

Honolulu, Hawaii

APR 05 2019

RE: H.B. No. 747
H.D. 1
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 Ways and Means, to which was referred H.B. No. 747, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO DISABLED PERSONS,"

begs leave to report as follows:

The purpose and intent of this measure is to ensure equal opportunity to disabled persons in public employment.

Specifically, this measure:

- (1) Establishes "employment first" as a policy of the State and counties, to fully include disabled persons in the workplace and community through integrated employment as the first option for employment services for disabled persons of working age; and
- (2) Requires the Department of Human Services to:
 - (A) Practice employment first principles with respect to personnel in Medicaid home- and community-based waiver programs; and
 - (B) Ensure that contracted service and care providers in Medicaid home- and community-based waiver



programs practice employment first principles in the hiring of their employees.

Your Committee received written comments in support of this measure from the State Council on Developmental Disabilities, State Rehabilitation Council, Arc of Kona, Democratic Party of Hawaii Labor Caucus, and two individuals.

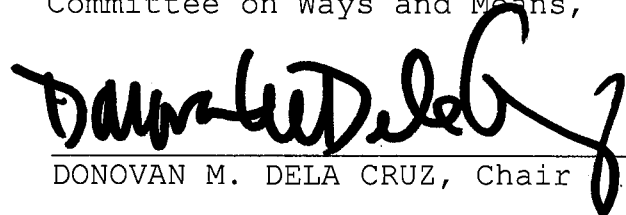
Your Committee finds that it is appropriate for the State and counties to take action to ensure that disabled persons have the opportunity to attain gainful employment in the public sector.

Your Committee notes the concerns expressed by the State Council on Developmental Disabilities that this Act could be construed as requiring employers to give preference to, or mandate hiring of, a person with a disability, which would exceed the definition of "employment first."

Your Committee has amended this measure by changing the effective date to July 1, 2050, to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 747, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 747, H.D. 1, S.D. 1.

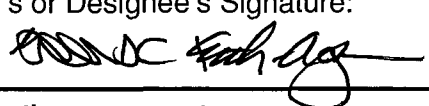
Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,


DONOVAN M. DELA CRUZ, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB 747, HD 1	Committee Referral: HMS. WAM	Date: 4/5/19		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani				X
HARIMOTO, Breene	X			
INOUYE, Lorraine R.				X
KAHELE, Kaiali'i	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.	X			
RIVIERE, Gil	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.	X			
FEVELLA, Kurt	X			
TOTAL	11			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes