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HOUSE OF REPRESENTATIVES
THE THIRTIETH LEGISLATURE
REGULAR SESSION OF 2019

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COMMITTEE ON LABOR & PUBLIC EMPLOYMENT

Rep. Aaron Ling Johanson, Chair
Rep. Stacelynn K.M. Eli, Vice Chair

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HOUSE OF
REPRESENTATIVES

Rep. Linda Ichiyama Rep. Sean Quinlan
Rep. Lisa Kitagawa Rep. Kyle T. Yamashita
Rep. Angus L.K. McKelvey Rep. Lauren Matsumoto

NOTICE OF HEARING

DATE: Thursday, March 14, 2019
TIME: 9:00 a.m.
PLACE: Conference Room 309
 State Capitol
 415 South Beretania Street

A G E N D A

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| <u>SB 796, SD1</u> <u>(SSCR1123)</u> <u>Status</u> | RELATING TO THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT. Appropriates funds for operating expenses of the Department of Human Resources Development. Effective 7/1/2050. (SD1) | LAB, FIN |
| <u>SB 797, SD2</u> <u>(SSCR1003)</u> <u>Status</u> | RELATING TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS. Appropriates funds for various operating expenses of the Department of Labor and Industrial Relations. Effective 7/1/2050. (SD2) | LAB, FIN |
| <u>SB 1082, SD2</u> <u>(SSCR1040)</u> <u>Status</u> | RELATING TO WAGES. Makes general contractors entering into or under contracts in Hawaii for work on buildings or structures liable for debt incurred by subcontractors for wages due to claimants for performance of labor in the contract between the general contractor and owner. Takes effect 3/15/2094. (SD2) | LAB, JUD |
| <u>SB 292, SD1</u> <u>(SSCR774)</u> <u>Status</u> | RELATING TO LABOR. Requires that a contractor contracting for services in excess of \$500,000 with a civil servant submit certified payrolls and comply with certain wages and hours laws. Effective 1/1/2051. (SD1) | LAB, FIN |
| <u>SB 397, SD2</u> <u>(SSCR1120)</u> <u>Status</u> | RELATING TO CONTRACTING. Requires contractors and subcontractors to submit tax clearances as a condition of obtaining building permits for private developments exceeding a certain value. Requires contractors and subcontractors to submit additional tax clearances before assignment of a contract for private developments exceeding a certain value. Authorizes the Department of Taxation to require that tax clearance applications be submitted electronically. Establishes penalties. Effective 7/1/2050. (SD2) | LAB, FIN |



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| <u>SB 1475, SD1</u> <u>(SSCR1137)</u> <u>Status</u> | <p>RELATING TO WAGES.</p> <p>Requires that the foreperson 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. Takes effect on 1/1/2051. (SD1)</p> | LAB, FIN |
| <u>SB 1143, SD1</u> <u>(SSCR921)</u> <u>Status</u> | <p>RELATING TO COLLECTIVE BARGAINING.</p> <p>Expands the types of employee information government agencies are required to disclose, upon written request, to employees' exclusive representatives. Requires that information regarding new hire employees under the collective bargaining disclosure requirements of section 89-16.6, Hawaii Revised Statutes, be provided to the appropriate exclusive representatives within one payroll period. Takes effect on 1/1/2051. (SD1)</p> | LAB, FIN |
| <u>SB 1498, SD1</u> <u>(SSCR1171)</u> <u>Status</u> | <p>RELATING TO THE HAWAII LABOR RELATIONS BOARD.</p> <p>Requires the Hawaii Labor Relations Board to determine qualifications for grievance arbitrators and interest arbitrators. Requires the Hawaii Labor Relations Board to review and determine the qualifications and criteria for potential arbitrators selected under certain circumstances to resolve collective bargaining impasses. Takes effect 1/1/2051. (SD1)</p> | LAB, FIN |
| <u>SB 1374, SD2</u> <u>(SSCR1128)</u> <u>Status</u> | <p>RELATING TO THE HAWAII RETIREMENT SAVINGS PROGRAM.</p> <p>Establishes a Hawaii retirement savings program for private sector employees. Establishes the Hawaii retirement savings program administrative fund. Requires the department of budget and finance to prepare an annual report detailing the department's activities for the previous fiscal year to the governor and legislature. Appropriates funds. Effective 7/1/2050. (SD2)</p> | LAB, FIN |
| <u>SB 1003, SD2</u> <u>(SSCR727)</u> <u>Status</u> | <p>RELATING TO INNOVATIVE PROJECT DELIVERY GUIDELINES.</p> <p>Establishes the innovative project delivery guidelines task force to establish guidelines for the use of innovative project delivery arrangements for public infrastructure. Requires report to the legislature. Appropriates moneys. Effective 7/1/2050. (SD2)</p> | LAB, FIN |
| <u>SB 1213, SD1</u> <u>(SSCR875)</u> <u>Status</u> | <p>RELATING TO PROCUREMENT FILING FEE.</p> <p>Requires a party initiating a bid challenge to pay the Department of Commerce and Consumer Affairs a non-refundable filing fee for contracts with an estimated value of \$500,000 or more. Effective 7/1/2050. (SD1)</p> | LAB, FIN |
| <u>SB 1333, SD2</u> <u>(SSCR931)</u> <u>Status</u> | <p>RELATING TO PROCUREMENT.</p> <p>Requires procurement officers to complete past performance evaluations of contractors. Requires past performance to be considered in all sole source procurement and any competitive contracts that exceeds the small purchase threshold. Requires the development and implementation of a statewide past performance database. Requires the establishment of an initial procurement working group that will evaluate and make recommendations to the legislature about the effectiveness of existing procurement methods. Appropriates funds. Effective 7/1/2050. Requires consideration of past performance evaluations in certain procurements beginning 1/1/2050. (SD2)</p> | LAB, FIN |



