

STAND. COM. REP. NO.

209

Honolulu, Hawaii

February 8, 2019

RE: H.B. No. 838

H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committee on Labor & Public Employment, to which was referred H.B. No. 838 entitled:

"A BILL FOR AN ACT RELATING TO CONTRACTORS,"

begs leave to report as follows:

The purpose of this measure is to exempt eleemosynary organizations that meet certain conditions, from licensure and other requirements of contractors under Chapter 444, Hawaii Revised Statutes (HRS).

Trilogy Corporation dba Trilogy Excursions, Calypso Charters, Malama Kai Foundation, Jack's Diving Locker, Ocean Tourism Coalition, and an individual testified in support of this measure. The Associated Builders and Contractors, Inc. - Hawaii Chapter opposed this measure. The Contractors License Board commented on this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2050, to facilitate further discussion; and
- (2) Making a technical, nonsubstantive amendment for clarity and style.

HB838 HD1 HSCR LAB HMS 2019-1877



Your Committee notes that the narrow construction of the language in the measure limits the types of eleemosynary organizations that would be exempt from the contractor licensure requirements under Chapter 444, HRS. Your Committee also notes that to qualify for exemption, an eleemosynary organization must meet certain requirements, including having performed the same or substantially similar projects or operations for at least ten consecutive years as determined by the Contractors License Board.

As affirmed by the record of votes of the members of your Committee on Labor & Public Employment that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 838, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 838, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on  
behalf of the members of the  
Committee on Labor & Public  
Employment,



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AARON LING JOHANSON, Chair



