

STAND. COM. REP. NO. **3297**

Honolulu, Hawaii

FEB 28 2020

RE: S.B. No. 2468
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 2468, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS,"

begs leave to report as follows:

The purpose and intent of this measure is to support community rehabilitation programs that employ persons with disabilities.

Specifically, this measure:

- (1) Allows a community rehabilitation program for persons with disabilities to be considered qualified for purposes of the State's procurement code without requiring a federal or state certification that authorizes the payment of a subminimum wage to workers in the program; and
- (2) Requires a qualified community rehabilitation program to maintain a certain disabled to non-disabled employee ratio for work hours of direct labor for the work contracted.

Your Committee received written comments in support of this measure from the State Council on Developmental Disabilities,



National Federation of the Blind of Hawaii, Democratic Party of Hawaii Labor Caucus, Hawaii Appleseed Center for Law and Economic Justice, and several individuals.

Your Committee received written comments on this measure from the Department of Labor and Industrial Relations.

Your Committee finds that the State Procurement Code currently requires community rehabilitation programs employing persons with disabilities to hold a federal and state subminimum wage certificate in order to qualify for government contracts under section 103D-1010, Hawaii Revised Statutes, even though many of these community rehabilitation programs do not pay subminimum wages.

Your Committee has amended this measure by making technical nonsubstantive changes for purposes of clarity and style.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2468, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2468, S.D. 2.

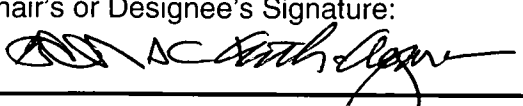
Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,


DONOVAN M. DELA CRUZ, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB 2468 SD1	Committee Referral: 6VO/LCA/HMS; WAM	Date: 2/27/20		
<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)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
HARIMOTO, Breene	X			
INOUYE, Lorraine R.	X			
KAHELE, Kaiali'i	X			
KANUHA, Dru Mamo	X			
KIDANI, Michelle N.	X			
MORIWAKI, Sharon Y.	X			
RIVIERE, Gil	X			
SHIMABUKURO, Maile S.L.	X			
TANIGUCHI, Brian T.				X
FEVELLA, Kurt	X			
TOTAL	12			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes