

**ACT 132**

**H.B. NO. 2012-84**

A Bill for an Act Relating to Contractors.

*Be It Enacted by the Legislature of the State of Hawaii:*

**SECTION 1.** Section 444-9.2, Hawaii Revised Statutes, is amended to read as follows:

“[ ]§444-9.2[ ]] **Advertising.** (a) It is a misdemeanor for any person, including a person who is exempt by section 444-2 from this chapter, to advertise as a contractor unless such person holds a valid license under this chapter in the classification so advertised. “Advertise” as used in this section includes, but is not limited to, the issuance of any card, sign, or device to any person, the causing, permitting, or allowing of any sign or marking on or in any building, vehicle or structure, or advertising in any newspaper or magazine, or advertising other than in-column listings in any directory under a [listing] classification of contractor, or [broadcasting] commercials broadcast by airwave transmission, with or without any limiting qualifications.

(b) A contractor may advertise in print or broadcast medium, as defined in subsection (a) only if the contractor includes in the advertisement the contractor’s applicable and current license number and provides proof of the number’s validity to the publisher or producer of the advertising medium. The publisher or producer of a print or broadcast advertising medium shall refuse to publish or broadcast an advertisement for a contractor who does not provide proof of current license registration and who does not include a currently valid license number in the advertisement.

(c) The publisher or producer of a print or broadcast advertising medium shall not be liable in any suit, action, or claim arising from its refusal to list or accept advertisements pursuant to subsection (b).”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 3. This Act shall take effect on November 1, 1984.

(Approved May 19, 1984.)