

Honolulu, Hawaii March 15 , 2013

RE: S.B. No. 532 S.D. 1 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2013 State of Hawaii

Sir:

Your Committee on Labor & Public Employment, to which was referred S.B. No. 532, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO BREASTFEEDING IN THE WORKPLACE,"

begs leave to report as follows:

The purpose of this measure is to require employers with at least 20 employees to provide a reasonable break time and clean, private place for breastfeeding employees to express breast milk, require covered employers to post notice of these requirements, and establish civil penalties for violation.

The Department of Labor and Industrial Relations; Department of Health; Office of Hawaiian Affairs; Hawai'i Commission on the Status of Women; Hawai'i Civil Rights Commission; United Public Workers, AFSCME, Local 646, AFL-CIO; Breastfeeding Hawaii; Planned Parenthood of Hawaii; American Civil Liberties Union of Hawai'i; Hawai'i State Democratic Women's Caucus; Hawai'i Women's Coalition; Healthy Mothers Healthy Babies Coalition of Hawaii; and a concerned individual supported this measure. A concerned individual opposed this measure. The Hawaii Transportation Association and The Chamber of Commerce of Hawaii provided comments.



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Your Committee has amended this measure by:

- Changing the maximum number of employees an employer may have to qualify for an exemption to an unspecified number;
- (2) Changing the fine for each violation from \$1,000 to an unspecified amount;
- (3) Changing its effective date to July 1, 2113, to encourage further discussion; 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 Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 532, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 532, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Labor & Public Employment,

Chair NAKASHIMA,



State of Hawaii House of Representatives The Twenty-seventh Legislature

HSER 975

Record of Votes of the Committee on Labor & Public Employment

Bill/Resolution No.:Committee Referral:Date:3/12/13SB 532, SD1LAB JUD FINSJ12/13				
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) 				
LAB Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)				
2. HASHEM, Mark J. (VC)	\checkmark			
3. AQUINO, Henry J.C.	1			
4. ICHIYAMA, Linda	V			
5. ING, Kaniela	\checkmark			
6. TAKUMI, Roy M.	\checkmark			
7. YAMANE, Ryan I.	1			
8. YAMASHITA, Kyle T.	¥			
9. JOHANSON, Aaron Ling	\checkmark			
TOTAL (9)	9	0	0	6
The recommendation is: Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) ~ HMSO				