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| <u>SB 503, SD2</u> <u>(SSCR721)</u> <u>Status</u> | RELATING TO SALARY OVERPAYMENTS. Requires each department to deduct the department's total salary and wage overpayment from the department's budget request for the following fiscal biennium. Requires each department, except the University of Hawaii, to place employees who exhaust their sick or vacation leave on a manual accounting system. Removes the 2-year statute of limitations on determination and notice to an employee of salary and wage overpayment. Effective 7/1/2050. (SD2) | LAB, FIN |
| <u>SB 550, SD2</u> <u>(SSCR1069)</u> <u>Status</u> | RELATING TO THE PUBLIC UTILITIES COMMISSION. Allows public utilities commission members who are residents of a county other than the city and county of Honolulu to receive an allowance of \$225 per day for expenses related to board, lodging, and incidental expenses, in addition to actual air travel expenses incurred in carrying out the members' duties. Effective 7/1/2050. (SD2) | LAB, CPC, FIN |
| <u>SB 757, SD2</u> <u>(SSCR971)</u> <u>Status</u> | RELATING TO ADMINISTRATIVE PROCEDURE. Requires agencies to maintain a website with a list of open non-confidential contested cases. Effective 7/1/2050. (SD2) | LAB, JUD, FIN |
| <u>SB 792, SD2</u> <u>(SSCR1108)</u> <u>Status</u> | RELATING TO EMPLOYEE TRAINING. Establishes the public employees training program to provide training to state employees. Establishes the board of the public employees training program and the public employees training fund. Requires all new employees to be provided with a general orientation on their benefits and rights. Effective 1/1/2051. (SD2) | LAB, FIN |
| <u>SB 331</u> <u>(SSCR1014)</u> <u>Status</u> | RELATING TO MOVIE THEATERS. Makes permanent the requirement for certain motion picture theater owners and operators to provide open movie captioning for at least two showings per week, one of which occurs on a Saturday or Sunday. Repeals the requirement to provide an option of personal closed captioning screenings by means of lightweight eyewear. | LAB, JUD, FIN |
| <u>SB 821, SD1</u> <u>(SSCR913)</u> <u>Status</u> | RELATING TO GENDER EQUITY. Requires all places of public accommodation constructed or substantially modified after June 30, 2019, to provide baby diaper-changing accommodations that are equally accessible to men and women. Requires all existing places of public accommodation that have not been substantially modified to provide baby diaper-changing accommodations that are equally accessible to men and women by July 1, 2022. (SD1) | LAB, FIN |
| <u>SB 1079, SD2</u> <u>(SSCR955)</u> <u>Status</u> | RELATING TO DEFERRED MAINTENANCE. Establishes an asset management task force within the Office of the Lieutenant Governor to create a standardized schedule of repair and maintenance of state-owned facilities. Makes an appropriation for the asset management task force. Effective 7/1/2050. (SD2) | LAB, FIN |



SB 1204, SD2
(SSCR1001)
Status

RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND DEFINITIONS.
Amends the definitions of "dependent-beneficiary" and "employee-beneficiary" as used in chapter 87A, Hawaii Revised Statutes. Clarifies the eligibilities of surviving children to receive benefits. Updates references related to marriage to account for civil unions in interpreting who is a "dependent-beneficiary" and "employee-beneficiary". Takes effect 1/1/2051. (SD2)

LAB, FIN

SB 1530, SD3
(SSCR1189)
Status

RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.
Establishes the stadium development district, which includes all state property under the jurisdiction of the stadium authority. Transfers title of lands under the jurisdiction of the Stadium Authority to the Stadium Authority. Authorizes the issuance of general obligation bonds and reimbursable general obligation bonds and appropriates funds. Exempts the stadium development district from section 206E-5, HRS. Exempts lands owned by the Stadium Authority from the definition of public lands. Authorizes the Department of Land and Natural Resources to give written concurrence, based on a phased review, on any project in the stadium development district for historical preservation purposes. Effective 7/1/2050. (SD3)

LAB, WLH, JUD,
FIN

SB 997, SD2
(SSCR1196)
Status

RELATING TO THE STADIUM AUTHORITY.
Establishes the stadium development district, which includes all state property under the jurisdiction of the stadium authority. Transfers title of lands under the jurisdiction of the Stadium Authority to the Stadium Authority. Authorizes the issuance of general obligation bonds and reimbursable general obligation bonds and appropriates funds. Exempts the stadium development district from section 206E-5, HRS. Exempts lands owned by the Stadium Authority from the definition of public lands. Authorizes the Department of Land and Natural Resources to give written concurrence, based on a phased review, on any project in the stadium development district for historical preservation purposes. Effective 7/1/2050. (SD2)

LAB, WLH, JUD,
FIN

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: 2 copies (including an original) to Room 324 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-8469 (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 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Hearing LAB 03-14-19



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 586-9470, 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.



Rep. Aaron Ling Johanson
Chair

