

Honolulu, Hawaii

**March 21**, 2014

RE: S.B. No. 3099  
S.D. 1  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Sir:

Your Committee on Labor & Public Employment, to which was referred S.B. No. 3099, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT,"

begs leave to report as follows:

The purpose of this measure is to provide for the conversion of certain public employee positions from exempt to civil service status. Specifically, this measure:

- (1) Makes hiring of professional and technical staff in accordance with civil service laws mandatory, not optional, for the State Historic Preservation Division of the Department of Land and Natural Resources; and
- (2) Sunsets civil service exemptions created after July 1, 2014, after three years of their enactment unless affirmatively extended by the Legislature.

The Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO provided testimony in support of this measure. The Department of Human Resources Development provided testimony in opposition to this measure. The Department of Land and Natural Resources and Society for Hawaiian Archaeology provided comments on this measure.



Your Committee has amended this measure by changing its effective date to July 1, 2114, for the purpose of facilitating further discussion. Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3099, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3099, S.D. 1, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on  
behalf of the members of the  
Committee on Labor & Public  
Employment,



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MARK M. NAKASHIMA, Chair



State of Hawaii  
House of Representatives  
The Twenty-seventh Legislature

H SCR 1190-14

**Record of Votes of the Committee on Labor & Public Employment**

| Bill/Resolution No.:<br><b>SB 3099, SD1</b>  | Committee Referral:<br><b>LAB, FIN</b> | Date:<br><b>3/18/14</b> |          |          |
|--|--|-------------------------|----------|----------|
| <input type="checkbox"/> The committee is reconsidering its previous decision on the measure.  |  |                         |          |          |
| <b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold<br><input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit) |  |                         |          |          |
| LAB Members  | Ayes                                   | Ayes (WR)               | Nays     | Excused  |
| 1. NAKASHIMA, Mark M. (C)  | /                                      |                         |          |          |
| 2. YAMASHITA, Kyle T. (VC)   | /                                      |                         |          |          |
| 3. AQUINO, Henry J.C.  | /                                      |                         |          |          |
| 4. ICHIYAMA, Linda   | /                                      |                         |          |          |
| 5. TAKAYAMA, Gregg   | /                                      |                         |          |          |
| 6. ING, Kaniela  |  |                         |          | /        |
| 7. TAKUMI, Roy M.  | /                                      |                         |          |          |
| 8. YAMANE, Ryan I.   | /                                      |                         |          |          |
| 9. JOHANSON, Aaron Ling  | /                                      |                         |          |          |
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| <b>TOTAL (9)</b>   | <b>9</b>                               | <b>—</b>                | <b>—</b> | <b>1</b> |
| <b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted<br>If joint referral, _____ did not support recommendation.   |  |                         |          |          |
| Vice Chair's or designee's signature:  |  |                         |          |          |
| <b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO  |  |                         |          |          |