

STATE OF HAWAI‘I

HAWAI‘I LABOR RELATIONS BOARD

In the Matter of

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

Exclusive Representative,

and

DAVID Y. IGE, Governor, State of Hawai‘i;
RICK BLANGIARDI, Mayor, City and
County of Honolulu; MITCH ROTH, Mayor,
County of Hawai‘i; MICHAEL
VICTORINO, Mayor, County of Maui;
DEREK KAWAKAMI, Mayor, County of
Kaua‘i; MARK E. RECKTENWALD, Chief
Justice, the Judiciary, State of Hawai‘i; and
BOARD OF DIRECTORS, Hawai‘i Health
Systems Corporation,

Employers(s).

CASE NO(S). 21-I-01-179

ORDER NO. 3688

ORDER DECLARING IMPASSE

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Hawai‘i Revised Statutes (HRS) § 89-11(c)(2) 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 Hawai‘i Labor Relations Board (Board) “shall declare on January 31 that an impasse exists and February 1 shall be the date of impasse.”

Upon information and belief, the Board finds that the collective bargaining agreement (Agreement) for bargaining unit 01, consisting of nonsupervisory employees in blue collar positions, will expire as of June 30, 2021. The parties have not given written notice of the impasse. Further, the parties have not notified the Board that an agreement has been reached. Therefore, the Board believes that there are unresolved issues between the parties. Accordingly, the Board hereby declares IMPASSE in this matter pursuant to HRS § 89-11(c)(2), and February 1, 2021 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 HRS § 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, Hawai'i, February 5, 2021.

HAWAI'I LABOR RELATIONS BOARD




MARCUS R. OSHIRO, Chair


SESNITA A.D. MOEPONO, Member


L.N. MUSTO, Member

Copies sent to:

Liz Ho, State Director, United Public Workers
The Honorable David Y. Ige, Governor, State of Hawai'i
The Honorable Rick Blangiardi, Mayor, City and County of Honolulu
The Honorable Mitch Roth, Mayor, County of Hawai'i
The Honorable Michael Victorino, Mayor, County of Maui
The Honorable Derek Kawakami, Mayor, County of Kaua'i
The Honorable Mark E. Recktenwald, Chief Justice, Hawai'i Judiciary
Dr. Linda Rosen, Chief Executive Officer, Hawai'i Health Systems Corporation
Ryker Wada, Director, Department of Human Resources Development, State of Hawai'i
Noel T. Ono, Acting Director, Department of Human Resources, City & County of Honolulu
William V. Brillhante, Jr., Managing Director, County of Hawai'i
David Underwood, Director, Department of Personnel Services, County of Maui
Annette L. Anderson, Director, Department of Human Resources, County of Kaua'i
Jason Minami, Human Resources Director, Hawai'i Judiciary
Juanita Lauti, Director of Human Resources, Hawai'i Health Systems Corporation