

Honolulu, Hawaii

APR 23 2010

, 2010

RE: S.B. No. 2324  
S.D. 2  
H.D. 2  
C.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

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

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2324, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE BENEFITS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Help ease the financial strain on partially unemployed individuals by authorizing an individual who is attached to a regular employer who is not offering work to receive unemployment insurance benefits under certain specified conditions;
- (2) Require the Department of Labor and Industrial Relations (DLIR), with assistance from the Department of Business, Economic Development, and Tourism (DBEDT), to conduct a



study on the cost and feasibility of changing the contribution rate schedules for unemployment contributions from annual to semi-annual;

- (3) Require the DLIR, with assistance from the DBEDT, to review the Auditor's study conducted in 1982 regarding the financing mechanisms of the unemployment compensation fund;
- (4) Provide unspecified amounts of funds from the special unemployment insurance administration fund for the DLIR, with the assistance of the DBEDT, to conduct the study and review; and
- (5) Require the DLIR, working with the DBEDT, to submit reports of its findings and recommendations to the Legislature.

Your Committee on Conference finds that an individual who is attached to a regular employer but is separated from that employer because of a lack of work or reduced hours may receive unemployment insurance benefits. In addition, the individual claimant may voluntarily seek part-time or full-time work to supplement or replace their receipt of unemployment insurance benefits. However, should this individual be separated from their secondary employer, the possibility exists that the individual would be disqualified from receiving any unemployment insurance benefits.

Your Committee on Conference believes that the unemployment insurance laws should not penalize an individual for voluntarily seeking employment to supplement their unemployment insurance benefits. Accordingly, your Committee on Conference further finds that if the employee should terminate from a part-time employer, the employee should not be disqualified from receiving their unemployment insurance benefits.

Your Committee on Conference has amended this measure by:

- (1) Deleting its contents and inserting the contents found in the H.D. 1 version of S.B. No. 2324; which essentially removes any requirement for the DLIR, with the assistance of the DBEDT, to conduct any studies, reviews, and reports; and
- (2) Changing the effective date to upon approval.



As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2324, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2324, S.D. 2, H.D. 2, C.D. 1.

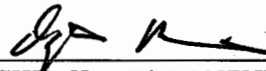
Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE HOUSE

ON THE PART OF THE SENATE



KARL RHOADS, Co-Chair



DWIGHT Y. TAKAMINE, Chair



MARCUS R. OSHIRO, Co-Chair



DONNA MERCADO KIM, Co-Chair



Hawaii State Legislature

Record of Votes of a  
Conference Committee

115-10

Bill / Concurrent Resolution No.: <b>SB 2324, SD 2, HD 2</b>	Date/Time: <b>April 23, 2010 3:15 p.m.</b>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure


The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.


Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
TAKAMINE, Dwight Y., Chr.	✓				RHOADS, Karl, Co-Chr.	✓			
KIM, Donna Mercado, Co-Chr.	✓				OSHIRO, Marcus R., Co-Chr.	✓			
TANIGUCHI, Brian T.	✓				NAKASHIMA, Mark M.	✓			
					YAMASHITA, Kyle T.	✓			
					WARD, Gene		✓		
<b>TOTAL</b>	<b>3</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>TOTAL</b>	<b>4</b>	<b>1</b>	<b>0</b>	<b>0</b>

A = Aye      WR = Aye with Reservations      N = Nay      E = Excused

Senate Recommendation is:  
 Adopted       Not Adopted

House Recommendation is:  
 Adopted       Not Adopted

Senate Lead Chair's or Designee's Signature:  


House Lead Chair's or Designee's Signature:  


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