
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. (a) 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; provided that this
12 section shall not apply to elevator mechanics as defined in
13 chapter 448H."

14 SECTION 2. Section 444-11, Hawaii Revised Statutes, is
15 amended by amending subsection (a) to read as follows:

16 "(a) No license hereunder shall be issued to:



- 1 (1) Any person unless the person has filed an application
2 and paid the applicable fees;
- 3 (2) Any person unless the person meets the experience
4 requirements as prescribed in the board's rules;
5 provided that the board may accept reasonably
6 equivalent knowledge, training, or experience
7 ~~[acquired on a self-employed or unlicensed basis if~~
8 ~~the experience can be verified;]~~ as provided in
9 section 444- ;
- 10 (3) Any person who does not possess a history of honesty,
11 truthfulness, financial integrity, and fair dealing;
12 provided that any person who during the six years
13 prior to application has failed to satisfy an
14 undisputed debt or a judgment relating to services or
15 materials rendered in connection with operations as a
16 contractor shall be presumed not to possess a history
17 of financial integrity;
- 18 (4) Any person unless the person has successfully passed a
19 written examination as prescribed by the board;
- 20 (5) Any individual unless the individual is age eighteen
21 years or more;



- 1 (6) Any joint venture [~~which~~] that is not exempt under
2 section 444-2(8) unless the contracting business
3 thereof is under the direct management of a member or
4 employee thereof, and unless the member or employee
5 holds an appropriate license;
- 6 (7) Any individual who is unable to qualify as a
7 contractor or any partnership or corporation, unless
8 the contracting business of the individual,
9 partnership, or corporation is under the direct
10 management of an employee, partner, or officer thereof
11 who holds an appropriate license;
- 12 (8) Any person unless the person submits satisfactory
13 proof to the board that the person has obtained
14 workers' compensation insurance, or has been
15 authorized to act as a self-insurer under chapter 386
16 or is excluded from the requirements of chapter 386;
- 17 (9) Any person unless the person submits satisfactory
18 proof to the board that the person has obtained
19 liability insurance; or
- 20 (10) Any person unless the person submits a bond if
21 required by the board under section 444-16.5."



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

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



Report Title:

Contractors; Licensure Requirements

Description:

Allows the Contractors License Board, for contracting positions excluding elevator mechanics, 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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