

STAND. COM. REP. NO.

163

Honolulu, Hawaii

Feb 10, 2011

RE: H.B. No. 885

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Economic Revitalization & Business, to which was referred H.B. No. 885 entitled:

"A BILL FOR AN ACT RELATING TO CONTRACTORS,"

begs leave to report as follows:

The purpose of this bill is to require the Contractors License Board (Board) to conduct a public hearing prior to making any determination on:

- (1) Contractor's license applications, if the Board has received timely opposition to the applicant pursuant to Board rule;
- (2) Disciplinary actions; or
- (3) Settlement agreements subject to Board approval and entered into between the Regulated Industries Complaints Office and a licensee who is subject to disciplinary action.

The Pacific Resource Partnership and the International Union of Painters and Allied Trades, District Council 50, supported this bill. The Board opposed this measure. The Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs (DCCA) submitted comments.

HB885 HD1 HSCR ERB HMS 2011-1980

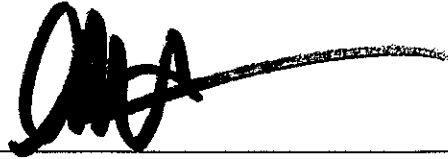


Your Committee notes that concerns were raised during the public hearing on this measure regarding the justification for imposing specific requirements for the Board that are not imposed on the other licensing boards and programs under the DCCA's purview. Your Committee intends to continue working on this matter and also respectfully requests your Committee on Consumer Protection and Commerce to address this particular issue when this bill is referred to that committee.

In light of these concerns, your Committee has amended this measure by changing its effective date to July 1, 2112, to encourage further discussion. Technical, nonsubstantive amendments were also made for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Economic Revitalization & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 885, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 885, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

Respectfully submitted on
behalf of the members of the
Committee on Economic
Revitalization & Business,



ANGUS L.K. MCKELVEY, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSCR163

Record of Votes of the Committee on Economic Revitalization & Business

| Bill/Resolution No.: HB 885 | Committee Referral: ERB CPC, FIN | Date: 8/3/11 | | |
|--|--|---------------------|------|---------|
| <input type="checkbox"/> The committee is reconsidering its previous decision on the measure. | | | | |
| The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit) | | | | |
| ERB Members | Ayes | Ayes (WR) | Nays | Excused |
| 1. McKELVEY, Angus L.K. (C) | ✓ | | | |
| 2. CHOY, Isaac W. (VC) | ✓ | | | |
| 3. AWANA, Karen L. | ✓ | | | |
| 4. BROWER, Tom | ✓ | | | |
| 5. EVANS, Cindy | ✓ | | | |
| 6. HASHEM, Mark J. | ✓ | | | |
| 7. NISHIMOTO, Scott Y. | ✓ | | | |
| 8. TOKIOKA, James Kunane | | | | ✓ |
| 9. TSUJI, Clift | ✓ | | | |
| 10. MARUMOTO, Barbara C. | | ✓ | | |
| 11. PINE, Kymberly Marcos | | ✓ | | |
| | | | | |
| | | | | |
| TOTAL (11) | 8 | 2 | 0 | 1 |
| The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s) | | | | |
| Vice Chair's or designee's signature: | | | | |
| Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO | | | | |