

Honolulu, Hawaii

March 11, 2010

RE: S.B. No. 2323
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Sir:

Your Committee on Labor & Public Employment, to which was referred S.B. No. 2323 entitled:

"A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,"

begs leave to report as follows:

The purpose of this bill is to assist unemployed individuals who do not have Internet access or are unfamiliar with conventions of the Internet by prohibiting the Department of Labor and Industrial Relations (DLIR) from requiring individuals to register their availability to work online.

The ILWU Local 142 and Hawaii Government Employees Association testified in support of this bill. DLIR provided comments.

Under current law, claimants for unemployment insurance benefits are required to post job availability information that includes, among other things:

- (1) The claimant's name;
- (2) Job skills;
- (3) Education;
- (4) Training;



- (5) Prior employment history; and
- (6) Other relevant occupational information.

This "online resume" is intended to serve as a tool for helping claimants seek new employment. However, it also poses a disadvantage to claimants who do not have Internet access or are unfamiliar with using the Internet, and may result in these claimants not receiving unemployment benefits in a timely manner.

However, your Committee does note the concerns raised by DLIR with the provisions contained in this measure, particularly with the provision deleting the requirement for a partially unemployed individual to register for work to be eligible to receive unemployment insurance benefits. Accordingly, your Committee has amended this measure by deleting its contents and replacing it with the contents of H.B. No. 2202, H.D. 1. As amended, this bill requires DLIR to either:

- (A) Allow an individual to post the required information independently on the department's Internet job-matching system; or
- (B) Accept relevant occupational information provided by the individual on a document prescribed by the department, and enter the necessary information on the department's Internet job-matching system for the individual.

Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2323, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2323, H.D. 1, and be referred to the Committee on Economic Revitalization, Business, & Military Affairs.



Respectfully submitted on
behalf of the members of the
Committee on Labor & Public
Employment,



KARL RHOADS, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 696-10

Record of Votes of the Committee on Labor & Public Employment

Bill/Resolution No.: SB2323	Committee Referral: LAB, EBM, FIN	Date: 3-9-10		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
LAB Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	/			
2. YAMASHITA, Kyle T. (VC)	/			
3. AQUINO, Henry J.C.	/			
4. AWANA, Karen Leinani				/
5. HANOHANO, Faye P.	/			
6. KEITH-AGARAN, Gilbert S.C.	/			
7. LEE, Marilyn B.	/			
8. NAKASHIMA, Mark M.	/			
9. SAIKI, Scott K.	/			
10. SOUKI, Joseph M.				/
11. TAKUMI, Roy M.	/			
12. PINE, Kymberly Marcos				/
TOTAL (12)	9	-	-	3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small style="margin-left: 100px;">committee acronym(s)</small>				
Vice Chair's or designee's signature: _____ 				
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