

MAR 10 2023

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# SENATE CONCURRENT RESOLUTION

REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND  
THE CONTRACTORS LICENSE BOARD TO ENSURE THAT THE  
CONTRACTORS LICENSE BOARD INCLUDES AT LEAST TWO MEMBERS  
WITH EXPERTISE IN SPECIALTY STRUCTURAL CONTRACTING.

1           WHEREAS, the Legislature finds that construction industry  
2 review boards, such as the Contractors License Board, are  
3 necessary to protect the health, safety, and welfare of the  
4 general public; and

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6           WHEREAS, the Legislature has also established, for example,  
7 the special Board of Electricians and Plumbers to ensure that  
8 the licensure for these specialized trades are reviewed and  
9 administered appropriately; and

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11           WHEREAS, a General Engineering Contractor or General  
12 Building Contractor is required to ensure that the  
13 subcontractors and workers assigned to install and erect  
14 specialized steel structures, like those performing welding  
15 services, have sufficient knowledge and experience to maintain a  
16 safe work environment and make certain the installation and  
17 construction of the specialized structure is properly done; and

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19           WHEREAS, General Engineering Contractor licenses and  
20 General Building Contractor licenses issued by the Contractors  
21 License Board automatically hold a number of specialty  
22 classifications without requiring further examination or payment  
23 of additional fees, a number of which may greatly influence the  
24 structural integrity of a building, namely:

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26           (1) C-6 Carpentry Framing;

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28           (2) C-31 Masonry;

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- 1 (3) C-32 Ornamental, Guardrail, and Fencing;
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- 3 (4) C-35 Pile Driving; Pile and Caisson Drilling;
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- 5 (5) C-38 Post Tensioning;
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- 7 (6) C-41 Reinforcing Steel;
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- 9 (7) C-48 Structural Welding; and
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- 11 (8) C-56 Welding; and
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13 WHEREAS, Specialty Contractor licenses, however, do not  
14 automatically include additional specialty classifications but  
15 are instead issued according to nearly one hundred different  
16 subclassifications that require special skills, or to those  
17 whose principal contracting business involves the use of  
18 specialized building trades or crafts, including the eight  
19 structure-related subclassifications identified above; and  
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21 WHEREAS, existing law requires that the Contractors License  
22 Board include five Specialty Contractors in its membership, but  
23 does not require diversity among the many specialty  
24 subclassifications; and  
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26 WHEREAS, the composition of members on the Contractors  
27 License Board should include at least two members who are  
28 Specialty Contractors with experience in at least one of the  
29 eight structural trades identified above; and  
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31 WHEREAS, the Legislature finds that the public's health,  
32 safety, and welfare may be unduly put at risk without  
33 specialized structural contracting expertise being represented  
34 on the Contractors License Board; now, therefore,  
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36 BE IT RESOLVED by the Senate of the Thirty-second  
37 Legislature of the State of Hawaii, Regular Session of 2023, the  
38 House of Representatives concurring, that the Department of  
39 Commerce and Consumer Affairs and Contractors License Board are  
40 requested to ensure that the Contractors License Board includes,  
41 at all times, at least two Specialty Contractor members licensed  
42 in at least one of the eight structural contracting



1 subclassifications listed above; provided that the license was  
2 not issued automatically as a result of holding a General  
3 Engineering Contractor license or a General Building Contractor  
4 license; and

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6 BE IT FURTHER RESOLVED that the Department of Commerce and  
7 Consumer Affairs, in conjunction with the Contractors License  
8 Board, is requested to consider:

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10 (1) The feasibility of establishing an advisory committee  
11 focused on structural contracting issues within the  
12 existing Board composition to enhance sensitivity and  
13 attention given to structural contracting issues; and

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15 (2) Whether the Contractors License Board's existing  
16 administrative rules that allow for the automatic  
17 issuance of certain specialty licenses enumerated  
18 above for General Engineering Contractors and General  
19 Building Contractors, without further examination or  
20 fees, are prudent and sufficiently ensure the health,  
21 safety, and welfare of the public; and

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23 BE IT FURTHER RESOLVED that the Department of Commerce and  
24 Consumer Affairs, in conjunction with the Contractors License  
25 Board, is requested to submit a report on its findings,  
26 including any proposed legislation, to the Legislature no later  
27 than twenty days prior to the convening of the Regular Session  
28 of 2024; and

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30 BE IT FURTHER RESOLVED that certified copies of this  
31 Concurrent Resolution be transmitted to the Director of Commerce  
32 and Consumer Affairs and Chairperson of the Contractors License  
33 Board.

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OFFERED BY: Kurt Ferrelle

