## A BILL FOR AN ACT

RELATING TO MINIMUM WAGE.

### BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1	PART I	
2	SECT	ION 1. Section 103D-1001, Hawaii Revised Statutes, is
3	amended by	y amending the definition of "qualified community
4	rehabilit	ation program" to read as follows:
5	""Qu	alified community rehabilitation program" means a
6	nonprofit	community rehabilitation program for persons with
7	disabilit	ies that:
8	(1)	Is organized and incorporated under the laws of the
9		United States or this State, and located in this
10		State;
11	(2)	Is operated in the interest of and [+]employs[+]
12		persons with disabilities;
13	(3)	Does not inure any part of its net income to any
14	·	shareholder or other individual;
15	(4)	Complies with all applicable occupational health and
16		safety standards required by the federal, state, and
17		county governments; and

1	(5) Holds a current certificate from the United States
2	Department of Labor pursuant to the Fair Labor
3	Standards Act, Title 29 United States Code section
4	214(c)[ <del>, and is certified by the state department of</del>
5	labor and industrial relations under section 387-9 and
6	applicable administrative rules relating to the
7	employment of persons with disabilities]."
8	SECTION 2. Section 387-9, Hawaii Revised Statutes, is
9	amended by amending its title and subsection (a) to read as
10	follows:
11	"§387-9 Special minimum wages for learners[+],
12	apprentices[+], full-time students[+], and paroled wards of
13	Hawaii youth correctional facility[; handicapped workers]. (a)
14	Notwithstanding [the provisions of] section 387-2, the director
15	[may], by rule, may provide for the employment[+
16	$\frac{(1)}{(1)}$ Of learners, [of] apprentices, [of] part-time
17	employees who are full-time students attending public
18	or private schools other than colleges, universities,
19	business schools, or technical schools, and $[rac{f of}{}]$ wards
20	paroled from the Hawaii youth correctional facility,
21	under special certificates issued by the director, at

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2		and subject to [such] limitations as to time, number,	
3		proportion, and length of service as the director	
4		shall prescribe[; and	
5	(2)	Of individuals whose earning capacity is impaired by	
6		old age or physical or mental deficiency or injury,	
7:		under special certificates issued by the director, at	
8		such wages lower than the applicable minimum wage and	
9		for such period as shall be fixed in the	
10		<del>certificates</del> ]."	
11		PART II	
12	SECTION 3. There is appropriated out of the general		
13	revenues of the State of Hawaii the sum of \$ or so much		
14	thereof as may be necessary for fiscal year 2018-2019 for the		
15	department of business, economic development, and tourism to		
16	conduct a study on the effects of minimum wage increases on the		
17	economic condition of the State, and to provide case study		
18	examples	of incentives and programs that support small business	

enterprises in areas where the minimum wage was increased;

and tourism shall submit a report of its findings and

provided that the department of business, economic development,

[such] wages lower than the applicable minimum wage

# S.B. NO. S.D. 2

- 1 recommendations, including any proposed legislation, to the
- 2 legislature no later than twenty days prior to the convening of
- 3 the regular session of 2019.
- 4 The sum appropriated shall be expended by the department of
- 5 business, economic development, and tourism for the purposes of
- 6 this Act.
- 7 PART III
- 8 SECTION 4. This Act does not affect rights and duties that
- 9 matured, penalties that were incurred, and proceedings that were
- 10 begun before its effective date.
- 11 SECTION 5. If any provision of this Act, or the
- 12 application thereof to any person or circumstance, is held
- 13 invalid, the invalidity does not affect other provisions or
- 14 applications of the Act that can be given effect without the
- 15 invalid provision or application, and to this end the provisions
- 16 of this Act are severable.
- 17 SECTION 6. Statutory material to be repealed is bracketed
- 18 and stricken. New statutory material is underscored.
- 19 SECTION 7. This Act shall take effect on January 1, 2050.

### Report Title:

Employment; Minimum Wage; Persons with Disabilities; DBEDT; Study

#### Description:

Includes persons with disabilities under the minimum wage requirements. Requires the Department of Business, Economic Development, and Tourism to study the impacts of raising the minimum wage and submit a report to the Legislature on its findings and recommendations. Appropriates funds. (SB3023 HD1)

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