

Corey Rosenlee
President

Osa Tui, Jr.
Vice President

Logan Okita
Secretary-Treasurer

Wilbert Holck
Executive Director

TESTIMONY BEFORE THE SENATE COMMITTEE ON JUDICARY

RE: SB 670,SD1 - RELATING TO THE EMPLOYMENT OF A MINOR

TUESDAY, MARCH 2, 2021

COREY ROSENLEE, PRESIDENT
HAWAII STATE TEACHERS ASSOCIATION

Chair Rhoads and Members of the Committee:

The Hawaii State Teachers Association **supports SB 670, SD1**, relating to the employment of a minor. This bill allows minors to work in theatrical employment provided that the employer procures a valid certificate and the minor is accompanied by a parent or guardian and a studio teacher or nurse. Requires a nurse certified in basic life support to accompany, supervise, and advocate on behalf of an infant when an infant under the age one is on set. Requires a studio teacher to accompany and supervise minors who have attained the age of five years and are required to attend school. Defines "nurse" and "studio teacher". Takes effect 1/1/2022.

Among other safety precautions, this bill requires a studio teacher, who is licensed in the state of Hawaii, through HTSB, or by the equivalent teacher-credentialing agency in the minor's home state, to accompany, supervise, and advocate on behalf of a minor whenever the minor is on set and a variance from the work hour restrictions to allowable theatrical employment is granted, when employed for theatrical purposes.

Therefore, Hawaii State Teachers Association asks your committee to **support** this bill.



Local 665
HAWAII'S TECHNICIANS
for
FILM, TELEVISION, STAGE AND PROJECTION
Since 1937

INTERNATIONAL ALLIANCE OF THEATRICAL STAGE EMPLOYEES, MOVING PICTURE TECHNICIANS, ARTISTS AND ALLIED CRAFTS
OF THE UNITED STATES, ITS TERRITORIES AND CANADA, AFL-CIO, CLC

Date: February 27, 2021

To: Senate Committee on Judiciary
Hawaii State Capitol, 415 South Beretania Street, via Videoconference
Hearing Date/Time: Tuesday, March 2, 2021, 9:35AM

Aloha, Chair Rhoads, Vice Chair Keohokalole, and Members of the Senate Judiciary Committee –

Mahalo for allowing us to provide written testimony in **SUPPORT** of **SB 670**. IATSE Local 665 represents the Hawai'i crew who work behind the scenes on TV series, motion pictures, stage and conventions, including Studio Teachers and Registered Nurses.

We hope to convince the committee that a Studio Teacher and/or Registered Nurse is necessary when minors are working in theatrical employment. California and Georgia Labor Law require a teacher every day that a minor is working on the set. Currently, there is no such requirement in Hawaii, and we feel Hawai'i minors should receive the same level of education and protection.

A film set is a very fast-paced, sometimes dangerous, adult environment that needs to stay on schedule and on budget. The welfare of the child actor is not always at the forefront of the company's mind, and minors are often treated as adults simply because it is an adult atmosphere.

A Studio Teacher is professionally trained to keep the child safe, schedule breaks so the child is rested and provide guidance for the child and their guardians. With the onset of the coronavirus, Studio Teachers must ensure the children and their guardians adhere to the employer's rigorous COVID-19 safety protocols.

Please consider the benefits to having a Studio Teacher:

- Shows come to Hawai'i to film in our beautiful locations. As such, our working children are often exposed to rough weather and terrain – in the surf, in the sun, on the beach, in the jungle, trudging through mud, etc. Our Studio Teachers live here, and they know how to adapt to adverse conditions, assess the abilities of the child and deem whether a situation is safe.
- Our Studio Teachers are licensed teachers with the State of Hawai'i and are responsible for tutoring the child between scenes. An on-set teacher will help the child stay on track with missed homework and provide educational activities for the children. On one occasion, a child missed a whole week of school to work on set. Because a Studio Teacher was hired, the child studied daily and received the only perfect score at school the following week. Teachers rock!

Senate JDC Committee

February 27, 2021, Page 2

RE: S.B. 670 – Relating to Employment of a Minor

- Our Studio Teachers are trained in set protocol, knowledgeable in child labor laws, and are adept in anticipating potential problems. They know that our sets are dangerous. For example, California Labor Law prohibits an infant to be exposed to the intensity of our movie lights for more than 30 seconds at a time. A parent or guardian, and some crew members, wouldn't know that. Studio Teachers act as an intermediary for the guardians and the production company to be sure the family feels safe and informed. They help to temper overzealous parents and help the child to manage ambitious production schedules.
- To protect the child's privacy and modesty, a Studio Teacher is required to escort the child through make-up, hair, and wardrobe fittings. They are also there during the placement of microphones under the child's clothing. The Studio Teacher has the authority to intercede and question any situation deemed unsafe or inappropriate.
- There is no cost to the State by approving this measure. In fact, it reduces the State's and the employer's liability to have a Studio Teacher present to ensure the child is safe – on and off camera.

In conclusion, we sincerely thank the committee for their time in considering the bill and are available to answer any questions regarding the hiring of Studio Teachers or Registered Nurses to ensure the safety, education and welfare of our keiki.

Respectfully submitted,



Irish Barber

Business Representative

(808) 479-1770 Mobile

Email/Zoom: alohairish@iatse665.org



COMMITTEE ON JUDICIARY

Senator Karl Rhoads, Chair

Senator Jarrett Keohokalole, Vice Chair

HEARING DATE: Tuesday March 2, 2021

TIME: 9:35a.m.

PLACE: VIA VIDEO CONFERENCE

SB670

IN SUPPORT

This testimony is being submitted on behalf of the membership of the International Brotherhood of Electrical Workers Local 1260. IBEW Local 1260 represents more than 3000 members throughout the Pacific, across the Hawaiian Islands, Guam and Wake Island.

We stand with our Union Sisters and Brothers in the Film industry in strong support of S.B. 670. A film set is a very fast-paced, sometimes dangerous, adult environment that needs to stay on schedule and on budget. The welfare of the child actor is not always at the forefront of the company's mind, and minors are often treated as adults simply because it is an adult atmosphere. A Studio Teacher is professionally trained to keep the children safe, while balancing their rest and educational needs and provide guidance for the children and their guardians. Now with the onset of the coronavirus, Studio Teachers must ensure the children and their guardians adhere to the rigorous COVID-19 safety protocols required by the employer. Although similar laws exist in California and Georgia, currently, there is no such requirement in Hawai'i. We feel our keiki should receive protection and education while working on set.

We appreciate your consideration of our testimony and strongly encourage passage of S.B. 670.

Respectfully submitted,
Leroy Chincio
Business Manager and Financial Secretary
International Brotherhood of Electrical Workers
Local 1260
700 Bishop Street #1600
Honolulu, HI 96813

SB-670-SD-1

Submitted on: 2/28/2021 12:54:07 PM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Waipakawiwoole Parker	Testifying for IATSE Local 665	Support	No

Comments:

I would like to thank the Legislature for addressing this important issue. I am in full support of SB 670 SD1. I also support amending HRS 390 to provide for nurses on set for babies, and studio teachers for children. Mahalo for reading my testimony.



United Food & Commercial Workers Union, Local 480
808 Factory Street, Honolulu, Hawaii 96819
Phone: 808 942.7778

Patrick K. Loo
President

Gwen K. Rulona
Secretary Treasurer

March 1, 2021

Hawaii Legislator
State Senate
Judiciary Committee

RE: Support SB 670 SD 1 - Relating to the Employment of a Minor

Dear Chair Rhoads, Vice Chair Keohokalole and Member's on the Committee,

United Food and Commercial Workers Union 480 **FULLY SUPPORTS** SB 670 SD 1. We need Studio Teachers or Registered Nurses be present whenever Hawai'i minors are employed for theatrical purposes. Our Keiki's should receive education and protection while working on set.

We humbly urge you to support SB 670 SD 1. Mahalo!

Fraternally,

Patrick K. Loo
President

"A Union Preparing Today for the Needs of Tomorrow"

SB-670-SD-1

Submitted on: 2/27/2021 1:26:37 PM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Renee Hall	Individual	Support	No

Comments:

I am in support of this bill

SB-670-SD-1

Submitted on: 2/25/2021 6:59:16 PM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Mariann Tesauro	Individual	Support	No

Comments:

“Aloha Chair Rhoads, Vice-Chair Keohokalole, and Members of the Senate Committee.

My name is Mariann Tesauro. I'm a member of IATSE Local 665, the union behind Entertainment. We strongly SUPPORT the intent of the bill that, if enacted, would allow minors to be employed in theatrical work, provided that the employer procures a valid certificate and is accompanied by a parent/guardian and a Studio Teacher and/or Registered Nurse.

It is imperative that minors employed in theatrical work are not only accompanied by their parent or guardian, but also by an advocate - specifically a Set Teacher - who is well versed in the nuances of the industry. Additionally, the need for a Registered Nurse to also accompany infants under the age of 1 (one) year old cannot be overstated. We strongly support the intent of this bill, while also suggesting the following amendments:

“AMEND: 3(2) – The minor shall be accompanied by a parent or guardian and a studio teacher ~~or nurse~~.

*AMEND: 5(3): When a minor who is under the age of one year is on set, a nurse certified in basic life support shall **also be hired to** accompany, supervise, and advocate on behalf of the infant to ensure the employer’s compliance with this section;”*

This bill will protect and nurture Hawai’i’s child performers by having a certified Studio Teacher with them every step of the way, and a nurse for infants.

Sincerely,

Mariann Tesauro

Member, IATSE Local 665”

February 26, 2021

Committee on Judiciary
Chair Rhoads
Vice Chair Keohokalole

The Senate
The Thirtieth-First Legislature
Regular Session of 2021

RE: SB 670 SD1 - RELATING TO THE EMPLOYMENT OF A MINOR
DATE: Tuesday, March 2, 2021, TIME: 9:35 AM
VIA Videoconference

Aloha Chair Rhoads, Vice Chair Keohokalole, and members of the Committee,

We **support** SB 670 SD1, as it's passage will help protect the most vulnerable workers on set.

