

CONFERENCE COMMITTEE REP. NO.

174

Honolulu, Hawaii

April 28, 2017

RE: H.B. No. 1114  
H.D. 1  
S.D. 2  
C.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawaii

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Ninth State Legislature  
Regular Session of 2017  
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 1114, H.D. 1, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH PENALTIES,"

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 measure is to achieve compliance with the federal Occupational Safety and Health Administration (OSHA) requirement that state-level standards and enforcement be at least as effective as OSHA standards and enforcement.

More specifically, this measure:

- (1) Increases the monetary penalties for violations of the Hawaii Occupational Safety and Health Law or any standard or rule adopted thereunder; and

HB1114 CD1 HCCR HMS 2017-3627



- (2) Requires the Director of Labor and Industrial Relations to:
  - (A) Adjust the penalties each year as required by federal law; and
  - (B) Report to the Legislature annually on the penalty adjustments.

Your Committee on Conference has amended this measure by:

- (1) Increasing the penalty amounts; and
- (2) Changing its effective date to January 1, 2018.

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. 1114, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1114, H.D. 1, S.D. 2, C.D. 1.

Respectfully submitted on behalf  
of the managers:

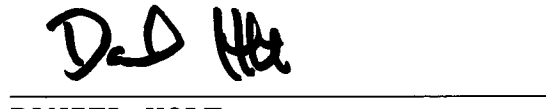
ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

  
GILBERT S.C. KEITH-AGARAN  
Chair

  
AARON LINE JOHANSON  
Co-Chair

  
BRIAN T. TANIGUCHI  
Co-Chair

  
DANIEL HOLT  
Co-Chair



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: <b>HB 1114, HD 1, SD 2</b>	Date/Time: <b>4/26/17 1:40 PM</b>
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The recommendation of the House and Senate managers is to pass with amendments (CD).

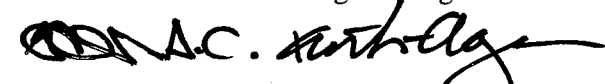
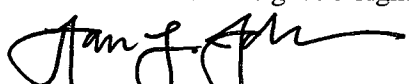
The Committee is reconsidering its previous decision.

<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
KEITH-AGARAN, Gilbert S.C., Chr.	✓				JOHANSON, Aaron Ling, Co-Chr.	✓			
TANIGUCHI, Brian T., Co-Chr.	✓				HOLT, Daniel, Co-Chr.	✓			
RHOADS, Karl	✓				MATSUMOTO, Lauren Kealohilani	✓			
<b>TOTAL</b>	<b>3</b>				<b>TOTAL</b>	<b>3</b>			

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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Distribution:      Original      Yellow      Pink      Goldenrod  
 File with Conference Committee Report      House Clerk's Office      Senate Clerk's Office      Drafting Agency