

STAND. COM. REP. NO. 3047

Honolulu, Hawaii

MAR 23 2016

RE: H.B. No. 2009
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred
H.B. No. 2009, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO HOISTING MACHINE OPERATORS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Repeal the hoisting machine operators' certification revolving fund and the position of the executive director for the Hoisting Machine Operators Advisory Board;
- (2) Require the Department of Labor and Industrial Relations to provide administrative support and staff for the Hoisting Machine Operators Advisory Board; and
- (3) Authorize the Hoisting Machine Operators Advisory Board to establish fees for the issuance of permits or certificates by administrative rule.

Your Committee received testimony in support of this measure from the Hawai'i Construction Alliance. Your Committee received testimony in opposition to this measure from the General Contractors Association of Hawaii and Hoisting Machine Operators Advisory Board. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.



Your Committee finds that the Hoisting Machine Operators Advisory Board oversees, investigates, and certifies mobile and crane operators in the State to ensure the safety of operators and the public. Implementation of this measure will continue to safeguard mobile and crane operators and the public, while ensuring that the current Hoisting Machine Operators Advisory Board is adequately addressing all pertinent issues.

Your Committee has amended this measure by deleting its contents and inserting language to require the Hoisting Machine Operators Advisory Board to submit a comprehensive report to the Legislature that pertains to hoisting machine operators and federal Occupational Safety and Health Administration rules and regulations, administration of certification of hoisting machine operators in other states, existing fee structure for hoisting machine operator certification in Hawaii, and recommended changes to certification procedures.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2009, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2009, H.D. 1, S.D. 1, and be referred to your Committee on Ways and Means.

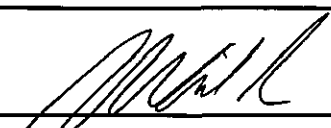
Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,


GILBERT S.C. KEITH-AGARAN, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* HB 2009 HD1	Committee Referral: JDL, WAM	Date: 3/17/16		
<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
KEITH-AGARAN, Gilbert S.C. (C)	/			
SHIMABUKURO, Maile S.L. (VC)	/	/		
GABBARD, Mike	/			
KAHELE, Kaiali'i				/
KIM, Donna Mercado		/		
THIELEN, Laura H.	/			
SLOM, Sam			/	
TOTAL	3	2	1	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; margin-top: 10px;">  </div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes