
A BILL FOR AN ACT

RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF
EMERGENCY OR DISASTER.

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

1 SECTION 1. Section 444-10.6, Hawaii Revised Statutes, is
2 amended to read as follows:

3 " ~~[+]§444-10.6[+]~~ State of emergency or disaster; ~~[acting~~
4 ~~as a contractor without a license; penalty.]~~ emergency
5 licensure; penalties. (a) Notwithstanding any other provision
6 of law to the contrary, the board may issue emergency
7 contractor's licenses during a state of emergency or disaster
8 duly declared by the governor under chapter 209.

9 (b) To qualify for an emergency contractor's license, an
10 applicant shall:

11 (1) Provide proof of licensure as a contractor in another
12 state with similar contractor licensing requirements
13 as those in this State, and that the license is
14 current and has been in good standing for the past two
15 years;

16 (2) Provide proof of liability and property damage
17 insurance, as specified in the board's rules;



1 (3) Submit proof of workers' compensation insurance for
2 work done in the State;

3 (4) Submit a current financial statement and applicable
4 credit reports as specified in the board's rules;

5 (5) Pay all applicable application and license fees,
6 including recovery fund and education fund fees; and

7 (6) Provide proof of intent to pay any and all applicable
8 state general excise taxes.

9 (c) The classifications of emergency contractor's licenses
10 issued and the duration of the emergency contractor's licenses
11 shall be determined by the board based on the nature and
12 duration of the state of emergency or disaster, and the needs
13 and best interests of the public.

14 (d) The board may delegate the issuance of emergency
15 contractor's licenses to its administrative staff; provided that
16 the applicant shall be required to meet all of the requirements
17 specified in this section before the issuance of the license.

18 (e) Any person who violates section 444-9, in connection
19 with the offer or performance of repairs to a residential or
20 nonresidential structure for damage caused by a natural disaster
21 in a political subdivision for which a state of emergency or
22 disaster is proclaimed by the governor, may be punished by a



1 fine of up to \$10,000, or imprisonment up to one year, or both,
2 in addition to all other remedies or penalties."

3 SECTION 2. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

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



Report Title:

Contractor Licensing

Description:

Ensures an adequate supply of licensed contractors is available to perform necessary repairs and reconstruction work during a state of emergency or disaster. (SD1)