[SAG-AFTRA](#) represents over 1100 actors, recording artists, and media professionals in our state. We are the professional performers working in front of the camera and behind the microphone.

The protection of all performers working in front of the camera or behind the microphone is central to our mission. With regard to minors, we take special care to ensure:

- (a) The environment in which the performance is to be produced is proper for the minor;
 - (b) The conditions of employment are not detrimental to the health, morals and safety of the minor;
- and
- (c) The minor's education will not be neglected or hampered by his or her participation in such performance.

The above language and our provisions protecting minors can be found in our SAG-AFTRA Theatrical Basic Agreement, Section 50, accessible [here](#). Additionally, here is a link to our [Young Performer's Handbook](#).

Because our state laws are silent with regards to specific safeguards for infants, amending HRS 390, to explicitly provide protection for infants, is a necessary addition to the law, and will truly protect the most vulnerable workers on set, babies. We are grateful this measure addresses that issue.

Thank you again for your continued support and please don't hesitate to contact the SAG-AFTRA Hawaii Local office for more information on this issue.

Respectfully,



Mericia Palma Elmore

SB-670-SD-1

Submitted on: 2/26/2021 5:42:41 PM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Saint Thompson	Individual	Support	No

Comments:

Aloha,

Thank you for addressing this important issue. I am in support of SB 670 SD1 and am supporting the amendment of HRS390 to provide for nurses on set for bbaies and set teachers for children.

As always, mahalo for your kokua

SB-670-SD-1

Submitted on: 2/26/2021 6:51:31 PM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jean Simon	Individual	Support	No

Comments:

Aloha,

Mahalo for addressing this important issue.

This bill, SB670 SD1, is long overdue and I support it wholeheartedly.

The film industry is expanding rapidly in Hawaii and children and babies are being used more and more as actors and need to be protected. Infants need a nurse on set and children need a teacher on set.

I support amending HRS 390 to provide for nurses on set for babies and set teachers for children.

Jean Simon

Honolulu, Hawaii

SB-670-SD-1

Submitted on: 2/27/2021 6:25:00 AM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Michael	Individual	Support	No

Comments:

I support this bill, thank you Michael Gregg, Local 665

SB-670-SD-1

Submitted on: 2/27/2021 12:51:45 PM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
James Hugho	Individual	Support	No

Comments:

Mahalo for this life safety concern. I support SB670 SDI and HRS390.

IRON WORKERS STABILIZATION FUND

LATE

March 2, 2021
9:35 am

Senate Committee on Judiciary
Via Videoconference
State Capitol
415 South Beretania Street

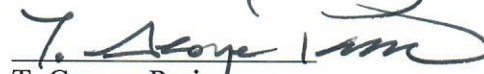
Re: SB670 SD1 – Relating to the Employment of a Minor

Aloha Chair Rhoads, Vice-Chair Keohokalole, and Members of the Senate Committee,

We **SUPPORT** the intent of SB670 SD1. The bill, if enacted, would allow minors to work in theatrical employment provided that the employer procures a valid certificate and the minor is accompanied by a parent or guardian and a studio teacher or nurse. Requires a nurse certified in basic life support to accompany, supervise, and advocate on behalf of an infant when an infant under the age one is on set, require a studio teacher to accompany and supervise minors who have attained the age of five years and are required to attend school, and further defines “nurse” and “studio teacher.”

This bill will help require that adults knowledgeable in the trade craft are on site to ensure the safety of young adults and keiki. Further, this bill would provide for the continued education of young adults and keiki even while on set. We support the caring for our young adults and keiki, especially infants, while in a dynamic working environment for productions.

Sincerely,


T. George Paris
Managing Director

TGP: MP

LATE

SB-670-SD-1

Submitted on: 3/1/2021 12:40:57 PM

Testimony for JDC on 3/2/2021 9:35:00 AM

Submitted By	Organization	Testifier Position	Present at Hearing
Jason Bradshaw	Individual	Support	No

Comments:

I support SB 670. Mahalo.



Randy Perreira
President

HAWAII STATE AFL-CIO

888 Mililani Street, Suite 501 • Honolulu, Hawaii 96813

LATE

Telephone: (808) 597-1441
Fax: (808) 593-2149

The Thirty-First Legislature, State of Hawai'i
Hawai'i State Senate
Committee on Judiciary

Testimony by
Hawai'i State AFL-CIO
March 2, 2021

S.B. 670 SD1 – RELATING TO THE
EMPLOYMENT OF A MINOR

The Hawai'i State AFL-CIO is a state federation of 74 affiliate local unions and councils with over 68,000 members across both public and private sectors. We appreciate the opportunity to testify in strong support of S.B. 670 SD1.

Minors are often employed in film and theatrical productions, yet the production environment does not cater to the needs of children. We support S.B. 670 SD1 because requiring a studio teacher or a registered nurse to be present when minors are employed will ensure they receive appropriate accommodations not only for health and safety, but also for education.

We appreciate your consideration of our testimony and strongly encourage passage of S.B. 670 SD1.

Respectfully submitted,

Randy Perreira
President