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Transaction ID 60143769
Case No. 17-I-01-167

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

UNITED PUBLIC WORKERS, AFSCME,
LOCAL 646, AFL-CIO,

Exclusive Representative,

and

DAVID Y. IGE, Governor, State of Hawaii;
KIRK CALDWELL, Mayor, City and County of
Honolulu; HARRY KIM, Mayor, County of
Hawaii; ALAN M. ARAKAWA, Mayor,
County of Maui; BERNARD P. CARVALHO,
JR., Mayor, County of Kauai; MARK E.
RECKTENWALD, Chief Justice, the Judiciary,
State of Hawaii; and BOARD OF DIRECTORS,
Hawaii Health Systems Corporation,

Employers.

CASE NO.: 17-I-01-167

ORDER NO. 3224

ORDER DECLARING AN IMPASSE

ORDER DECLARING AN IMPASSE

Hawaii Revised Statutes (HRS) § 89-11(c) provides in relevant part that “[i]f neither party gives written notice of an impasse and there are unresolved issues on January 31 of a year in which the agreement is due to expire,” the Hawaii Labor Relations Board (Board) “shall declare on January 31 that an impasse exists and February 1 shall be the date of impasse.”

It is the Board’s information and belief that the collective bargaining agreement (Agreement) for Unit 01, consisting of nonsupervisory employees in blue collar positions, will expire after June 30, 2017, and that there are unresolved issues between the parties.¹ Accordingly,

¹ The Board has not received notice that the parties reached tentative agreement, or any other indication that the parties are *not* at impasse.

the Board hereby declares IMPASSE in this matter pursuant to HRS § 89-11(c)(2), and **February 1, 2017**, is hereby deemed the date of impasse.

Pursuant to HRS § 89-11(d)(1), during the first twenty days of the date of impasse, either party may request the Board to assist in a voluntary resolution of the impasse by appointing a mediator or mediators Pursuant to § 89-11(d)(2), if the impasse continues more than twenty days, the Board shall appoint a mediator or mediators to assist in resolution of the impasse; the Board may compel the parties to attend mediation, reasonable in time and frequency, until the fiftieth day of impasse; thereafter, mediation shall be elective with the parties, subject to the approval of the Board.

The parties are further notified that, pursuant to HRS § 89-11(d)(3), the parties shall promptly provide the Board with the following information as applicable:

- (A) The date of any tentative agreement and whether the terms thereof are confidential between the parties;
- (B) The ratification or failure of ratification of a tentative agreement;
- (C) The signing of a tentative agreement;
- (D) The terms of a tentative agreement; or
- (E) On or about the fiftieth day of impasse, the failure of mediation.

In the event the parties enter into an Alternate Impasse Procedure (Procedure) pursuant to HRS § 89-11(a), the parties shall immediately notify the Board and file a copy of such procedure with the Board.

DATED: Honolulu, Hawaii, January 31, 2017.

HAWAII LABOR RELATIONS BOARD



Sesnita A. D. Moepono

SESNITA A.D. MOEPONO, Member

J.N. Musto

J.N. MUSTO, Member

UPW and DAVID Y. IGE, et al.
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Copy to:

Dayton M. Nakanelua, State Director, United Public Workers
The Honorable David Y. Ige, Governor, State of Hawaii
The Honorable Kirk Caldwell, Mayor, City and County of Honolulu
The Honorable Harry Kim, Mayor, County of Hawaii
The Honorable Alan Arakawa, Mayor, County of Maui
The Honorable Bernard Carvalho, Jr., Mayor, County of Kauai
The Honorable Mark E. Recktenwald, Chief Justice, Hawaii Judiciary
The Honorable Dr. Linda Rosen, Chief Executive Officer, Hawaii Health Systems Corporation
James Nishimoto, Director, Department of Human Resources Development, State of Hawaii
Carolee C. Kubo, Director, Department of Human Resources, City and County of Honolulu
Wil Okabe, Managing Director, County of Hawaii
David Underwood, Director, Department of Personnel Services, County of Maui
Janine Rapozo, Director, Department of Human Resources, County of Kauai
Dee Wakabayashi, Human Resources Director, Hawaii Judiciary
Clifford Caesar, Director of Human Resources, Hawaii Health Systems Corporation