

STAND. COM. REP. NO. **410**

Honolulu, Hawaii

**FEB 15 2019**

RE: S.B. No. 1475  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committee on Labor, Culture and the Arts, to which was referred S.B. No. 1475 entitled:

"A BILL FOR AN ACT RELATING TO WAGES,"

begs leave to report as follows:

The purpose and intent of this measure is to require that the foreman classification be recognized in Hawaii's Davis-Bacon Act and the requirements in the collective bargaining agreement be followed when the basic hourly rate is established by a collective bargaining agreement.

Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

Your Committee finds that under existing law, the foreman classification is not recognized under Hawaii's Davis-Bacon Act. Therefore, a foreman is not covered under a collective bargaining agreement when the agreement establishes the hourly rate. This measure therefore requires that the foreman classification is covered under a collective bargaining agreement, which will provide wage protections for the foreman classification and guarantee a level playing field for foremen when working on a public works project.

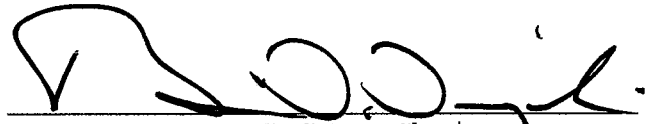
Your Committee has amended this measure by:



- (1) Adopting language suggested by the Department of Labor and Industrial Relations to add a gender-neutral definition of "foreperson" to section 104-2, Hawaii Revised Statutes;
- (2) Inserting an effective date of January 1, 2051, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Labor, Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1475, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1475, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on  
behalf of the members of the  
Committee on Labor, Culture and  
the Arts,

  
BRIAN T. TANIGUCHI, Chair



