STAND. COM. REP. NO. 896

Honolulu, Hawaii March 4 , 2011

RE: H.B. No. 756 H.D. 3

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Finance, to which was referred H.B. No. 756, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES,"

begs leave to report as follows:

The purpose of this bill is to promote building design that is accessible and usable by persons with disabilities by requiring the Disability and Communication Access Board (DCAB) to, among other things:

- (1) Charge fees for its review of building designs;
- (2) Establish a fee schedule that includes tiered fees based upon estimated construction costs; and
- (3) Establish an Accessible Building Design Special Account within the DCAB Special Fund.

This measure also establishes a temporary fee schedule based upon estimated construction costs.

The Department of Accounting and General Services and several concerned individuals supported this measure. The General Contractors Association of Hawaii and BIA-Hawaii opposed this measure. The Department of Design and Construction of the City and County of Honolulu and DCAB provided comments.



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Your Committee has amended this bill by:

- Removing the requirement that DCAB adopt rules to establish a fee schedule;
- (2) Removing the temporary fee schedule and instead establishing it statutorily;
- (3) Permitting DCAB to charge a \$3,000 maximum plan review fee on infrastructure projects, rather than public rights-of-way projects; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 756, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 756, H.D. 3.

> Respectfully submitted on behalf of the members of the Committee on Finance,

MARCUS R. OSHIRO, Chair

State of Hawaii House of Representatives The Twenty-sixth Legislature



Record of Votes of the Committee on Finance

Bill/Resolution No.:	Committee Referral:			Date: 2/1/11		
HB756, HD2 HLT, WLO, FIN 3/1/11						
The committee is reconsidering its previous decision on the measure.						
The recommendation is to: □ Pass, unamended (as is) Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)						
FIN Members		Ayes	Ayes (W	R)	Nays	Excused
1. OSHIRO, Marcus R. (C)		V				
2. LEE, Marilyn B. (VC)		ĨZ				
3. CHONG, Pono						
4. CHOY, Isaac W.		~				
5. COFFMAN, Denny		V		-		· · · ·
6. CULLEN, Ty		\checkmark				
7. HAR, Sharon E.		V				
8. HASHEM, Mark J.						
9. ICHIYAMA, Linda	;	/				
10. JORDAN, Jo		$\overline{\mathcal{U}}$				
11. LEE, Chris		V				
12. MORIKAWA, Dee						
13. TOKIOKA, James Kunane		\checkmark			nd ar a di kui n di kui	
14. YAMASHITA, Kyle T.		\checkmark				
15. MARUMOTO, Barbara C.			~			
16. RIVIERE, Gil		\checkmark				
17. WARD, Gene		\checkmark	•			
TOTAL (17)		16			0	0
The recommendation is: Adopted If joint referral, did not support recommendation.						
Vice Chair's or designee's signature: Maily B. Lee						
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO						