

Honolulu, Hawaii

APR 05 2007

RE: H.B. No. 964
H.D. 1
S.D. 2

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
H.B. No. 964, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE,"

begs leave to report as follows:

The purpose of this measure is to ensure the safety of
workers by providing a cost effective detection and deterrence
tool of drug testing.

This bill would allow for the use of substance abuse on-site
screening that meets the requirements of the United States Food
and Drug Administration or is manufactured in a facility licensed
by the United States Food and Drug Administration.

Your Committee finds that drug abuse has become a major
health and safety challenge facing Hawaii's construction industry.
Drug abuse has resulted in accidents at the work site, sub-quality
workmanship, and higher worker's compensation claims and premiums.

Your Committee finds that there is a need to allow for
quicker and less expensive substance abuse on-site screening
tests. It is not the intent of your Committee to de-regulate the
oversight of these tests. Your Committee finds that the
Department of Labor and Industrial Relations should be more
involved in the regulation and oversight of the on-site screening
tests.



Your Committee received testimony in support of the bill from the State Department of Labor and Industrial Relations, the Building Industry Association of Hawaii, Reliable Drug Testing Services, Inc., Emerald Bay Consulting, LLC, the Hawaii Carpenters Union, The Pacific Resources Partnership, Branan Medical Corporation, General Contractors Association of Hawaii, Kapolei Property Development, LLC, Ralph S. Inouye Co., Ltd., S&M Sakamoto, Inc., Waiawa Ridge Development, LLC, Hidano Constuction, Inc., Castle & Cooke Homes Hawaii, Inc., and Hawaiian Dredging Construction Company, Inc. Testimony in opposition to the bill was received from the State Department of Health, Straub Doctors on Call, Clinical Labs of Hawaii, and one individual.

Your Committee amended the bill by changing the effective date from July 1, 2255 to July 1, 2007.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 964, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 964, H.D. 1, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,



CLAYTON HEE, Chair



