

Honolulu, Hawaii

March 23, 2006

RE: S.B. No. 1380
S.D. 2
H.D. 2

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 1380, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS BILL OF RIGHTS,"

begs leave to report as follows:

The purpose of this bill is to protect small businesses in Hawaii and help them achieve success through awareness of their rights by setting forth a "Small Business Bill of Rights."

The Small Business Regulatory Review Board, National Federation of Independent Businesses in Hawaii, and Hawaii Business League testified in support of this bill. The International Brotherhood of Electrical Workers supported this bill with amendments. The Department of Business, Economic Development, and Tourism and Department of Commerce and Consumer Affairs supported the intent of this measure. The Office of the Ombudsman offered comments.

Concerns were raised that this measure lacks sufficient provisions applying to county agencies.



Your Committee has amended this bill by:

- (1) Removing the private cause of action for violations of the Small Business Bill of Rights; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1380, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as S.B. No. 1380, S.D. 2, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



SYLVIA LUKE, Chair



