

Honolulu, Hawaii

FEB 28 2013

RE: S.B. No. 1293

S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 1293 entitled:

"A BILL FOR AN ACT RELATING TO CONTRACTORS,"

begs leave to report as follows:

The purpose and intent of this measure is to require any person applying for a license as an electrical contractor, pole and line contractor, high voltage electrical contractor, or electronic systems contractor to possess a trade license to perform electrical work in the State.

Your Committee received testimony in support of this measure from the Electrical Contractors Association of Hawaii; International Brotherhood of Electrical Workers, Local Union 1186; Hawaii Building and Construction Trades Council, AFL-CIO; and D. Suehiro Electric, Inc. Your Committee received testimony in opposition to this measure from the Hawaiian Electric Company, Inc.; Building Industry Association of Hawaii; and Custom Electronic Design & Installation Association. Your Committee received comments on this measure from the Contractors License Board and Hawaiian Telecom.

Your Committee finds that this measure fixes a loophole in the existing electrical contractor licensing law. For instance, electrical contractors in Hawaii must pass a state-required test to manage an electrical contracting company and the requirements to receive an electrical contracting license to run a business are different from the requirements to receive a journey worker



electrician license to perform or supervise the electrical field work. Proper supervision and technical decisions of electrical work comes with proper training and competency in the electrical trade that is obtained through the electrician's licensing process.

Your Committee further finds that electrical work may pose hazards related to public and worker safety. This measure ensures that individuals applying to be licensed as electrical contractors, pole and line contractors, high voltage electrical contractors, or electronic systems contractors will be required to demonstrate the appropriate electrical worker knowledge and training.

Your Committee additionally finds that public utilities are granted an exemption from chapter 448E, Hawaii Revised Statutes. For consistency, your Committee concludes that a similar exemption from the licensing requirements of this measure is needed.

Accordingly, your Committee has amended this measure by providing that all employees of a public utility within the State under a franchise or charter granted by the State which is regulated by the Public Utilities Commission and community antennae television company, while so employed, shall be exempt from the licensing requirements proposed by this measure.

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. 1293, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1293, S.D. 1, and be placed on the calendar for Third Reading.

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

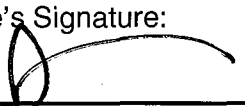


ROSALYN H. BAKER, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 1293	CPN	2/26/13		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" 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)	✓			
GALUTERIA, Brickwood (VC)	✓			
NISHIHARA, Clarence K.	✓			
SOLOMON, Malama	✓			
TANIGUCHI, Brian T.	✓			
WAKAI, Glenn	✓			
SLOM, Sam				✓
TOTAL	6			1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution: Original Yellow Pink Goldenrod				
File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes