

JAN 17 2018

A BILL FOR AN ACT

RELATING TO THE CONTRACTORS LICENSE BOARD.

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

1 SECTION 1. Section 444-3, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§444-3 Contractors license board. (a) There shall be a
4 contractors license board [~~of~~] comprising thirteen members[-],
5 each of whom shall have been a resident of and domiciled in the
6 State for no fewer than five years preceding the member's
7 appointment.

8 (b) Of the board members:

9 (1) Ten shall be contractors who have been actively
10 engaged in the contracting business for a period of
11 [~~not less~~] no fewer than [~~five~~] ten years preceding
12 the date of their appointment[+]

13 ~~(2)~~ and who hold a valid and unexpired license to operate
14 as a contractor at the time of appointment. Of the
15 ten contractors:

16 (A) Five shall be general engineering contractors or
17 general building contractors [~~five~~]; and



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1 (B) Five shall be specialty contractors [~~and three~~
2 ~~shall be noncontractors.~~] who do not hold a
3 general engineering or general contractors
4 license; and

5 (2) Three shall be public members who, at the time of
6 appointment, do not hold a valid or unexpired license
7 to operate as a contractor, do not have any family
8 member who is a licensee, and do not have any
9 financial interest in the business of any licensee of
10 the board.

11 (c) No member shall receive any compensation for the
12 member's services, but each shall be reimbursed for necessary
13 traveling expenses incurred in the performance of duties.

14 ~~[(e)]~~ (d) Each county shall be represented on the board.

15 ~~[(d) No one, except the three noncontractor members, shall~~
16 ~~be eligible for appointment who does not at the time of the~~
17 ~~member's appointment hold a valid and unexpired license to~~
18 ~~operate as a contractor.]~~

19 (e) The protection of the public shall be of the highest
20 priority of the board in the exercise of the board's licensing,
21 regulatory, and disciplinary functions. Whenever the protection



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1 of the public is inconsistent with other interests that are
 2 sought to be promoted, the protection of the public shall take
 3 priority.

4 (f) For the purposes of this section, the terms "general
 5 engineering contractor", "general building contractor", and
 6 "specialty contractor" shall have the meanings given to them in
 7 section 444-7."

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

10 SECTION 3. This Act shall take effect upon its approval;
 11 provided that the current members of the contractors license
 12 board shall serve in their respective capacities until their
 13 replacements are appointed by the governor.

14

INTRODUCED BY:

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S.B. NO. 2005

Report Title:

Contractors License Board

Description:

Amends the composition of and sets residency requirements for members of the Contractors License Board (Board). Specifies that the protection of the public shall be of the highest priority of the Board in the exercise of the Board's licensing, regulatory, and disciplinary functions.

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