

Honolulu, Hawaii

April 30, 2009

RE: H.B. No. 1479
H.D. 2
S.D. 1
C.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 1479, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LABOR,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to obtain better information and ensure payment of fringe benefits on public works projects by requiring that every contract for a public works project, to which a government contracting agency is a party, include in the contract a provision that a certified copy of a fringe benefit reporting form is to be submitted weekly to the governmental contracting agency for review.

Currently, proving that fringe benefit wages were not paid is difficult for an employee as there is no itemized listing of payments of fringe benefit wages on payroll records. At present, employers are only required to check a box indicating that they are



in compliance with the payment of fringe benefit wages required under Chapter 104, Hawaii Revised Statutes. By requiring the itemization of these payments, compliance with rules regarding the payment of fringe benefits will be ensured.

Your Committee on Conference has amended this bill by:


- (1) Clarifying that fringe benefits may be reported on any certified form that includes the required fringe benefit reporting information, in lieu of a form supplied by the Department of Labor and Industrial Relations;
- (2) Changing its effective date to October 1, 2009; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1479, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1479, H.D. 2, S.D. 1, C.D. 1.

Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE



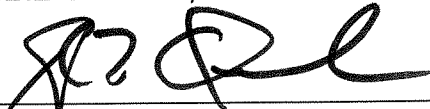
DWIGHT Y. TAKAMINE, Chair



BRIAN T. TANIGUCHI, Co-Chair



KARL RHOADS, Co-Chair



KYLE T. YAMASHITA, Co-Chair



Hawaii State Legislature

Record of Votes of a
Conference Committee

CCR 19

Bill / Concurrent Resolution No.: HB 1479, HD 2, SD 1	Date/Time: April 27, 2009 3:05 p.m.
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
TAKAMINE, Dwight Y., Chr.	X				RHOADS, Karl, Co-Chr.	X			
TANIGUCHI, Brian T., Co-Chr.	X				YAMASHITA, Kyle T., Co-Chr.	X			
HEE, Clayton				X	NAKASHIMA, Mark M.	X			
					PINE, Kymberly Marcos	X			
TOTAL	2	0	0	1	TOTAL	4	0	0	0

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature:
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