STAND. COM. REP. NO. 555-08

Honolulu, Hawaii FENIS, 2008

RE: H.B. No. 3107 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 3107, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO OWNER-BUILDER PERMITS,"

begs leave to report as follows:

The purpose of this bill is to protect Hawaii's real estate consumers.

Specifically, this bill:

- Requires sellers to disclose whether a building or structure was built or improved under an owner-builder permit;
- (2) Clarifies that owner-builders must use licensed subcontractors when altering, improving, demolishing, or repairing any building or structure; and
- (3) Establishes penalties for owner-builders who fail to comply with these requirements.

Your Committee received testimony in support of this bill from the Contractors License Board, the Office of Hawaiian Affairs, the Associated Builders and Contractors of Hawaii, and one individual.



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Your Committee finds that this bill preserves the right of property owners to construct or make improvements to their property while at the same time protecting the public.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 3107, H.D. 1, and recommends that it be referred to the Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

ROBERT N. HERKES, Chair



State of Hawaii House of Representatives The Twenty-fourth Legislature

HSCRSS5-08

Record of Votes of the Committee on Consumer Protection & Commerce

| Bill/Resolution No.:Committee Referral:Date:HB3107,HD1 (HSCR118-08)HSH,CPC,JUD02/13/04 | | | | |
|---|----------------------------|----------------|------------------|---------|
| The committee is reconsidering its previous decisio | | | | |
| The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit) | | | | |
| CPC Members | Ayes | Ayes (WR) | Nays | Excused |
| 1. HERKES, Robert N. (C) | ¥ | | | |
| 2. McKELVEY, Angus L.K. (VC) | ¥ | | | |
| 3. EVANS, Cindy | * | | | |
| 4. GREEN, Josh, M.D. | <u>بر</u> | | | |
| 5. ITO, Ken | 4 | | | |
| 6. LUKE, Sylvia | ¥ | | - 4.1 | |
| 7. MORITA, Hermina M. | × | | | |
| 8. SONSON, Alex M. | | | | × |
| 9. SOUKI, Joseph M. | ĸ | | | |
| 10. TSUJI, Clift | × | | | |
| 11. YAMANE, Ryan I. | ¥ | | | |
| 12. YAMASHITA, Kyle T. | V V | | | |
| 13. MARUMOTO, Barbara C. | 9 | | | |
| 14. THIELEN, Cynthia | x | | | |
| | | | | |
| | | | | |
| TOTAL (14) | 13 | D | 0 | ţ |
| The recommendation is: Adopted If joint referral, | Not Adop committee acronym | did not suppor | t recommendation | |
| Vice Chair's or designee's signature: | | | | |
| Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office | | | | |