

Honolulu, Hawaii

APR - 3 2006

RE: H.B. No. 2691  
S.D. 2

Honorable Robert Bunda  
President of the Senate  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committee on Judiciary and Hawaiian Affairs, to which was referred H.B. No. 2691, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PREVAILING WAGES,"

begs leave to report as follows:

The purpose of this measure is to allow civil actions under chapter 104, Hawaii Revised Statutes, for injunctive and other relief to be instituted by a joint labor-management committee established pursuant to the federal Labor Management Cooperation Act of 1978.

Your Committee received testimony in support of this measure from the Hawaii Carpenters Union. The Department of Labor and Industrial Relations submitted testimony in opposition.

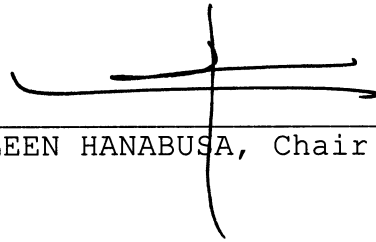
Your Committee finds that the current law allows laborers and mechanics to bring suit to recover wages or overtime compensation but fails to contemplate situations where the aggrieved individual is essentially prevented from seeking redress because of lack of information and resources, the fear of retaliation, or the inability to obtain injunctive relief against an employer who is continuously in violation of the law. This measure provides an additional remedy and safeguard and will assist in ensuring that prevailing wage laws are followed.

Your Committee has amended this measure to insert a defective effective date to promote further discussion on this matter.



As affirmed by the record of votes of the members of your Committee on Judiciary and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2691, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2691, S.D. 2.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Hawaiian Affairs,



A handwritten signature in black ink, consisting of a vertical line intersected by two horizontal lines, with a long horizontal stroke extending to the left from the intersection point.

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COLLEEN HANABUSA, Chair



