
A BILL FOR AN ACT

RELATING TO PUBLIC WORK PROJECTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 104, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§104- Indirect public works project; prevailing wages
5 certification; compliance. (a) Prior to the start of
6 construction, a construction project owner who undertakes a
7 construction project for structures to be used by the State or a
8 county shall sign a lease or other agreement that includes
9 provisions that require:
10 (1) Compliance with this chapter; and
11 (2) Certification that prevailing wages shall be paid as
12 established under this chapter.
13 Copies of the lease or other agreement shall be filed with
14 the department of labor and industrial relations and the
15 department of accounting and general services. The construction
16 project owner shall submit certified payrolls to the department
17 of accounting and general services.



1 (b) For the purposes of this section, "indirect public
2 works project" means any project, including development of any
3 housing pursuant to section 46-15 or chapter 201G, and
4 development, construction, renovation, and maintenance related
5 to refurbishment of any real or personal property that has or
6 will have received a government benefit, including a
7 construction contract between private persons if more than
8 twenty-five per cent of the assignable square feet of the
9 property is leased for use by the State, any political
10 subdivision, or any agency of the State or county for its use,
11 whether or not the property is privately owned and either:

12 (1) The lease agreement is entered into prior to the
13 construction contract becoming effective; or

14 (2) Construction work is performed according to a plan,
15 specifications, or criteria established by the State
16 or any political subdivision thereof, or any other
17 agency of the State or county."

18 SECTION 2. New statutory material is underscored.

19 SECTION 3. This Act shall take effect on July 1, 2050.



HB 2641
HD1

Report Title:

Prevailing Wages; Indirect Public Works Projects; Compliance

Description:

Requires a construction project owner who undertakes a construction project to be used by the State or a county to sign a lease agreement that certifies compliance with the State's public works prevailing wage law. Requires that copies of the lease agreement be filed with the departments of labor and industrial relations and accounting and general services.

(HB2641 HD1)

