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# A BILL FOR AN ACT

RELATING TO PREVAILING WAGES.

**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 part I to be appropriately  
3 designated and to read as follows:

4 "§104- Indirect public work project; prevailing wages  
5 certification; compliance. (a) Prior to the start of  
6 construction on any indirect public work project, the  
7 construction project owner who undertakes the indirect public  
8 work project shall sign a lease or other agreement with the  
9 State, county, or any agency of the State or county that  
10 includes provisions that require:

- 11 (1) Compliance with this chapter; and  
12 (2) Certification that prevailing wages shall be paid as  
13 established under this chapter.

14 Copies of the lease or other agreement shall be filed with the  
15 department of labor and industrial relations and the department  
16 of accounting and general services. The construction project  
17 owner shall submit certified payrolls to the department of  
18 accounting and general services.



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

- 12        (1) The lease or other agreement is entered into prior to  
 13        the construction contract becoming effective; or
- 14        (2) Construction work is performed according to a plan,  
 15        specifications, or criteria established by the State,  
 16        any county, or any agency of the State or any county."

17        SECTION 2. New statutory material is underscored.

18        SECTION 3. This Act shall take effect upon its approval.

**Report Title:**

Wages; Public Work

**Description:**

Requires indirect public work project to comply with the law relating to prevailing wages in public work projects. Defines indirect public work project. (SD2)

