

Honolulu, Hawaii

FEB 17 2023

RE: S.B. No. 722
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Labor and Technology, to which was referred S.B. No. 722 entitled:

"A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish the Occupational Safety and Health Special Fund (Special Fund); and
- (2) Direct certain fees to be deposited into the Special Fund.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations. Your Committee received comments on this measure from the Department of Budget and Finance and one individual.

Your Committee finds that investing in the staff development and training of Hawaii Occupational Safety and Health Division (HIOSH) employees is necessary to recruit, retain, and train employees to provide consultation and enforcement for workplace safety. According to testimony received by the Department of Labor and Industrial Relations, the penalties that HIOSH collects



for health and safety violations range from \$1,400,000 to \$2,500,000 per year.

Accordingly, your Committee has amended this measure by:

- (1) Adopting the Department of Labor and Industrial Relation's suggestion to deposit the civil penalties that HIOSH collects for safety and health violations into the Special Fund, instead of the Labor Law Enforcement Fund;
- (2) Inserting an effective date of January 1, 2050, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Labor and Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 722, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 722, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Labor and
Technology,


SHARON MORIWAKI, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Labor and Technology
LBT

Bill / Resolution No.:* SB 722	Committee Referral: LBT, WAM	Date: 2/10/23		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
MORIWAKI, Sharon Y. (C)	✗			
LEE, Chris (VC)	✗			
IHARA, Jr., Les	✗			
KEITH-AGARAN, Gilbert S.C.	✗			
FEVELLA, Kurt	✗			
TOTAL	5			
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes