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GCA of Hawaii

GENERAL CONTRACTORS ASSOCIATION OF HAWAII

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March 15, 2017

TO: HONORABLE ROSALYN BAKER, CHAIR, HONORABLE CLARENCE NISHIHARA, VICE CHAIR, COMMITTEE ON COMMERCE, CONSUMER PROTECTION AND HEALTH

SUBJECT: **COMMENTS REGARDING S.C.R 6** Urging the Contractors License Board to reclassify or eliminate the interim specialty license.

Committee Meeting
DATE: March 15, 2017
TIME: 9:00 AM
PLACE: Capitol Room 229

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

The General Contractors Association of Hawaii (GCA) is an organization comprised of over five hundred general contractors, subcontractors, and construction related firms. The GCA was established in 1932 and is the largest construction association in the State of Hawaii. The GCA's mission is to represent its members in all matters related to the construction industry, while improving the quality of construction and protecting the public interest.

GCA has **comments** regarding Senate Concurrent Resolution 6 (SCR 6) which requests that the Contractors License Board (Board) conduct a review of the C-68 classified specialist license classification, modify the existing classification, and adopt a new specialty license classification to replace the existing C-68 classification. While we appreciate this Resolution regarding the C-68 license, the Contractors License Board has made an effort to roll C-68 specialty classifications into other existing specialty license classifications

In 2013 when the Contractors License Board did a comprehensive review of the licensing statute and regulations they issued a report in 2014 which suggested some adjustments to the C-68 classifications. In 2013 GCA proposed an amendment that would protect an existing contractor performing specialized work which could be closely related to a newly adopted C-68 specialty license and would not be cited for unlicensed activity, however the amendment was not adopted. GCA's amendment proposed that because the C-68 category of license does not go through the conventional approval and testing process, it should not exclude other existing licensees from performing the work until it is incorporated into a permanent license category. In California such specialty classifications are developed by staff and approved by the Board as policy. Currently, applicants for a C-68 license (18 current C-68 licenses) are required to meet all applications requirements, including four years supervisory experience in particular trade and pass the business law exam. There are no examinations for any of the 18 C-68 licenses.

Thank you for the opportunity to express our comments on this measure.



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**TESTIMONY OF HAWAII LECET
CLYDE T. HAYASHI - DIRECTOR**

COMMITTEE ON COMMERCE, CONSUMER PROTECTION, AND HEALTH
Senator Rosalyn H. Baker, Chair
Senator Clarence K. Nishihara, Vice Chair

NOTICE OF HEARING

LATE

DATE: Wednesday, March 15, 2017
TIME: 9:00 a.m.
PLACE: State Capitol, Room 229

**TESTIMONY ON SENATE CONCURRENT RESOLUTION NO. 6, URGING THE CONTRACTORS
LICENSE BOARD TO RECLASSIFY OR ELIMINATE THE INTERIM SPECIALTY LICENSE.**

ALOHA COMMITTEE CHAIR ROSALYN BAKER, COMMITTEE VICE CHAIR CLARENCE
NISHIHARA, AND MEMBERS OF THE COMMITTEE:

My name is Clyde T. Hayashi, and I am the Director of Hawaii LECET. Hawaii LECET is a labor-management partnership between the Hawaii Laborers Union, Local 368, and its unionized contractors.

Mahalo for the opportunity to testify in **OPPOSITION** to Senate Concurrent Resolution No. 6. This resolution urges the Contractor License Board (CLB) to conduct a review of the C-68 classified specialist license classification and modify the existing classification or propose and adopt a new specialty license classification to replace the existing C-68 license classification.

The CLB has already begun the process to update its Administrative Rules for Specialty Licenses which includes reviewing, categorizing, and defining the C-68 Classified Specialist licenses. The CLB will also be updating licenses held by the General Engineering "A" Contractor, General Building "B" Contractors, and providing clarity to "incidental and supplemental" based on the CLB's Final Order in the District Council 50 v. Lopez case.

For this reason, I believe Senate Concurrent Resolution No. 6 is not necessary and we request that it be deferred.