

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

SECTION 1. Section 10-8, Hawaii Revised Statutes, is amended to read as follows:

"[]§10-8[]] **Organization; quorum; meeting.** The board, at its first meeting after an election, shall elect from its own membership a chairperson and a vice-chairperson who shall serve [a term of two years.] at the pleasure of the board. Their election shall be immediately certified by the board to the lieutenant governor.

A majority of all members to which the board is entitled shall constitute a quorum to do business. The concurrence of a majority of all members to which the board is entitled shall be necessary to make any action of the board valid; provided that due notice shall be given to all members.

Meetings shall be called and held at the call of the chair or by a quorum, as often as may be necessary for transaction of the board's business. The board shall meet at least once annually on each of the islands of Hawaii, Maui, Molokai, Lanai, Kauai, and Oahu."

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 Statutory material to be repealed is bracketed.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

SECTION 3. This Act shall take effect upon its approval.

(Approved May 31, 1985.)

ACT 159

H.B. NO. 155

A Bill for an Act Relating to the Hawaiian Homes Commission Act, 1920, as Amended.

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

SECTION 1. **Purpose.** The purpose of this bill is to allow the department of Hawaiian home lands greater flexibility in granting licenses to agencies of the United States government.

SECTION 2. Section 207 of the Hawaiian Homes Commission Act, 1920, as amended, is amended by amending subsection (c) to read:

"(c)(1) The department is authorized to grant licenses as easements for railroads, telephone lines, electric power and light lines, gas mains, and the like. The department is also authorized to grant licenses for lots within a district in which lands are leased under the provisions of this section, for:

(A) Churches, hospitals, public schools, post offices, and other improvements for public purposes; and

(B) Theaters, garages, service stations, markets, stores, and other mercantile establishments (all of which shall be owned by native Hawaiians or by organizations formed and controlled by native Hawaiians).

(2) The department is also authorized[, with the approval of the governor,] to grant licenses to the United States [for terms not to exceed five years,] for reservations, roads, and other rights-of-way, water storage and distribution facilities, and practice target ranges[; provided that any such license may be extended from time to time by the department, with the approval of the governor, for additional terms of three years].

(3) Any license issued under this subsection shall be subject to such terms, conditions, and restrictions as the department shall determine and shall

not restrict the areas required by the department in carrying on its duties, nor interfere in any way with the department's operation or maintenance activities."

SECTION 3. Statutory material to be repealed is bracketed.

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

(Approved May 31, 1985.)

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,