

A Bill for an Act Relating to Contractors.

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

SECTION 1. Section 444-4, Hawaii Revised Statutes, is amended to read:

“§444-4 Powers and duties of board. In addition to any other duties and powers granted by this chapter the contractors license board shall:

- (1) Grant licenses to contractors pursuant to this chapter;
- (2) Make, amend, or repeal such rules [and regulations] as it may deem proper fully to effectuate this chapter and carry out the purpose thereof which purpose is the protection of the general public. All such rules [and regulations] shall be approved by the governor and the director of commerce and consumer affairs, and when adopted pursuant to chapter 91, shall have the force and effect of law. The rules [and regulations] may forbid acts or practices deemed by the board to be detrimental to the accomplishment of the purpose of this chapter. The rules [and regulations] may require contractors to make reports to the board containing such items of information as will better enable the board to enforce this chapter and rules [and regulations], or as will better enable the board from time to time to amend the rules [and regulations] more fully to effectuate the purposes of this chapter. The rules [and regulations] may require contractors to furnish reports to owners containing such matters of information as the board deems necessary to promote the purpose of this chapter. The enumeration of specific matters which may properly be made the subject of rules [and regulations] shall not be construed to limit the board's general power to make all rules [and regulations] necessary fully to effectuate the purpose of this chapter;
- (3) Enforce this chapter and rules [and regulations] adopted pursuant thereto;
- (4) Suspend or revoke any license for any cause prescribed by this chapter, or for any violation of the rules [and regulations], and refuse to grant any license for any cause which would be ground for revocation or suspension of a license;
- (5) Publish and distribute pamphlets and circulars containing such information as it deems proper to further the accomplishment of the purpose of this chapter[.]; and
- (6) [Prepare,] Contract for professional testing services to prepare, administer, and grade such examinations and tests for applicants as may be required for the purposes of this chapter. The board shall determine the scope and length of such examinations and tests,

whether they shall be oral, written, or both, and the score that shall be deemed a passing score.”

SECTION 2. Section 444-12, Hawaii Revised Statutes, is amended to read:

“**§444-12 Application; fees.** (a) Every applicant for a license under this chapter shall file an application with the contractors license board in such form and setting forth such information as may be prescribed or required by the board, and shall furnish such additional information bearing upon the issuance of the license as it shall require. Every application shall be sworn to before an officer authorized to administer oaths. In the case of a copartnership, joint venture, or corporation, any member or officer thereof may sign the application and verify the same on behalf of the applicant.

(b) Every application for a license hereunder shall be accompanied by an application fee of \$25.

(c) Every applicant who is required by the board to be examined shall pay, directly to the testing agency, an examination fee as provided in rules adopted by the director pursuant to chapter 91.”

SECTION 3. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved May 31, 1985.)