

ACT 22

S.B. NO. 1697

A Bill for an Act Relating to the Definition of “Contractor” Under the Contractor Repair Act.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. The purpose of this Act is to clarify the original intent of Act 119, Session Laws of Hawaii 2004, the Contractor Repair Act, in chapter 672E, Hawaii Revised Statutes.

The legislature finds that the original intent of the Contractor Repair Act was not to include real estate brokers and salespersons engaged in the business of “selling a dwelling” in the definition of “contractor”. The legislature further finds that the intent of the Contractor Repair Act was to include “owner-builders” as described in chapter 444, Hawaii Revised Statutes, who design, manufacture, supply products for, develop or construct, and then sell or lease a dwelling (including “owner-builders” who sell or lease to their employees) in the definition of “contractor”.

SECTION 2. Section 672E-1, Hawaii Revised Statutes, is amended by amending the definition of “contractor” to read as follows:

““Contractor” means any person, firm, partnership, corporation, association, or other organization that is engaged in the business of designing, manufacturing, supplying products, developing, or constructing[~~or selling~~] a dwelling.”

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon approval.

(Approved April 18, 2007.)