

LATE

**PRESENTATION OF THE
CONTRACTORS LICENSE BOARD**

**TO THE SENATE COMMITTEE ON
COMMERCE AND CONSUMER PROTECTION**

**TWENTY-SEVENTH LEGISLATURE
Regular Session of 2014**

Thursday, February 20, 2014
10:00 a.m.

TESTIMONY ON SENATE BILL NO. 2945, RELATING TO CONTRACTORS.

**TO THE HONORABLE ROSALYN H. BAKER, CHAIR,
AND MEMBERS OF THE COMMITTEE:**

My name is Peter H.M. Lee, Chairperson of the Contractors License Board ("Board") Legislative Committee. Thank you for the opportunity to testify on Senate Bill No. 2945, which proposes to amend the requirements to obtain an electrical, pole and line, high voltage electrical, and electronic systems contractor's license.

The Board opposes this measure for the following reasons.

Currently, an applicant for an electrical, pole and line, high voltage electrical, or electronic systems contractor's license is required to demonstrate four (4) years of supervisory experience in the appropriate classification in order to qualify for the license. This bill proposes to add the requirement that the applicant first have a journey worker electrician's (EJ) or journey worker specialty electrician's (EJS) license in order to qualify for a contractor's license.

If passed, this bill will preclude qualified applicants who do not have a journey worker electrician's or journey worker specialty electrician's license from qualifying for a contractor's license. The Board believes that its current experience requirement is sufficient to ensure an applicant's qualifications and expertise to engage in electrical

LATE

LABORERS' INTERNATIONAL UNION OF NORTH AMERICA LOCAL 368



PETER A. GANABAN
Business Manager
Secretary-Treasurer

ALFONSO OLIVER
President

JOBY NORTH II
Vice President

TONI FIGUEROA
Recording Secretary

THOMAS CATHCART
Executive Board

JAMES DRUMGOLD JR.
Executive Board

LEIMOMI JOHNSON
Executive Board

MARK MAGUSARA
Auditor

MARK TRAYALINO
Auditor

JOSEPH YAW
Auditor

LEUMA L. LEATUMAUGA
Sergeant-At-Arms

February 19, 2014

Honorable Rosalyn Baker, Chair
Honorable Brian Taniguchi, Vice Chair
Members of the Senate Committee on Commerce and Consumer Protection

RE: SB2945 Relating to Contractors

Date: February 20, 2014
Time: 10:00 A.M.
Place: Room 229
Position: Oppose with comments

Dear Chair Baker, Vice Chair Taniguchi and members of the Commerce and Consumer Protection Committee:

The Hawaii Laborers' Union opposes with comments on SB2945. This measure proposes a new chapter, 444- with the title "Licensing of electrical contractors, pole and line contractors, high voltage electrical contractors, and electronic systems contractors; minimum qualifications".

The Hawaii Laborers' Union supports the minimum qualifications for electrical contractors, pole and line contractors, high voltage and electrical contractors. We **DO NOT** support the term "electronic systems contractors" because the term "systems" can be interpreted to be all encompassing.

The Hawaii Laborers' Union has been performing the following tasks for several decades under supervision, safely and efficiently.

Landscapers & Irrigation Laborer "A"

The works of this classification include the following:

- Installation of non-potable permanent or temporary irrigation water systems performed for the purpose of landscaping and irrigation
- architectural horticultural work
- the installation of drinking fountains
- permanent or temporary irrigation systems using potable water for landscaping and irrigation architectural horticultural purposes only.

contracting in the State. The Board also believes that requiring a separate journey worker electrician's or journey worker specialty electrician's license for these specific contractor license classifications is unnecessary as Hawaii Revised Statutes ("HRS") chapter 448E already requires individuals who actually perform electrical work in the State to hold the appropriate journey worker electrician's and journey worker specialty electrician's license.

The Board also notes that plumbers are the other licensed craft under HRS chapter 448E; however, this bill does not require plumbing contractor applicants to hold the journey worker plumber license. Thus, the Board believes that it is inconsistent to carve out a requirement for only one of the licensed crafts under HRS chapter 448E.

Further, the Board is not aware of any situation where an electrical contractor who did not previously hold a journey worker electrician's or journey worker specialty electrician's license harmed the public. Thus, the Board believes that its current supervisory experience requirement for licensure as an electrical contractor is sufficient to protect the public.

For these reasons, the Board is opposed to Senate Bill No. 2945 and respectfully requests that it be held. Thank you for the opportunity to testify on this measure.

Hawai'i Construction Alliance

LATE

P.O. Box 179441
Honolulu, HI 96817
(808) 348-8885

February 19, 2014

The Honorable Rosalyn H. Baker, Chair
The Honorable Brian T. Taniguchi, Vice Chair
and members
Committee on Commerce and Consumer Protection
Hawai'i State Senate
Honolulu, Hawai'i 96813

Dear Chair Baker, Vice Chair Taniguchi, and members:

The Hawai'i Construction Alliance is opposed to SB2945, relating to contractors.

The Hawai'i Construction Alliance is comprised of the Hawai'i Regional Council of Carpenters; the Hawai'i Masons Union, Local 1 and Local 630; the Laborers' International Union of North America, Local 368; and the Operating Engineers, Local 3. Together, the four member unions of the Hawai'i Construction Alliance represent over 15,000 working men and women in the four basic crafts of Hawai'i's construction industry.

SB2945 proposes 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.

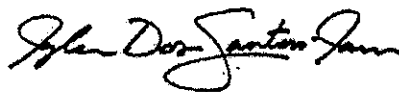
The General Contractors Association has raised a number of strong objections to this bill; we would like to specifically echo their concerns that this bill may unintentionally create jurisdictional disputes in regard to duct line and conduit line work.

SB2945 does not address whether "A" general engineering contractors would have to use licensed journeyman electrical workers to perform duct or conduit work. At present, this type of work is often performed by Laborers, who represent one of the four unions of the Hawai'i Construction Alliance.

SB2945 may allow electricians to claim jurisdiction over laying conduit and duct lines, even though the Contractors' License Board has consistently held that laying conduit and duct lines can be performed by "A" general engineering contractors. If SB2945 does have this effect, we are concerned that this would take work away from our members.

Mahalo for the opportunity to testify in opposition to SB2945.

Aloha,



Tyler Dos Santos-Tam
Executive Director
Hawai'i Construction Alliance

This work includes installing low voltage electrical lines carrying less than 50 volts.

Therefore, we propose that the following amendments on:

- Page 2, line 5, "except that this provision does not apply to the installation of low voltage (less than 50 volts) by a qualified contractor.
- Page 2, line 9 should also be amended with "except that this provision does not apply to the installation of low voltage (less than 50 volts) by a qualified contractor.

Thank you for the opportunity to submit this testimony.

Sincerely,

A handwritten signature in cursive script that reads "Al Lardizabal". The signature is written in black ink and is positioned above the typed name.

Al Lardizabal
Government Relations

LATE

SB2945

Submitted on: 2/19/2014

Testimony for CPN on Feb 20, 2014 10:00AM in Conference Room 229

| Submitted By | Organization | Testifier | Presentation |
|----------------|-------------------------------|-----------|--------------|
| Ryan Takahashi | Hawaii Electric Light & Power | | |

Comments:

Please note that testimony submitted electronically is not subject to public release unless it is specifically identified, or directed to the unclassified office, and is available to the public prior to the convening of the public hearing.

Do not reply to this email. This inbox is not monitored. For assistance please contact webmaster@capitol.hawaii.gov

LATE

The Pacific Resource
PARTNERSHIP



Testimony of Cindy McMillan
The Pacific Resource Partnership

Senate Committee on Commerce & Consumer Protection
Senator Rosalyn H. Baker, Chair
Senator Brian T. Taniguchi, Vice Chair

SB 2945 – RELATING TO CONTRACTORS
Thursday, February 20, 2014
10:00 AM
Conference Room 229

Dear Chair Baker, Vice Chair Taniguchi and Members of the Committee,

The Pacific Resource Partnership (PRP) is a labor-management consortium representing over 240 signatory contractors and the Hawaii Regional Council of Carpenters.

PRP opposes SB 2945, Relating to Contractors, which requires 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. This bill is unnecessary as existing licensing requirements are more than adequate and addresses proponent's concerns of safety.

If concerns remain regarding sole-proprietor who applies for an electrical contractor license and mistakenly perform electrical work without the required trade license, we believe that to be an enforcement issue and should not be attempted to be addressed legislatively.

Thank you for allowing us to voice our opinion and we respectfully request that this bill be held by the committee.