
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 the prevailing
3 wage law under chapter 104, Hawaii Revised Statutes, is
4 considered to have committed only one violation although other
5 violative acts may be occurring or recurring simultaneously on
6 multiple public work projects performed by the same contractor.
7 The purpose of this Act is to ensure that a violation of chapter
8 104, Hawaii Revised Statutes, arises with each separate project
9 in which the department of labor and industrial relations finds
10 that a contractor has failed to comply with the law.

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 Statutory material to be repealed is bracketed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, 2007.



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 HD2)

