

JAN 23 2015

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.



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

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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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