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# A BILL FOR AN ACT

RELATING TO CONTRACTORS.

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

1           SECTION 1. Chapter 444, Hawaii Revised Statutes, is  
2 amended by adding a new section to be appropriately designated  
3 and to read as follows:  
4           "§444-    Licensing; power of board to accept equivalent  
5 knowledge. The board in its discretion may accept any  
6 reasonably equivalent knowledge, training, or experience of the  
7 applicant for a license in lieu of a specific experience  
8 requirement, including self-employed or unlicensed experience,  
9 if upon investigation and verification, the board makes a  
10 detailed written finding to that effect and the written finding  
11 is made available for public inspection."

12           SECTION 2. Section 444-11, Hawaii Revised Statutes, is  
13 amended by amending subsection (a) to read as follows:

14           "(a) No license hereunder shall be issued to:

15           (1) Any person unless the person has filed an application  
16           and paid the applicable fees;



- 1           (2) Any person unless the person meets the experience  
2           requirements as prescribed in the board's rules;  
3           provided that the board may accept reasonably  
4           equivalent knowledge, training, or experience  
5           ~~[acquired on a self-employed or unlicensed basis if~~  
6           ~~the experience can be verified,]~~ as provided in  
7           section 444-    ;
- 8           (3) Any person who does not possess a history of honesty,  
9           truthfulness, financial integrity, and fair dealing;  
10          provided that any person who during the six years  
11          prior to application has failed to satisfy an  
12          undisputed debt or a judgment relating to services or  
13          materials rendered in connection with operations as a  
14          contractor shall be presumed not to possess a history  
15          of financial integrity;
- 16          (4) Any person unless the person has successfully passed a  
17          written examination as prescribed by the board;
- 18          (5) Any individual unless the individual is age eighteen  
19          years or more;
- 20          (6) Any joint venture ~~[which]~~ that is not exempt under  
21          section 444-2(8) unless the contracting business



1           thereof is under the direct management of a member or  
2           employee thereof, and unless the member or employee  
3           holds an appropriate license;

4           (7) Any individual who is unable to qualify as a  
5           contractor or any partnership or corporation, unless  
6           the contracting business of the individual,  
7           partnership, or corporation is under the direct  
8           management of an employee, partner, or officer thereof  
9           who holds an appropriate license;

10          (8) Any person unless the person submits satisfactory  
11          proof to the board that the person has obtained  
12          workers' compensation insurance, or has been  
13          authorized to act as a self-insurer under chapter 386  
14          or is excluded from the requirements of chapter 386;

15          (9) Any person unless the person submits satisfactory  
16          proof to the board that the person has obtained  
17          liability insurance; or

18          (10) Any person unless the person submits a bond if  
19          required by the board under section 444-16.5."

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

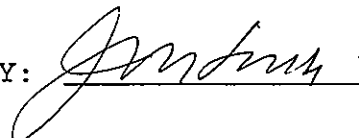


# H.B. NO. 129

1 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: \_\_\_\_\_



JAN 22 2015



# H.B. NO. 129

**Report Title:**

Contractors; Licensure Requirements

**Description:**

Allows the contractors license board to accept in lieu of a specific experience requirement for licensure, equivalent knowledge, training, or experience, including self-employed or unlicensed experience, if the board investigates and makes a detailed written finding available for public inspection.

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