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# A BILL FOR AN ACT

RELATING TO COLLECTIVE BARGAINING.

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

1           SECTION 1. The purpose of this Act is to allow graduate  
2 student assistants employed by the University of Hawaii to  
3 collectively bargain their wages, hours, and other terms of  
4 employment.

5           SECTION 2. Section 89-6, Hawaii Revised Statutes, is  
6 amended by amending subsection (f) to read as follows:

7           "(f) The following individuals shall not be included in  
8 any appropriate bargaining unit or be entitled to coverage under  
9 this chapter:

10           (1) Elected or appointed official;

11           (2) Member of any board or commission; provided that  
12 nothing in this paragraph shall prohibit a member of a  
13 collective bargaining unit from serving on a governing  
14 board of a charter school, on the state public charter  
15 school commission, or as a charter school authorizer  
16 established under chapter 302D;

17           (3) Top-level managerial and administrative personnel,  
18 including the department head, deputy or assistant to



- 1 a department head, administrative officer, director,  
2 or chief of a state or county agency or major  
3 division, and legal counsel;
- 4 (4) Secretary to top-level managerial and administrative  
5 personnel under paragraph (3);
- 6 (5) Individual concerned with confidential matters  
7 affecting employee-employer relations;
- 8 (6) Part-time employee working less than twenty hours per  
9 week, except part-time employees included in unit  
10 (5) [~~+~~] and part-time graduate student assistants  
11 employed by the University of Hawaii;
- 12 (7) Temporary employee of three months' duration or less;
- 13 (8) Employee of the executive office of the governor or a  
14 household employee at Washington Place;
- 15 (9) Employee of the executive office of the lieutenant  
16 governor;
- 17 (10) Employee of the executive office of the mayor;
- 18 (11) Staff of the legislative branch of the State;
- 19 (12) Staff of the legislative branches of the counties,  
20 except employees of the clerks' offices of the  
21 counties;



- 1 (13) Any commissioned and enlisted personnel of the Hawaii  
2 national guard;
- 3 (14) Inmate, kokua, patient, ward, or student of a state  
4 institution;
- 5 (15) Student help[+] except a graduate student assistant  
6 employed by the University of Hawaii;
- 7 (16) Staff of the Hawaii labor relations board;
- 8 (17) Employees of the Hawaii national guard youth challenge  
9 academy; or
- 10 (18) Employees of the office of elections."

11 SECTION 3. Representatives from the University of Hawaii  
12 and exclusive representatives of bargaining units that represent  
13 employees in the University of Hawaii system shall meet to  
14 discuss, determine and agree upon the scope of negotiable items,  
15 provided that not all exclusive representatives need  
16 participate. No later than twenty days prior to the convening  
17 of the regular session of 2016, the University of Hawaii and  
18 exclusive representatives of bargaining units that represent  
19 employees in the University of Hawaii system shall submit to the  
20 legislature a report of their findings and recommendations,  
21 including any proposed legislation. The legislature shall



1 consider the findings and recommendations and determine whether  
2 the State's collective bargaining laws shall be amended.

3 SECTION 4. This Act does not affect rights and duties that  
4 matured, penalties that were incurred, and proceedings that were  
5 begun before its effective date.

6 SECTION 5. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 6. This Act shall take effect upon its approval;  
9 provided that any negotiated collective bargaining agreement  
10 shall not take effect until July 1, 2016.



**Report Title:**

Collective Bargaining Units; UH Graduate Students

**Description:**

Allows part-time and full-time graduate student assistants employed by UH to collectively bargain their wages, hours, and other terms; provided that no collective bargaining agreement shall take effect prior to July 1, 2016. Requires UH and the relevant exclusive representatives to meet and report to the legislature. (HB553 CD1)

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

