

---

---

# A BILL FOR AN ACT

RELATING TO PUBLIC WORK PROJECTS.

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

1           SECTION 1. The legislature finds that under the current  
2 law, a contractor found to be in violation of chapter 104,  
3 Hawaii Revised Statutes, is considered to have committed only  
4 one violation although violative acts may be occurring or  
5 recurring simultaneously on multiple public work projects  
6 performed by the same contractor. The purpose of this Act is to  
7 ensure that a violation under chapter 104, Hawaii Revised  
8 Statutes, is limited to a violation that occurs within a single  
9 contract, regardless of the close proximity in time of other  
10 violations on simultaneous projects.

11           SECTION 2. Section 104-24, Hawaii Revised Statutes, is  
12 amended by amending subsection (d) to read as follows:

13           "(d) A first, second, or third violation refers to each  
14 [~~investigation involving one or more projects~~] project in which  
15 the department finds that a contractor has failed to comply with  
16 this chapter."



1 SECTION 3. This Act does not affect rights and duties that  
2 matured, penalties that were incurred, and proceedings that were  
3 begun, before its effective date.

4 SECTION 4. Statutory material to be repealed is bracketed  
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect on July 1, 2059.



**Report Title:**

Public Work Projects; Hours and Wages; Violations

**Description:**

Clarifies that a single violation refers to each separate project where the department of labor and industrial relations finds a contractor has failed to comply with chapter 104. (HB853 HD1)

