

STAND. COM. REP. NO.

1500

Honolulu, Hawaii

APR 03 2023

RE: H.B. No. 1087
H.D. 2
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred H.B. No. 1087, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW,"

begs leave to report as follows:

The purpose and intent of this measure is to amend the definition of "employee" in Hawaii's Wage and Hour Law by repealing the definition's categorical exclusion of any employee who receives guaranteed compensation totaling \$2,000 or more a month.

Your Committee received written comments in support of this measure from the Department of Labor and Industrial Relations, Rainbow Family 808, Hawaii State AFL-CIO, Democratic Party of Hawaii Education Caucus, Imua Alliance, IATSE 665, Democratic Party of Hawaii Labor Caucus, and two individuals.

Your Committee received written comments on this measure from the Hawaii Appleseed Center for Law and Economic Justice.

Your Committee recognizes that employees who are guaranteed compensation totaling \$2,000 or more a month are not currently guaranteed the protections provided by the minimum wage rates, overtime rates, and employer recordkeeping requirements of chapter 387, Hawaii Revised Statutes, otherwise known as the State's Wage



and Hour Law. Your Committee finds that increasing the number of employees and employers covered under Hawaii's Wage and Hour Law, as proposed by this measure, will promote the health and well-being of Hawaii's workforce and increase workplace efficiency.

Your Committee has amended this measure by making technical nonsubstantive changes for purposes of clarity, consistency, and style.

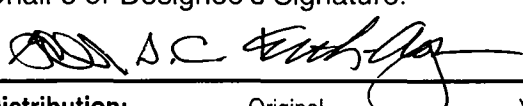
As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1087, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1087, H.D. 2, S.D. 2.

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


DONOVAN M. DELA CRUZ, Chair

The Senate
Thirty-Second Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* HB1087 HD2 SD1	Committee Referral: LBT, WAM	Date: 3/30/23		
<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			
AQUINO, Henry J.C.	X			
DECOITE, Lynn	X			
INOUYE, Lorraine R.	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
KIM, Donna Mercado	X			
LEE, Chris	X			
MORIWAKI, Sharon Y.	X			
SHIMABUKURO, Maile S.L.	X			
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
TOTAL	13			
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