

HOUSE OF REPRESENTATIVES
THE TWENTY-EIGHTH LEGISLATURE
REGULAR SESSION OF 2016

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COMMITTEE ON LABOR & PUBLIC EMPLOYMENT

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NOTICE OF HEARING

DATE: Tuesday, March 15, 2016
TIME: 10:30 a.m.
PLACE: Conference Room 309
 State Capitol
 415 South Beretania Street

A G E N D A

SB 2244, SD1
(SSCR2647)
Status

RELATING TO RETIREMENT.
Provides that a member of the employees' retirement system who first earned credited service as a judge after June 30, 2016, and has at least twelve years of credited service and attained age sixty, or has at least twenty-five years of credited service and has attained age fifty-five is eligible to receive a pension after retirement. Reduces the retirement allowance for a member who first earned credited service as a judge after June 30, 2016, to two per cent of the member's average final compensation, reduced for each month the member's age at the date of retirement is below age sixty. (SD1)

LAB, JUD, FIN

SB 2313, SD2
(SSCR2764)
Status

RELATING TO EQUAL PAY.
Clarifies affirmative defenses that an employer may use in a pay differential case. Prohibits employer actions regarding wage disclosure. Prohibits an employer from discriminating between employees because of sex by paying wages to employees at a rate less than the rate at which the employer pays wages to employees of the opposite sex for substantially similar work and under similar working conditions, with certain exceptions. Prohibits prospective employers from requesting or considering a job applicant's wage or salary history as part of the employment application process. Effective January 7, 2059. (SD2)

LAB, JUD, FIN

SB 2398, SD2
(SSCR2694)
Status

RELATING TO COLLECTIVE BARGAINING.
Establishes a collective bargaining unit for graduate student assistants employed by the University of Hawaii. Delays formation of the graduate student assistant collective bargaining unit until 7/1/2017. Effective January 7, 2059. (SD2)

LAB, HED, FIN



<p><u>SB 2755, SD1</u> <u>(SSCR2757)</u> <u>Status</u></p>	<p>RELATING TO A LAW ENFORCEMENT EMPLOYMENT STANDARDS AND TRAINING BOARD. Establishes an advisory law enforcement employment standards and training board responsible for developing statewide employment standards and training for county and state law enforcement officers who carry firearms and wear a badge. Allows the relevant government agencies to voluntarily implement the employment standards and training recommendations. Makes an appropriation for the operation of the advisory board. Takes effect on 1/7/2059. Repeals on 6/30/2021. (SD1)</p>	<p>LAB, JUD, FIN</p>
<p><u>SB 2815, SD2</u> <u>(SSCR2600)</u> <u>Status</u></p>	<p>RELATING TO PROFESSIONALLY LICENSED OR CERTIFIED GOVERNMENT EMPLOYEES. Clarifies that the State shall be exclusively liable for claims for injury or loss of property, or personal injury or death, resulting from the negligent or wrongful act or omission of any professionally licensed or certified employee of the State while acting within the scope of the employee's office or employment. Establishes that any civil action or proceeding for money damages arising out of or related to the same subject matter against the employee shall be precluded. Effective 7/1/2050. (SD2)</p>	<p>LAB, JUD, FIN</p>
<p><u>SB 2895, SD1</u> <u>(SSCR2723)</u> <u>Status</u></p>	<p>RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION. Authorizes the Hawaii civil rights commission executive director to dismiss a discrimination complaint and issue a notice of right to sue after a determination of a reasonable cause of discrimination is made and conciliation fails. Authorizes the Commission to reconsider the executive director's determination to dismiss a complaint and to issue a notice of right to sue with respect to fair housing to comply with the federal Fair Housing Act. Takes effect on 1/7/2059. (SD1)</p>	<p>LAB, JUD, FIN</p>
<p><u>SB 2961, SD2</u> <u>(SSCR2759)</u> <u>Status</u></p>	<p>RELATING TO FAMILY LEAVE. Establishes a family leave insurance program, which requires employees to make contributions into a trust fund to be used to provide employees with family leave insurance benefits in order to care for a designated person. Expands the number of weeks of paid leave from four to twelve weeks of leave under the family leave law. Appropriates funds to DLIR to implement the program. Requires a study to be performed by the department of labor and industrial relations and an actuarial study to be performed by the department of budget and finance. Takes effect on 1/7/2059. (SD2)</p>	<p>LAB, CPC, FIN</p>
<p><u>SB 3038, SD2</u> <u>(SSCR2546)</u> <u>Status</u></p>	<p>RELATING TO UNEMPLOYMENT. Creates a temporary program, limited to counties with a population under 200,000, to provide additional benefits to unemployed workers by extending their unemployment insurance benefits. Make an appropriation. Effective 7/1/2050. (SD2)</p>	<p>LAB, FIN</p>
<p><u>SB 3081, SD1</u> <u>(SSCR2798)</u> <u>Status</u></p>	<p>RELATING TO LABOR. Appropriates funds to establish, administer, and support on-the-job training for individuals who are unemployed and dislocated due to the closure of Hawaiian Commercial & Sugar Company on Maui. Effective 7/1/2050. (SD1)</p>	<p>LAB, FIN</p>



SB 2896, SD1
(SSCR2752)
Status RELATING TO THE PREVENTION OF UNFAIR LABOR LAB, CPC
PRACTICES.
Allows the Hawaii Labor Relations Board the option of serving
complaints and notices of hearings via first class mail and also allow
service by electronic means. (SD1)

SB 2556, SD1
(SSCR2717)
Status MAKING AN APPROPRIATION FOR THE ANNUAL REQUIRED LAB, FIN
CONTRIBUTION FOR THE HAWAII EMPLOYER-UNION
HEALTH BENEFITS TRUST FUND.
Makes an appropriation for the payment of the annual required
contribution for the Hawaii employer-union health benefits trust fund.
Effective 7/1/2050. (SD1)

DECISION MAKING

The following measure was previously heard on **Friday, March 11, 2016**. **No public testimony will be accepted.**

SB 2694, SD1
(SSCR2660)
Status RELATING TO EMPLOYMENT SECURITY. LAB, FIN
Clarifies Hawaii's employment security law for independent
contractors. Includes twenty factors to be used as guidelines when
determining whether an individual could be an independent contractor.
Retains the ability of the department of labor and industrial relations to
determine if an individual is an independent contractor. Requires the
director of labor and industrial relations to report to the legislature
prior to the regular session of 2017 regarding guidelines developed by
the unemployment insurance coverage committee. Requires an annual
report to the legislature regarding covered employment determinations.
(SD1)

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and
- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 20 copies (including an original) to Room 310 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-8544 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

WEB: For testimony less than 10MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-6680 or email your request for an interpreter to HouseInterpreter@Capitol.hawaii.gov at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

Hearing LAB 03-15-16.docx



Selected meetings are broadcast live. Check the current legislative broadcast schedule on the "Capitol TV" website at www.capitoltv.org or call 536-2100.



Rep. Mark M. Nakashima
Chair

