

STAND. COM. REP. NO.

2359

Honolulu, Hawaii

FEB 15 2018

RE: S.B. No. 2610

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committee on Labor, to which was referred S.B. No. 2610
entitled:

"A BILL FOR AN ACT RELATING TO STATE EMPLOYEES,"

begs leave to report as follows:

The purpose and intent of this measure is to add a definition
of "intern" to the State Ethics Code and include interns among
state employees to whom the Code applies.

Your Committee received testimony in support of this measure
from the Hawaii State Ethics Commission.

Your Committee finds that interns should abide by the high
ethical standards required by the Ethics Code, particularly for
those interns who work full-time in the Legislature or an
administrative agency and who would appear to an outsider to be a
full-time employee.

Your Committee acknowledges the testimony of the Hawaii State
Ethics Commission and recommends, as this measure moves through
the legislative process, that your Committee on Judiciary address
the questions that were raised by them seeking clarification of
the implications of the definition of "intern". Specifically,
clarity is needed to determine:



- (1) If "intern" includes only those individuals who work for the State full-time, or whether it includes all individuals regardless of hours worked;
- (2) If "intern" should include individuals who continue to be paid by their private employers while "volunteering" for the State, or whether the Ethics Code ought to prohibit individuals from volunteering for the State altogether when they are being paid for that time by a private entity; and
- (3) Whether or not an "intern" will be bound by the post-employment law in section 84-18, Hawaii Revised Statutes, if their internship lasts more than one hundred eighty-one days.

As affirmed by the record of votes of the members of your Committee on Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2610 and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

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



JILL N. TOKUDA, Chair



The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Labor
LBR

Bill / Resolution No.:* <i>SB 2610</i>	Committee Referral: <i>LBR, JDC</i>	Date: <i>2/8/18</i>		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
ENGLISH, J. Kalani (VC)	✓			
CHANG, Stanley	✓			
IHARA, Jr., Les	✓			
TANIGUCHI, Brian T.				✓
TOTAL	<i>4</i>			<i>1</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>J. Kalani English</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes