
A BILL FOR AN ACT

RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS.

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

1 SECTION 1. The purpose of this Act is to allow community
2 rehabilitation programs for persons with disabilities to be
3 considered qualified under the State's procurement code without
4 requiring federal and state certification that authorizes the
5 payment of a subminimum wage to workers in their program.

6 SECTION 2. Section 103D-1001, Hawaii Revised Statutes, is
7 amended by amending the definition of "qualified community
8 rehabilitation program" to read as follows:

9 "Qualified community rehabilitation program" means a
10 nonprofit community rehabilitation program for persons with
11 disabilities that:

12 (1) Is organized and incorporated under the laws of the
13 United States or this State, and located in this
14 State;

15 (2) Is operated in the interest of and [+]employs[+]
16 persons with disabilities;



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- 1 (3) Does not inure any part of its net income to any
- 2 shareholder or other individual; and
- 3 (4) Complies with all applicable occupational health and
- 4 safety standards required by the federal, state, and
- 5 county governments [~~7~~ and
- 6 ~~(5) Holds a current certificate from the United States~~
- 7 ~~Department of Labor pursuant to the Fair Labor~~
- 8 ~~Standards Act, Title 29 United States Code section~~
- 9 ~~214(c), and is certified by the state department of~~
- 10 ~~labor and industrial relations under section 387-9 and~~
- 11 ~~applicable administrative rules relating to the~~
- 12 ~~employment of persons with disabilities]."~~

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

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 Statutory material to be repealed is bracketed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

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

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INTRODUCED BY: *Jamel S. Kay*
 JAN 25 2021



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Report Title:

Qualified Community Rehabilitation Programs; Persons with Disabilities; Procurement Code

Description:

Allows community rehabilitation programs for persons with disabilities to be considered qualified under the State's procurement code without requiring federal and state certification that authorizes the payment of a subminimum wage to workers in their program.

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