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# A BILL FOR AN ACT

RELATING TO THE MINIMUM WAGE.

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

1           SECTION 1. Section 387-9, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "§387-9 Special minimum wages for learners; apprentices;  
4 full-time students; paroled wards of Hawaii youth correctional  
5 facility [~~;~~ ~~handicapped workers~~]. (a) Notwithstanding [~~the~~  
6 ~~provisions of~~] section 387-2, the director [~~may~~], by rule, may  
7 provide for the employment [~~;~~

8           ~~(1)~~ ~~of~~] of learners, of apprentices, of part-time  
9 employees who are full-time students attending public  
10 or private schools other than colleges, universities,  
11 business schools, or technical schools, and of wards  
12 paroled from the Hawaii youth correctional facility,  
13 under special certificates issued by the director, at  
14 [~~such~~] wages lower than the applicable minimum wage  
15 and subject to [~~such~~] limitations as to time, number,  
16 proportion, and length of service as the director  
17 shall prescribe [~~;~~ ~~and~~



1 ~~(2) Of individuals whose earning capacity is impaired by~~  
2 ~~old age or physical or mental deficiency or injury,~~  
3 ~~under special certificates issued by the director, at~~  
4 ~~such wages lower than the applicable minimum wage and~~  
5 ~~for such period as shall be fixed in the~~  
6 ~~certificates].~~

7 (b) The director [may], by rule, may prescribe standards  
8 and requirements to ensure that this section will not create a  
9 substantial probability of reducing the full-time employment  
10 opportunities of persons other than those to whom the special  
11 minimum wage rate authorized by this section is applicable.

12 (c) No later than twenty days prior to the convening of  
13 each regular session, the department shall submit an annual  
14 report to the legislature of its findings and recommendations,  
15 including any proposed legislation, relating to:

- 16 (1) The sustainable employment opportunities of  
17 individuals working at a subminimum wage prior to the  
18 effective date of Act , Session Laws of Hawaii 2018;  
19 and  
20 (2) Efforts by the department to increase employment  
21 opportunities for individuals with disabilities."



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 Statutory material to be repealed is bracketed  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

3           SECTION 3. 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 4. This Act shall take effect on January 1, 2050.



**Report Title:**

Employment; Individuals with Disabilities; Minimum Wage; DLIR

**Description:**

Repeals the exemption of persons with disabilities from minimum wage requirements. Requires the Department of Labor and Industrial Relations to submit annual reports to the legislature. Effective 1/1/2050. (SD2)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

