

ACT 77

A Bill for an Act Relating to Payment of Wages and Amending Chapter 95, Revised Laws of Hawaii 1955, as Amended.

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

SECTION 1. Chapter 95, Revised Laws of Hawaii 1955, as amended, is hereby further amended as follows:

(a) Section 95-7 is amended by changing the figure "95-11" appearing therein to "95-10."

(b) Section 95-9 is amended to read:

"Section 95-9. Penalties. Any employer who does not pay the wages of any of his employees in accordance with the provisions of this chapter and any officer of any corporation who knowingly permits the corporation to violate this chapter by failing to pay wages of any of its employees in accordance with the provisions of this chapter, or any employer who willfully fails to comply with any other requirements of this chapter shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than \$100 nor more than \$10,000 or imprisoned for not more than one year, or punished by both fine and imprisonment for each such offense."

(c) By adding a new section thereto and to read:

"Section 95-11. (a) Reciprocal agreements with other states. The director may enter into reciprocal agreements with the labor department or corresponding agency of any other state or with the person, board, officer, or commission authorized to act on behalf of such department or agency, for the collection in such other states of claims or judgments for wages and other demands based upon claims assigned to the director.

"(b) Actions in courts of other states. The director may, to the extent provided for by any reciprocal agreement entered into by law or with an agency of another state as herein provided, maintain actions in the courts of such other state for the collection of claims for wages,

judgments and other demands and may assign such claims, judgments and demands to the labor department or agency of such other state for collection to the extent that such an assignment may be permitted or provided for by the law of such state or by reciprocal agreement.

“(c) **Actions in this state for demands arising in other states.** The director may, upon the written consent of the labor department or other corresponding agency of any other state or of any person, board, officer or commission of such state authorized to act on behalf of such labor department or corresponding agency, maintain actions in the courts of this State upon assigned claims for wages, judgments and demands arising in such other state in the same manner and to the same extent that such actions by the director are authorized when arising in this State. However, such actions may be maintained only in cases where such other state by law or reciprocal agreement extends a like comity to cases arising in this state.”

SECTION 2. This Act shall take effect upon its approval.
(Approved May 11, 1965.) **H.B. 683.**