

STATE OF HAWAI‘I
HAWAI‘I LABOR RELATIONS BOARD

In the Matter of

HAWAI‘I STATE TEACHERS
ASSOCIATION,

Exclusive Representative,

and

DAVID Y. IGE, Governor, State of Hawai‘i;
BOARD OF EDUCATION, State of Hawai‘i;
and CHRISTINA KISHIMOTO,
Superintendent, Department of Education,
State of Hawai‘i,

Employers(s).

CASE NO(S). 21-I-05-183

ORDER NO. 3692

ORDER DECLARING IMPASSE

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On February 3, 2021, the Hawai‘i Labor Relations Board (Board) received a letter from the HAWAI‘I STATE TEACHERS ASSOCIATION (HSTA) notifying the Board that an impasse exists (HSTA Notice) between the public employers and the exclusive representative HSTA over the terms of the renewed collective bargaining agreement for bargaining unit 05, which includes teachers and other personnel of the Department of Education under the same pay schedule, including part-time employees working less than twenty hours a week who are equal to one-half of a full-time equivalent. Based upon this representation, the Board finds that the 90-day period required by Hawai‘i Revised Statutes (HRS) § 89-11(c)(1) has passed. Accordingly, pursuant to HRS § 89-11(c)(1), the Board declares that an impasse exists in the negotiations, and that **February 3, 2021** is hereby deemed as 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




JESNITA A.D. MOEPONO, Member


J.N. MUSTO, Member

Copies sent to:

Corey Rosenlee, President, Hawai'i State Teachers Association
The Honorable David Y. Ige, Governor, State of Hawai'i
Catherine Payne, Chair, Board of Education, State of Hawai'i
Christina Kishimoto, Superintendent, Department of Education, State of Hawai'i
Ryker Wada, Director, Department of Human Resources Development, State of Hawai'i
Jarnett Lono, Chief Negotiator, Department of Education, State of Hawai'i