STAND. COM. REP. NO. 1326

Honolulu, Hawaii

MAR 2 3 2007

RE:

H.B. No. 861

H.D. 1

S.D. 1

Honorable Colleen Hanabusa President of the Senate Twenty-Fourth State Legislature Regular Session of 2007 State of Hawaii

## Madam:

Your Committee on Judiciary and Labor, to which was referred H.B. No. 861, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC WORKS,"

begs leave to report as follows:

The purpose of this measure is to require that the Department of Labor and Industrial Relations be the responsible agency for ensuring compliance with Hawaii's prevailing wage law for public work projects not directly caused by a governmental contracting agency and require the issuance of special purpose revenue bonds for these projects be reported to the Department of Labor and Industrial Relations.

Your Committee received testimony in support of the bill from the International Brotherhood of Electrical Workers Local 1186 and from the Hawaii State AFL-CIO. Testimony in opposition to the bill was received from Hawaiian Electric Company and the Department of Labor and Industrial Relations.

Your Committee amended the bill where a project party enters into a project agreement involving special purpose revenue bonds and the project party has a collective bargaining agreement with a bona fide labor union, the terms of the collective bargaining agreement and associated provisions shall be deemed the prevailing wages. Your Committee also made some technical non-substantive amendments.

HB861 SD1 SSCR JDL .doc

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 861, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 861, H.D. 1, S.D. 1, and be referred to the Committee on Ways and Means.

Respectfully submitted on behalf of the members of the Committee on Judiciary and Labor,

CLAYTO HEE. Chair

## The Senate Twenty-Fourth Legislature State of Hawaii

## Record of Votes Committee on Judiciary and Labor JDL

| Bill / Resolution No.:*  | Committee Referral: Date: 3/21/07       |          |  |                          |
|--|---|----------|--|--------------------------|
| HB 861 HD1 3D4WAM 3/21/07  |   |          |  |                          |
| The committee is reconsidering its previous decision on this measure.                        |   |          |  |                          |
| If so, then the previous decision was to:  |   |          |  |                          |
| The Recommendation is:   |   |          |  |                          |
| Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313                      |   |          |  |                          |
| Members  | Aye                                     | Aye (WR) | Nay  | Excused                  |
| HEE, Clayton (C)   |   |          |  |                          |
| KOKUBUN, Russell S. (VC)   |   |          |  |                          |
| INOUYE, Lorraine R.  |   |          |  |                          |
| NISHIHARA, Clarence K.   |   |          |  |                          |
| GABBARD, Mike  |   |          | A No. 20. 2001 E. D. Dan College   | vergred water (Malaysta) |
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| TOTAL  | 5                                       |          | ALL PROPERTY OF THE PROPERTY O |                          |
| Recommendation:  |   |          |  |                          |
| Adopted Not Adopted  |   |          |  |                          |
| Chair's or Designee's Signature:   |   |          |  |                          |
| Russels. Coh   |   |          |  |                          |
| Distribution: Original Yellow Pink File with Committee Report Clerk's Office Drafting Agency |   |          |  |                          |
|  |   |          |  |                          |

\*Only one measure per Record of Votes