

STAND. COM. REP. NO. **2898**

Honolulu, Hawaii

**MAR 22 2012**

RE: H.B. No. 2553  
H.D. 2  
S.D. 1

Honorable Shan S. Tsutsui  
President of the Senate  
Twenty-Sixth State Legislature  
Regular Session of 2012  
State of Hawaii

Sir:

Your Committee on Health, to which was referred H.B.  
No. 2553, H.D. 2, 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 to require the  
Disability and Communication Access Board to charge fees for  
review, similar to other fees that are charged for permits, as  
part of the design and construction process.

Your Committee received testimony in support of this measure  
from the Department of Accounting and General Services, Disability  
and Communication Access Board, Policy Advisory Board for Elder  
Affairs, Next Design, and three individuals. Your Committee  
received testimony in opposition to this measure from the  
Department of Design and Construction, City and County of  
Honolulu; Alan Shintani, Inc.; and the Building Industry  
Association of Hawaii.

Your Committee finds that the fee schedule established by  
this measure is excessively high. The intent of the Disability  
and Communication Access Board is not to generate a profit, but  
rather to cover the expenses of the Facility Access Unit.

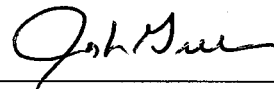
Your Committee has amended this measure accordingly by:



- (1) Changing the review fee to four-tenths of one percent for the first \$500,000 of the estimated construction cost plus two-tenths of one percent of the estimated construction costs greater than \$500,000 up to and including \$2,000,000 plus two one-hundredths of one percent of the estimated construction costs over \$2,000,000;
- (2) Deleting the language that set a maximum review fee of \$20,000 for plans and specifications subject to accessibility requirements under section 103-50, Hawaii Revised Statutes;
- (3) Amending the definition of "infrastructure" to specify that projects with significant work to accessible elements and spaces, not necessarily publicly accessible elements and spaces, shall not constitute infrastructure projects;
- (4) Changing the effective date to January 1, 2013, and deleting the repeal date; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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 H.B. No. 2553, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2553, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.

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



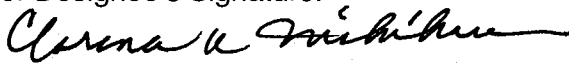
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JOSH GREEN, M.D., Chair



The Senate  
 Twenty-Sixth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Health**  
**HTH**

Bill / Resolution No.:* <b>HB 2553, HD 2</b>	Committee Referral: <b>HTH, WAM</b>	Date: <b>3-10-12</b>		
<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
GREEN, M.D., Josh (C)	✓			
NISHIHARA, Clarence K. (VC)	✓			
BAKER, Rosalyn H.	✓			
CHUN OAKLAND, Suzanne	✓			
SHIMABUKURO, Maile	✓			
WAKAI, Glenn				✓
SLOM, Sam				✓
<b>TOTAL</b>	<b>5</b>	<b>0</b>	<b>0</b>	<b>2</b>
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