CONFERENCE COMMITTEE REP. NO. 12 -22

Honolulu, Hawaii

APR 2 9 2022

RE: S.B. No. 3126 S.D. 2 H.D. 2

C.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-First State Legislature Regular Session of 2022 State of Hawaii

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

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 3126, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE BOILER AND ELEVATOR SAFETY LAW,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- Require the Director of Labor and Industrial Relations to appoint a Chief Boiler and Pressure Vessel Inspector;
- (2) Allow the Director of Labor and Industrial Relations to authorize qualified boiler inspectors who are in the exclusive employment of an owner-user inspection organization to perform safety inspections of pressure retaining items; and



(3) Extend the time by which the Director of Labor and Industrial Relations is required to reimburse the general fund for the initial appropriation made to the Boiler and Elevator Revolving Fund.

Your Committee on Conference finds that existing rules adopted by the Department of Labor and Industrial Relations allow owner-user inspection organizations to perform safety inspections, provided that the inspections are performed by qualified boiler inspectors. The current practice allows inspections of pressure retaining items in the State to be performed in a timely manner while ensuring the safe operation and use thereof. This measure codifies the current practice engaged in by the Department of Labor and Industrial Relations and owner-user inspection organizations in Hawaii.

Your Committee on Conference also finds that this measure provides the Director of Labor and Industrial Relations additional time to reimburse the general fund from the Boiler and Elevator Revolving Fund by three years, thereby allowing more flexibility to fund boiler and elevator safety operations while maintaining a feasible repayment schedule.

Your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 3126, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 3126, S.D. 2, H.D. 2, C.D. 1.



Respectfully submitted on behalf of the managers:

ON THE PART OF THE HOUSE

RICHARD H.K. ONISHI Co-Chair

AARON LING JOHANSON

Co-Chair

ACKSON D. SAYAMA Co-Chair

ON THE PART OF THE SENATE

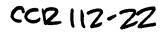
BRIAN T. TANIGUCHI

Chair

MAILE S.L. SHIMABUKURO Co-Chair



Hawai'i State Legislature



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: SB 3126, SD 2, HD 2				Date/Time: 4/22/2022	10	10:42 AM			
The recommendation of the House and Senate managers is to pass with amendments (CD).									
The Committee is reconsidering it									
The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.				
Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
TANIGUCHI, Brian T., Chr.	$\overline{}$	{			ONISHI, Richard H.K., Co-Chr.	\checkmark			
SHIMABUKURO, Maile S.L., Co-Chr.	∇				JOHANSON, Aaron Ling, Co-Chr.				
FEVELLA, Kurt				$\overline{\checkmark}$	SAYAMA, Jackson D., Co-Chr.	$\overline{\nabla}$	1		
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Senate Recommendation is:				House Recommendation is:					
Adopted Not Adopted				Adopted Not Adopted					
Senate Lead Chair's or Designee's Signature:					House Lead Chair's or Designee's Signature:				
Distribution: Origina File with Conference C	YellowPinkpuse Clerk's OfficeSenate Clerk's Offic	:e 1	Gold Drafting	l enrod g Ager					