/			OSHIRO, Marcus R., Co-Chr.	/	/		
SHIMABUKURO, Maile S.L.	/	/			WARD, Gene	/	/		
<b>TOTAL</b>	3				<b>TOTAL</b>	3	0	0	0

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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 File with Conference Committee Report      House Clerk's Office      Senate Clerk's Office      Drafting Agency