

STAND. COM. REP. NO.

529

Honolulu, Hawaii

MAR 03 2011

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

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2011  
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 150, S.D. 1, entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is require the Disability and Communication Access Board to collect a fee for reviewing construction plans of public buildings and facilities for compliance with the Americans with Disabilities Act.

Specifically, this measure:

- (1) Directs the Disability and Communication Access Board to charge a fee for reviewing plans and specifications for the construction of public buildings and facilities;
- (2) Directs the Disability and Communication Access Board to report annually to the Legislature on its revenues collected;
- (3) Establishes the accessible building design special account within the disability and communication access board special fund, into which the review fees shall be deposited; and



- (4) Establishes a temporary fee schedule until the Disability and Communication Access Board adopts rules to establish a permanent schedule.

Comments on this measure were submitted by Colin Lam, Director, City and County of Honolulu, Department of Design and Construction; and one concerned individual.

Your Committee finds that the Disability and Communication Access Board's review of the construction plans of public buildings and facilities ensures accessible building design for persons with disabilities and compliance of public facilities with the Americans with Disabilities Act. Your Committee further finds that requiring the Board to collect a fee for its services will defray the Board's expenses in conducting its reviews and enable the Board to become self-sustaining.

Your Committee has amended this measure by:

- (1) Changing the amounts in the temporary schedule of fees to be charged for review services to unspecified amounts;
- (2) Clarifying that the temporary fee schedule will be repealed when the Disability and Communication Access Board adopts rules to implement a permanent fee schedule;
- (3) Changing the effective date to July 1, 2050 to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 150, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 150, S.D. 2.



Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,

*David Y. Ige*


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DAVID Y. IGE, Chair



The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:*	Committee Referral:	Date:
SB 150, SD1	HMS, WAM	2-25-11
<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	
IGE, David Y. (C)	/	
KIDANI, Michelle N. (VC)	/	
CHUN OAKLAND, Suzanne	/	
DELA CRUZ, Donovan M.	/	
ENGLISH, J. Kalani	/	
ESPERO, Will	/	
FUKUNAGA, Carol	/	
KIM, Donna Mercado	/	
KAHELE, Gilbert	/	
KOUCHI, Ronald D.		/
RYAN, Pohai	/	
TOKUDA, Jill N.	/	
WAKAI, Glenn	/	
SLOM, Sam		/
<b>TOTAL</b>	12	0
1	1	
Recommendation:		
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
		
<b>Distribution:</b>		
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency
		Goldenrod Committee File Copy

\*Only one measure per Record of Votes