

STAND. COM. REP. NO.

3289

Honolulu, Hawaii

APR 05 2012

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

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

Sir:

Your Committee on Ways and Means, to which was referred H.B. No. 2553, H.D. 2, 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 to require the Disability and Communication Access Board to charge review fees to defray all or a portion of costs associated with providing review and recommendations services on project plans.

This measure also requires the Board to annually report to the Legislature the number of plans reviewed and the amount of the review fees collected.

Your Committee received written comments in opposition to this measure from City and County of Honolulu-Department of Design and Construction and Complete Construction Services.

Your Committee finds that disabled access requirements are not uniformly understood in the architectural, engineering, and design community. The Disability and Communication Access Board provides a valuable resource by reviewing and making recommendations on project plans and specifications for public buildings and facilities, thereby reducing the likelihood of remediation and litigation.



Your Committee finds it appropriate that expenses of the Disability and Communication Access Board's services be incorporated into the costs of the projects instead of being borne by the general fund. Requiring the Board to charge review fees will help ensure that at least a portion of the review process costs are incurred by the entities benefiting from the Board's review services.

Your Committee has amended this measure by

- (1) Clarifying that all fees referenced in section 103-50, Hawaii Revised Statutes, are review fees;
- (2) Clarifying that review fees charged by the Disability and Communication Access Board are for services rendered pursuant to section 348F-3, Hawaii Revised Statutes;
- (3) Clarifying the reference to "infrastructure project"; and
- (4) Making technical nonsubstantive amendments for purposes of style, clarity, and consistency.

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 H.B. No. 2553, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2553, H.D. 2, S.D. 2.

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

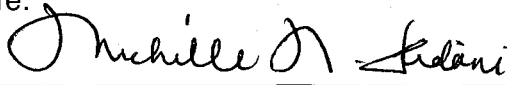


DAVID Y. IGE, Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:*	Committee Referral:	Date:		
HB2553 HD2 SD1	HTH, WAM	3-29-12		
<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	/			
TOTAL	13	0	0	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes