

STAND. COM. REP. NO. 3346

Honolulu, Hawaii

APR 05 2012

RE: H.B. No. 2766
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 Ways and Means, to which was referred H.B. No. 2766, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC WORKS,"

begs leave to report as follows:

The purpose and intent of this measure is to ensure that the State's wage and hour law is strictly enforced on public works projects.

Specifically, the measure:

- (1) Establishes the wage and hour for public works projects special fund and requires a certain percentage of capital improvement construction funds to be transferred to the special fund to enforce the provisions of chapter 387, Hawaii Revised Statutes;
- (2) Requires the Department of Labor and Industrial Relations to submit annual reports to the Legislature relating to the special fund; and
- (3) Appropriates funds for three labor law specialist IV positions to enforce wage and hours laws for employees on public works projects.



Written comments in support of this measure were submitted by the Department of Labor and Industrial Relations. Written comments were submitted by the Department of Budget and Finance.

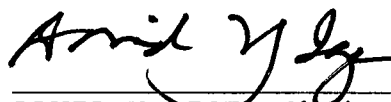
Your Committee finds that public works projects face issues involving adherence to wage and hour laws and that the State has a direct interest in enforcing these laws. Your Committee further finds that providing funding for more inspectors will ensure wage and hour law compliance for public works projects.

Your Committee has amended this measure by:

- (1) Changing to an unspecified percentage the amount of all state fund appropriations that are made available for capital improvements designated for the construction cost element that is to be transferred into the wage and hour for public works projects special fund to an unspecified percentage;
- (2) Clarifying that the provisions of chapter 104, Hawaii Revised Statutes, shall be enforced on public works projects rather than chapter 387, Hawaii Revised Statutes; and
- (3) Making technical nonsubstantive amendments for the purposes of clarity 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 H.B. No. 2766, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 2766, H.D. 2, S.D. 1.

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:		
HB 2766 HD2	JDL, WAM	4/4/17		
<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	10	0	1	3
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