

STAND. COM. REP. NO. 978

Honolulu, Hawaii

March 18, 2011

RE: S.B. No. 150  
S.D. 2  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Health, to which was referred S.B. No. 150, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES,"

begs leave to report as follows:

The purpose of this bill is to ensure the design and construction of public buildings, facilities, and sites are in compliance with the Americans with Disabilities Act (ADA) and Federal Fair Housing Act (FFHA).

Specifically, this bill:

- (1) Enables the Disability and Communication Access Board (DCAB) to charge a fee to defray expenses of reviewing construction plans of buildings and facilities for compliance with the ADA and FFHA;
- (2) Sets fees for the review of buildings and facilities by DCAB;
- (3) Establishes an accessible building design special account, within the Disability and Communication Access Board special fund, for fees to be deposited and expended; and

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- (4) Requires DCAB to report to the Legislature annually regarding revenues collected, including a summary of the plans reviewed and the fees collected from each state or county department or agency.

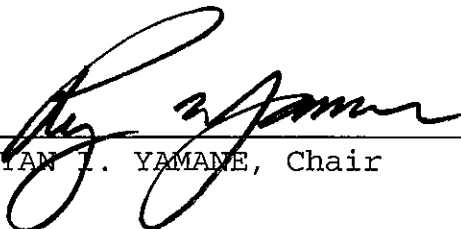
The Department of Accounting and General Services and several concerned individuals supported this bill. The General Contractors Association opposed this bill. The City and County of Honolulu Department of Design and Construction, DCAB, and several concerned individuals provided comments.

Your Committee has amended this bill by:

- (1) Clarifying that the fees collected by DCAB is pursuant to section 103-50(e), Hawaii Revised Statutes that requires DCAB to charge a fee for services rendered;
- (2) Specifying the fee amounts to be charged in the graduated construction cost fee schedule; and
- (3) Changing the effective date to July 1, 2040, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 150, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 150, S.D. 2, H.D. 1, and be referred to the Committee on Water, Land, & Ocean Resources.

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

  
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RYAN I. YAMANE, Chair



State of Hawaii  
House of Representatives  
The Twenty-sixth Legislature

Record of Votes of the Committee on Health

Bill/Resolution No.: <b>SB150, SD2</b>	Committee Referral: <b>HLT, WLO, FIN</b>	Date: <b>8/15/2011</b>		
<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)				
HLT Members	Ayes	Ayes (WR)	Nays	Excused
1. YAMANE, Ryan I. (C)	✓			
2. MORIKAWA, Dee (VC)	✓			
3. BELATTI, Della Au	✓			
4. HANOHANO, Faye P.				✓
5. JORDAN, Jo				✓
6. LEE, Chris	✓			
7. MIZUNO, John M.				✓
8. WOOLEY, Jessica	✓			
9. CHING, Corinne W.L.		✓		
10. PINE, Kymberly Marcos		✓		
<b>TOTAL (10)</b>	<b>5</b>	<b>2</b>		<b>3</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____ <i>kh</i>				
Distribution: Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				