

STAND. COM. REP. NO.

521

Honolulu, Hawaii

MAR 05 2009

RE: S.B. No. 205

S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Madam:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 205, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO OWNER-BUILDERS,"

begs leave to report as follows:

The purpose of this measure is to clarify the exemption from licensure by the contractors licensing board for owner-builders by increasing the period prohibiting sale, limiting the number of exemptions granted to an owner-builder, and clarifying violation provisions.

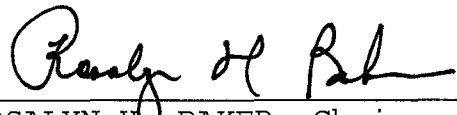
Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs and the Subcontractors Association of Hawaii. Testimony in opposition to this measure was received from Hawaii Association of Realtors. Testimony with comments on this measure was received from the Contractors Licensing Board. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that this measure will enhance enforcement of laws prohibiting unlicensed construction and contracting activity. Your Committee finds that property owners should be allowed to perform work on their own property. However, your Committee believes that this measure is necessary to deter owner-builders or subcontractors from avoiding safety, payroll, and tax responsibilities by abusing the owner-builder permit process.



As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 205, S.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Commerce and
Consumer Protection,



ROSALYN H. BAKER, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* SB 205, SD 1	Committee Referral: EDH, CPN	Date: 2/27/2009		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
IGE, David Y. (VC)	✓			
ESPERO, Will	✓			
GREEN, M.D., Josh				✓
IHARA, Jr., Les				✓
SAKAMOTO, Norman				✓
HEMMINGS, Fred	✓			
TOTAL	4			3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">David Y Ige</div>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes