

Honolulu, Hawaii

FEB 12 2010

RE: S.B. No. 2324
S.D. 1

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

Madam:

Your Committee on Labor, to which was referred S.B. No. 2324
entitled:

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

begs leave to report as follows:

The purpose of this measure is to authorize an individual
that is attached to a regular employer who is not offering work to
still receive unemployment insurance benefits even if that
individual voluntarily or involuntarily separates from part-time
employment.

Testimony in support of this measure was submitted by three
private organizations. Testimony in opposition of this measure
was submitted by one state agency. Written testimony presented to
the Committee may be reviewed on the Legislature's website.

Your Committee finds that it is essential to preserve
unemployment insurance benefits for certain unemployed or
underemployed individuals that are attached to a regular employer
who is not offering work. Your Committee also finds that it is
not fair or equitable to withdraw unemployment insurance benefits
from an unemployed or underemployed individual that seeks out
part-time work, even if that individual is later voluntarily or
involuntarily separated from the part-time employer. Your
Committee further finds that the Department of Labor and
Industrial Relations has identified some concerns about this
measure that your Committee deems to be valid and worthy of



further discussion on its merits. In passing this measure it is the intent of your Committee to work closely with the Department of Labor and Industrial Relations to adequately resolve these concerns.

Your Committee has amended this measure by:

- (1) Amending section 383-29.6, Hawaii Revised Statutes, instead of section 383-30, Hawaii Revised Statutes, to more appropriately address the intent of this measure;
- (2) Removing the repeal date of section 383-29.6, Hawaii Revised Statutes, to ensure that the amendments made herein are not repealed pursuant to Act 170, Session Laws of Hawaii 2009;
- (3) Clarifying the requirements for unemployment insurance benefits under this measure, including applicable wage requirements for the base period of the current claim; and
- (4) Authorizing an individual that is attached to a regular employer who is not offering work to still receive unemployment insurance benefits under certain circumstances if the individual separates from an employer offering part-time employment.

As affirmed by the record of votes of the members of your Committee on Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2324, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2324, S.D. 1, and be referred to the Committee on Ways and Means.

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



DWIGHT Y. TAKAMINE, Chair



The Senate
 Twenty-Fifth Legislature
 State of Hawaii

Record of Votes
Committee on Labor
LBR

Bill / Resolution No.:* SB 2324	Committee Referral: LBR, WAM	Date: 2/9/10		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TAKAMINE, Dwight Y. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
BUNDA, Robert	✓			
HEE, Clayton				✓
SLOM, Sam			✓	
TOTAL	3	0	1	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes