

Honolulu, Hawaii
FEB 10 , 2022

RE: H.B. No. 2159
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Labor & Tourism, to which was referred H.B. No. 2159 entitled:

"A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT BOARDS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Amend the Hawaii Revised Statutes to change the Workforce Development Council to the Workforce Development Board and make other adjustments in nomenclature; and
- (2) Require the Workforce Development Board to develop written conflict of interest policies consistent with federal law.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Hawaii State Ethics Commission, and Workforce Development Council.

Your Committee finds that the Workforce Development Council is largely governed by federal law. This measure codifies federal conflict of interest provisions into the Hawaii Revised Statutes and renames the Council as the Workforce Development Board. Your Committee also finds that this measure, as amended, reduces and



streamlines the Workforce Development Board's membership while still allowing it to carry out its responsibilities and meet federal requirements.

Your Committee has amended this measure by:

- (1) Reducing the membership of the Workforce Development Board (Board), while adhering to federal requirements;
- (2) Clarifying the language relating to the Governor's selection of the chairperson in order to comply with federal law;
- (3) Clarifying that the conflict of interest provisions in this measure are separate and in addition to the standards of conduct set forth in the State Ethics Code, chapter 84, Hawaii Revised Statutes;
- (4) Providing that the Director of Labor and Industrial Relations, rather than the Governor, shall appoint and fix the compensation of the executive director of the Board;
- (5) Changing the effective date to December 25, 2040, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2159, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2159, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.



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



RICHARD H.K. ONISHI, Chair



Record of Votes of the Committee on Labor & Tourism

Bill/Resolution No.: <i>HB 2159</i>	Committee Referral: <i>LAT, CPC, FIN</i>	Date: <i>02/08/2022</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
LAT Members	Ayes	Ayes (WR)	Nays	Excused
1. ONISHI, Richard H.K. (C)	/			
2. SAYAMA, Jackson D. (VC)	/			
3. BELATTI, Della Au	/			
4. HOLT, Daniel	/			
5. KOBAYASHI, Dale T.	/			
6. QUINLAN, Sean	/			
7. TAKAYAMA, Gregg	/			
8. OKIMOTO, Val	/			
TOTAL (8)	8			
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: <i>Janet Surgenor</i>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				