

**ACT 247**

A Bill for an Act to Regulate the Wages, Hours, and Working Conditions of Employees of Contractors Supplying Services to Government Agencies.

*Be it Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 9-48 of the Revised Laws of Hawaii 1955, as amended, is hereby amended to read as follows:

**“Section 9-48. Wages, hours, and working conditions of employees of contractors supplying services.**

“Before any prospective bidder shall be entitled to submit any bid for the performance of any contract to supply services in excess of \$5,000 to any governmental agency, he shall certify that the services to be performed will be performed under the following conditions.

“Wages. The services to be rendered shall be performed by employees paid at wages or salaries not less than the wages paid to public officers and employees for similar work.

“Compliance with labor laws. All applicable laws of the Federal and State governments relating to workmen’s compensation, unemployment compensation, payment of wages, and safety will be fully complied with.

“No contract to perform services for any governmental contracting agency in excess of \$5,000 shall be granted unless all the

conditions of this section are met. Failure to comply with the conditions of this section during the period of contract to perform services shall result in cancellation of the contract.

"It shall be the duty of the governmental contracting agency awarding the contract to perform services in excess of \$5,000 to enforce the provisions of this section.

"This section shall apply to all contracts to perform services in excess of \$5,000, including contracts to supply ambulance service and janitorial service.

"This section shall not apply to:

- (a) Managerial, supervisory or clerical personnel.
- (b) Contracts for supplies, materials, or printing.
- (c) Contracts for utility services.
- (d) Contracts to perform personal services under paragraphs (b), (c), (k-1), and (n) of Section 3-20.
- (e) Contracts to operate refreshment concessions in public parks, or to provide food services to educational institutions.
- (f) Contracts with nonprofit institutions."

**SECTION 2.** This Act shall take effect upon its approval.

(Approved July 9, 1965.) S.B. 331.