BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAI'I:

SECTION 1. Chapter 396, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

"§396- Hawaii occupational safety and health advisory board. (a) There is established within the department for administrative purposes the Hawaii occupational safety and health advisory board, consisting of thirteen members appointed by the governor as provided in section 26-34. The term of each member shall be three years, except as provided for in the initial appointment. The board shall include the following members or their designees:

(1) A member from an employer in the construction sector who shall serve an initial term of three years;

(2) A member from a construction employers association who shall serve an initial term of two years;
(3) Two members from labor organizations in the construction sector other than the specialty trades and who shall serve an initial term of three years;

(4) A member from a labor organization in the specialty trades who shall serve an initial term of two years;

(5) A member from an employer from the health care sector who shall serve an initial term of one year;

(6) A member from a labor organization in the health care sector who shall serve an initial term of one year;

(7) A member from a workers' compensation insurance carrier who shall serve an initial term of two years;

(8) A member from an employer in the accommodation sector who shall serve an initial term of one year;

(9) Two members from labor organizations in the accommodation sector who shall serve an initial term of two years;

(10) A member from a professional occupational health and safety organization who shall serve an initial term of one year; and

(11) A member from an organization composed of small businesses who shall serve an initial term of three years.
All provisions of section 26-34 shall apply, as appropriate.

The board shall select annually a chair and a vice chair.

(b) The Hawaii occupational safety and health advisory board shall advise the director on the following matters:

(1) Occupational safety and health hazards that are not addressed in current state or federal safety and health standards;

(2) Public awareness of occupational safety and health issues;

(3) Methods to recruit and retain personnel for the occupational safety and health division;

(4) The Development of materials to educate the employers and workers in occupational safety and health matters;

(5) The evaluation of programs to encourage and enable the determination of causes of accidents in work places and to prevent those accidents from reoccurring;

(6) Strengthen effective coordination, communication and cooperation within the occupational safety and health community in the State; and

(7) The establishment of collaborative strategic approaches to improve the safety and health of workers in the State.
(c) The members of the Hawaii occupational safety and health advisory board shall serve without compensation but shall be reimbursed for expenses, including travel expenses, necessary for the performance of their duties."

SECTION 2. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

INTRODUCED BY: _____________________________

BY REQUEST
Report Title:
Occupational Safety and Health; Hawaii Occupational Safety and Health Advisory Board

Description:
Establishes the Hawaii Occupational Safety and Health Advisory Board.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.
DEPARTMENT: Labor and Industrial Relations

TITLE: A BILL FOR AN ACT RELATING TO OCCUPATIONAL SAFETY AND HEALTH LAW.

PURPOSE: Establishes the Hawaii Occupational Safety and Health Advisory Board. Currently, the Hawaii occupational safety and health advisory committee is an informal committee that advises the Director on manners pertaining to the Hawaii Occupational Safety and Health Division (HIOSH). The measure seeks to elevate the board’s status to a formal one with appointment by the Governor and advice and consent by the Senate.

MEANS: Add a new section to chapter 396, Hawaii Revised Statutes.

JUSTIFICATION: The advisory committee promotes safe and healthy workplaces in the State by providing advice and guidance to the Director. The formalization of the committee into a board would enhance the recognition of the importance of safety and health matters in the workplace across the State.

Codification of the committee into a board will ensure that in the future the important roles provided by the committee will be recognized by policy makers, the executive branch, and stakeholders in the community. In addition to providing advice and guidance to the director, the committee’s ability to fulfill its other functions will also improve as a board, including disseminating information to stakeholder organizations, such as changes to safety and health standards, suggesting strategic approaches to improve safety and health of workers, conducting outreach to employer organizations and employers on practical
approaches to promoting safety and health in the workplace, and advancing public awareness of worker safety and health statewide.

**Impact on the public:** Will increase public awareness of the importance of workplace safety and health. The workings of a formal advisory board will likely increase both worker safety and health and result in the lowering of workers' compensation premiums and costs for employers in both the private and public sectors.

**Impact on the department and other agencies:** Will help control the costs associated with the State’s workers’ compensation system.

**GENERAL FUND:** None.

**OTHER FUNDS:** Federal.

**PPBS PROGRAM DESIGNATION:** LBR 143.

**OTHER AFFECTED AGENCIES:** Department of Education
Department of Human Resources Development
University of Hawaii
Office of Hawaiian Affairs

**EFFECTIVE DATE:** Upon approval.