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# A BILL FOR AN ACT

RELATING TO PUBLIC WORKS.

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

1 SECTION 1. Section 104-2, Hawaii Revised Statutes, is  
2 amended by amending subsection (h) to read as follows:

3 "(h) When [~~the~~]:

4 (1) The department of budget and finance enters a project  
5 agreement with a project party, as those terms are  
6 defined in chapter 39A, to finance or refinance a  
7 project with the proceeds of special purpose revenue  
8 bonds[ ~~and such~~];

9 (2) The project party has entered into a collective  
10 bargaining agreement with a bona fide labor union  
11 governing the project party's workforce[]; and

12 (3) The collective bargaining agreement has been properly  
13 submitted to the director under section 104-34,

14 the terms of [~~that~~] the collective bargaining agreement and  
15 associated provisions shall be deemed the prevailing wages and  
16 terms serving as the basis of compliance with this [~~section~~]

17 chapter for work on the project by the project party's

18 workforce[]; provided[ ~~however,~~ ] that this subsection does not

1 affect the director's enforcement powers contained in subsection  
2 (g)."

3 SECTION 2. This Act does not affect rights and duties that  
4 matured, penalties that were incurred, and proceedings that were  
5 begun, before its effective date.

6 SECTION 3. Statutory material to be repealed is bracketed  
7 and stricken. New statutory material is underscored.

8 SECTION 4. This Act shall take effect on July 1, 2020.

**Report Title:**

Public Works; Special Purpose Revenue Bonds; Prevailing Wages

**Description:**

Requires that the collective bargaining agreement be submitted to the director of labor and industrial relations in order for the terms in the agreement to dictate the prevailing wages with regard to a project financed through the issuance of a special purpose revenue bond. Effective 07/01/2020. (SD1)