

MAR 11 2022

SENATE CONCURRENT RESOLUTION

REQUESTING THE DIRECTOR OF THE DEPARTMENT OF COMMERCE AND
CONSUMER AFFAIRS AND THE CONTRACTORS LICENSE BOARD TO
ENSURE THAT THE CONTRACTORS LICENSE BOARD INCLUDES AT LEAST
TWO MEMBERS WITH EXPERTISE IN SPECIALTY STRUCTURAL
CONTRACTING.

1 WHEREAS, the Legislature finds that construction industry
2 review boards, such as the Contractors License Board, are
3 necessary to protect the welfare and safety of the general
4 public; and

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6 WHEREAS, the Legislature has also established, for example,
7 the special Board of Electricians and Plumbers to ensure that
8 the licensure for these specialized trades are reviewed and
9 administered appropriately; and

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11 WHEREAS, a General Engineering Contractor or General
12 Building Contractor is required to ensure that the
13 subcontractors and workers assigned to install and erect
14 specialized steel structures, like those performing welding
15 services, have sufficient knowledge and experience to maintain a
16 safe work environment and make certain the installation and
17 construction of the specialized structure is properly done; and

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19 WHEREAS, General Engineering Contractor licenses and
20 General Building Contractor licenses issued by the Contractors
21 License Board automatically hold a number of specialty
22 classifications without requiring further examination or payment
23 of additional fees, a number of which may greatly influence the
24 structural integrity of a building, namely:

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26 (1) C-6 Carpentry Framing;
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28 (2) C-31 Masonry;
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30 (3) C-32 Ornamental, Guardrail, and Fencing;



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- 2 (4) C-35 Pile Driving; Pile and Caisson Drilling;
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- 4 (5) C-38 Post Tensioning;
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- 6 (6) C-41 Reinforcing Steel;
- 7
- 8 (7) C-48 Structural Welding; and
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- 10 (8) C-56 Welding; and
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12 WHEREAS, Specialty Contractor licenses, however, do not
13 automatically include additional specialty classifications but
14 are instead issued according to nearly one hundred different
15 subclassifications that require special skills, or to those
16 whose principal contracting business involves the use of
17 specialized building trades or crafts, including the eight
18 structure-related subclassifications identified above; and
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20 WHEREAS, existing law requires that the Contractors License
21 Board include five Specialty Contractors in its membership, but
22 does not require diversity among the many specialty
23 subclassifications; and
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25 WHEREAS, the composition of members on the Contractors
26 License Board should include at least two members who are
27 Specialty Contractors with experience in at least one of the
28 eight structural trades identified above; and
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30 WHEREAS, the Legislature finds that the public's health,
31 safety, and welfare may be unduly put at risk without
32 specialized structural contracting expertise being represented
33 on the Contractors License Board; now, therefore,
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35 BE IT RESOLVED by the Senate of the Thirty-first
36 Legislature of the State of Hawaii, Regular Session of 2022, the
37 House of Representatives concurring, that the Director of the
38 Department of Commerce and Consumer Affairs and the Contractors
39 License Board are requested to ensure that the Contractors
40 License Board includes, at all times, at least two Specialty
41 Contractor members licensed in at least one of the eight
42 structural contracting subclassifications listed above; provided



1 that the license was not issued automatically as a result of
2 holding a General Engineering Contractor license or a General
3 Building Contractor license; and

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5 BE IT FURTHER RESOLVED that the Department of Commerce and
6 Consumer Affairs in conjunction with the Contractors License
7 Board is requested to consider:

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9 (1) The feasibility of establishing an advisory committee
10 focused on structural contracting issues within the
11 existing Board composition to enhance sensitivity and
12 attention given to structural contracting issues; and

13
14 (2) Whether the Contractors License Board's current
15 administrative rules that allow for the automatic
16 issuance of certain specialty licenses enumerated
17 above for General Engineering Contractors and General
18 Building Contractors, without further examination or
19 fees, are prudent and sufficiently ensure the safety
20 and welfare of the public; and

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22 BE IT FURTHER RESOLVED that the Department of Commerce and
23 Consumer Affairs in conjunction with the Contractors License
24 Board is requested to submit a report on their findings,
25 including any proposed legislation, to the Legislature no later
26 than twenty days prior to the convening of the Regular Session
27 of 2023; and

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29 BE IT FURTHER RESOLVED that certified copies of this
30 Concurrent Resolution be transmitted to the Director of Commerce
31 and Consumer Affairs and Chairperson of the Contractors License
32 Board.

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35 OFFERED BY: Kal Hood