

Honolulu, Hawaii

FEB 19 2015

RE: S.B. No. 1115
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Government Operations, to which was referred S.B. No. 1115 entitled:

"A BILL FOR AN ACT RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES, "

begs leave to report as follows:

The purpose and intent of this measure is to amend the definition of "public buildings, facilities, and sites" under section 103-50, Hawaii Revised Statutes, to exempt certain construction projects constructed on state or county lands that would not ordinarily be open to public access from mandatory review by the Disability and Communications Access Board.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board.

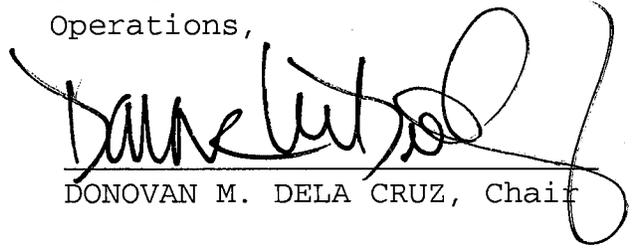
Your Committee finds that section 103-50, Hawaii Revised Statutes, is not intended to require certain private entities operating upon state or county lands to be held to the compliance standards of the Americans with Disabilities Act or to submit building plans for review by the Disability and Communication Access Board. Farm buildings constructed upon state agricultural land and private homes constructed upon a Hawaiian homestead plot are examples of buildings that were not intended to be regulated under section 103-50, Hawaii Revised Statutes, but could arguably fall under the Disability and Communication Access Board's purview according to existing statutory language. This measure seeks to align statutory language with intent and practice.



Your Committee has amended this measure by 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 Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1115, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1115, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Government
Operations,



DONOVAN M. DELA CRUZ, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Government Operations
GVO

Bill / Resolution No.:*	Committee Referral:	Date:		
SB1115	GVO, JDL	2-17-15		
<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
DELA CRUZ, Donovan M. (C)	✓			
NISHIHARA, Clarence K. (VC)	✓			
IHARA, Jr., Les	✓			
TOKUDA, Jill N.				✓
SLOM, Sam	✓			
TOTAL	4			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center;"><i>Clarence K. Nishihara</i></div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes