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# A BILL FOR AN ACT

RELATING TO FAMILY LEAVE.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that Act 109, Session  
2 Laws of Hawaii 2018, (Act 109) directed the legislative  
3 reference bureau to conduct a sunrise analysis to impart the  
4 legislative intent that the State must understand the impacts of  
5 the establishment of a paid family leave program on industry,  
6 consumers, employees, employers, and care givers prior to  
7 choosing a model or framework that will work best for Hawaii's  
8 workforce. The intent of Act 109 was to lay the groundwork for  
9 the establishment of a paid family leave framework that will  
10 enable all employees to access leave benefits during times when  
11 they need to provide care for a family member. Act 109 also  
12 authorized the legislative reference bureau to contract the  
13 services of a consultant without regard to chapter 103D, Hawaii  
14 Revised Statutes, and required the bureau to submit a report on  
15 its findings and recommendations to the legislature by  
16 September 1, 2019.



1           Upon the enactment of Act 109, the legislative reference  
2 bureau proceeded to implement this legislative directive and  
3 subsequently crafted and issued a request for proposals to  
4 conduct the analysis. After the bid submission deadline  
5 occurred, the legislative reference bureau determined that, to  
6 ensure that any work product produced by the contractor include  
7 direct consultation with potentially affected state agencies and  
8 that the contracted work product be unbiased, it was in the best  
9 interest of the State to cancel the original request for  
10 proposals and to issue a new, amended request for proposals.  
11 The new request for proposals includes a specific requirement  
12 that the selected contractor directly consult with potentially  
13 affected state agencies, and that if the contractor employs or  
14 subcontracts any portion of the analysis to a person or entity  
15 that has a vested interest in the recommendations or outcome of  
16 the analysis, an explanation be provided on how any appearance  
17 of actual or perceived bias would be mitigated by the  
18 contractor.

19           Due to the cancelation of the original request for  
20 proposals and reissuance of an amended request for proposals,  
21 the legislative reference bureau believes it will be extremely



1 difficult, given the remaining timeframe and the bureau's  
2 workload during session, for the bureau to sufficiently evaluate  
3 and execute a contract for the analysis and provide a selected  
4 contractor with adequate time to conduct a thorough analysis by  
5 the September 1, 2019 submission deadline. Consequently, the  
6 legislative reference bureau finds that, in order to ensure that  
7 the bureau and any selected contractor are provided with  
8 adequate time to produce a thorough and unbiased analysis as  
9 contemplated under Act 109, additional time is required for the  
10 bureau to complete the task assigned to it under Act 109.

11 The purpose of this Act is to extend the report submission  
12 deadline established under Act 109, from September 1, 2019, to  
13 no later than December 2, 2019.

14 SECTION 2. Act 109, Session Laws of Hawaii 2018,  
15 section 2, is amended by amending subsection (b) to read as  
16 follows:

17 "(b) The legislative reference bureau shall submit a  
18 report of its findings and recommendations, including proposed  
19 legislation, to the legislature no later than [~~September 1,~~  
20 ~~2019-~~] December 2, 2019."



1           SECTION 3. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3           SECTION 4. This Act shall take effect upon its approval.



**Report Title:**

Family Leave; LRB; Sunrise Analysis; Report; Report Submission  
Deadline

**Description:**

Extends the deadline for the Legislative Reference Bureau to  
submit the sunrise analysis required by Act 109, Session Laws of  
Hawaii 2018, from 9/1/2019, to 12/2/2019. (SD1)

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not legislation or evidence of legislative intent.*

