

ACT 160

H.B. NO. 1434

A Bill for an Act Relating to Public Work Projects.

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

SECTION 1. The legislature finds that under current law, each investigation of a contractor that reveals violations of the prevailing wage law contained in chapter 104, Hawaii Revised Statutes, may result in a finding of only one violation even though the contractor may have committed multiple or recurring violations on multiple public work projects. The purpose of this Act is to ensure that a separate violation of chapter 104, Hawaii Revised Statutes, shall be found for each separate project for which the department of labor and industrial relations finds that a contractor has failed to comply with the law.

SECTION 2. Section 104-24, Hawaii Revised Statutes, is amended by amending subsection (d) to read as follows:

ACT 160

“(d) A first, second, or third violation refers to each [~~investigation involving one or more projects~~] project in which the department finds that a contractor has failed to comply with this chapter.”

SECTION 3. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

SECTION 4. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved June 23, 2011.)