

STAND. COM. REP. NO.

1764

Honolulu, Hawaii

April 17, 2009

RE: H.C.R. No. 124
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.C.R. No. 124, H.D. 1, entitled:

"HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE PROPER INTERPRETATION AND APPLICATION OF THE PHRASE "INCIDENTAL AND SUPPLEMENTAL" WITH REGARD TO THE CONTRACTING BUSINESS,"

begs leave to report as follows:

The purpose of this concurrent resolution is to request that the Legislative Reference Bureau conduct a study on how the phrase "incidental and supplemental" should be interpreted and applied in the bidding process. The Legislative Reference Bureau is further requested to determine the extent of work that can be performed by a specialty contractor when the specialty contractor is not licensed for that work, and consider the interests and protection of consumers in conducting the study.

The Contractors License Board and the Legislative Reference Bureau submitted testimony with comments on this concurrent resolution. The Subcontractors Association of Hawaii (SAH) and Iron Workers Stabilization Fund submitted testimony in support of this concurrent resolution. The Building Industry Association and General Contractors Association of Hawaii submitted testimony in opposition.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to

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this report, your Committee concurs with the intent and purpose of H.C.R. No. 124, H.D. 1, and recommends its adoption.

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



ROBERT N. HERKES, Chair



