
A BILL FOR AN ACT

RELATING TO ENFORCEMENT OF WAGE LAWS.

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

1 SECTION 1. Section 104-24, Hawaii Revised Statutes, is
2 amended by amending subsections (a) through (c) to read as
3 follows:

4 "(a) Where the department finds that a first violation of
5 this chapter has been committed, the department shall assess a
6 penalty equal to ten per cent of the amount of back wages found
7 due or [~~\$25~~] \$_____ per offense, whichever is greater.

8 (b) Where the department finds that a second violation of
9 this chapter has been committed, whether on the same [~~contract~~]
10 or another[~~7~~] contract, within two years of the first
11 notification of violation, the department, after proper notice
12 and opportunity for hearing, shall order the person or firm in
13 violation to pay a penalty equal to [~~the amount of back wages~~
14 ~~found due or \$100~~] \$_____ for each offense [~~7, whichever is~~
15 ~~greater~~].

16 (c) Where the department finds that a third violation of
17 this chapter has been committed, whether on the same [~~contract~~]



1 or another~~[7]~~ contract, within [~~two~~] three years of the second
2 notification of violation, the department, after proper notice
3 and opportunity for hearing, shall order the person or firm in
4 violation:

5 (1) To pay a penalty equal to [~~two times~~] the amount of
6 [~~back wages found due or \$200~~] \$ _____ for each
7 offense [~~, whichever is greater~~]; and

8 (2) To be suspended from doing any new work on any public
9 work of a governmental contracting agency for a period
10 of three years except as provided in section 104-
11 25(a)(2). "New work on any public work" includes any
12 public works project in which the suspended person or
13 firm has not begun work at the job site as of the date
14 of the suspension order. The suspension shall be
15 effective on the later of the twenty-first day after
16 the notification of violation has been sent, or upon
17 the issuance of a decision pursuant to section
18 104-23(c)."

19 SECTION 2. This Act does not affect rights and duties that
20 matured, penalties that were incurred, and proceedings that were
21 begun before its effective date.



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 4. This Act shall take effect on July 1, 2030.



Report Title:

Wages and Hours Enforcement; Penalties; Public Works; Government
Contracts

Description:

Amends the monetary penalties for contractors who violate wages
and hours laws. (SB2723 HD2)

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not legislation or evidence of legislative intent.*

