

ACT 74

H.B. NO. 2009

A Bill for an Act Relating to Hoisting Machine Operators.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 396-19, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The hoisting machine operators advisory board may employ a 0.5 full-time equivalent ~~executive director,~~ office assistant, without regard to chapters 76 and 89 and may dismiss such person as it finds necessary for the perfor-

mance of its function and duties. The board shall have the authority to fix the ~~[executive director's]~~ office assistant's compensation.”

SECTION 2. Section 396-20, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The fund may be used for:

- (1) Personnel and operating expenses, including consultants as necessary, for ~~[an executive director for]~~ the hoisting machine operators advisory board;
- (2) All necessary board costs and reimbursements;
- (3) Preparation and dissemination of public information on hoisting machine operators' certification and training;
- (4) Preparation of annual reports on certification program activities and accomplishments and on the fund; and
- (5) Any reimbursements to the state general fund for funds appropriated by the legislature to establish the revolving fund.”

SECTION 3. No later than twenty days prior to the convening of the regular session of 2017, the hoisting machine operators advisory board shall submit to the legislature the following information:

- (1) A comprehensive description of current and pending federal Occupational Safety and Health Administration rules and regulations pertaining to hoisting machine operators;
- (2) Similarities and differences between state law and federal Occupational Safety and Health Administration rules and regulations, including federal rules and regulations for state certification of hoisting machine operators;
- (3) Administration of the certification of hoisting machine operators in other states;
- (4) The existing fee structure for certification as a hoisting machine operator in the State; and
- (5) Recommended changes to existing certification procedures for hoisting machine operators in the State, based on the implementation of federal Occupational Safety and Health Administration rules and regulations.

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved June 20, 2016.)