

A Bill for an Act Relating to Uniform Licensing Requirements.

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

SECTION 1. Section 436B-9, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) An application [may] shall be considered to be abandoned if it is not completed and the required documents and other information are not submitted to the department within [one year from the date first filed.] two years from the last date documents or information were requested; provided that the licensing authority may extend this time period by rule. The licensing authority shall not be required to act on any abandoned application, and the application may be [returned or] destroyed by the licensing authority or its delegate.”

SECTION 2. Section 436B-10, Hawaii Revised Statutes, is amended to read as follows:

“**§436B-10 Application and requirements for licensure.** (a) Application for a license shall be made under oath on [a] an application form to be furnished by the licensing authority. [The form may require the applicant to provide the following:] An applicant shall provide the following information on the application form:

- (1) The applicant's legal name;
- (2) [A statement] Affirmation that the applicant is beyond the age of majority;
- (3) The applicant's current residence, business[, and mailing addresses[;], and phone numbers;
- (4) The applicant's social security number[;] if the licensing authority is authorized by federal law to require the disclosure;
- (5) The date and place of any conviction of a penal crime directly related to the profession or vocation in which the applicant is applying for licensure, unless the conviction has been expunged or annulled, or is otherwise precluded from consideration by section 831-3.1; [and]
- (6) Proof that the applicant is a United States citizen, a United States national, or an alien authorized to work in the United States;
- (7) Disclosure of similar licensure in any state or territory;
- (8) Disclosure of disciplinary action by any state or territory against any license held by the applicant; and
- [(6)] (9) Any other information the licensing authority may require to investigate the applicant's qualifications for licensure.

Failure to provide the above information and pay the required fees shall be grounds to deny the application for licensure.

(b) In addition to any other requirements provided by law, all applicants shall be:

- (1) Beyond the age of majority; and
- (2) A United States citizen, a United States national, or an alien authorized to work in the United States.”

SECTION 3. Section 436B-11, Hawaii Revised Statutes, is amended to read as follows:

“§436B-11 [License] Additional licensure requirements. In addition to any other requirements provided by law, the licensing authority may also require by rule that the applicant [to] provide the following:

- [(1)] A complete application with every applicable fee;
- (2) Attestation that the applicant is beyond the age of majority prior to the date of the application; in]
- (1) In the case of a partnership applicant, each general partner shall attest that each partner is beyond the age of majority;
- [(3)] (2) Proof that the applicant is competent, trustworthy, fair, and has financial integrity; and
- [(4)] (3) Proof that the applicant has satisfied all applicable business registration requirements prior to applying for licensure[; and
- (5) Proof that the applicant is a United States citizen, United States national, or an alien authorized to work in the United States].”

SECTION 4. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 5. This Act shall take effect upon its approval.

(Approved April 24, 1995.)