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Transaction ID 60143984
Case No. 17-I-05-168

STATE OF HAWAII

HAWAII LABOR RELATIONS BOARD

In the Matter of

HAWAII STATE TEACHERS
ASSOCIATION,

Exclusive Representative,

and

DAVID Y. IGE, Governor, State of Hawaii;
BOARD OF EDUCATION, State of Hawaii;
and KATHRYN MATAYOSHI,
Superintendent, Department of Education, State
of Hawaii,

Employers.

CASE NO.: 17-I-05-168

ORDER NO. 3225

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 05, consisting of teachers and other personnel of the Department of Education under the same pay schedule, will expire after June 30, 2017, and that there are unresolved issues between the parties.¹ Accordingly, 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.

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

HSTA and DAVID Y. IGE, et al.
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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

Copy to:

Corey Rosenlee, President, Hawaii State Teachers Association
The Honorable David Y. Ige, Governor, State of Hawaii
Board of Education, State of Hawaii
Kathryn Matayoshi, Superintendent, Department of Education
James Nishimoto, Ed.D., Director, Department of Human Resources Development
Annette Anderson, Negotiations Administrator, Department of Education