

STAND. COM. REP. NO.

2657

Honolulu, Hawaii

MAR - 3 2006

RE: S.B. No. 2299

Honorable Robert Bunda  
President of the Senate  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Housing,  
to which was referred S.B. No. 2299 entitled:

"A BILL FOR AN ACT RELATING TO INVESTIGATIVE ACCESS FOR  
UNLICENSED ACTIVITY,"

begs leave to report as follows:

The purpose of this measure is to allow the investigators of  
the Department of Commerce and Consumer Affairs access to the  
commercial, public, or residential premises of any business or  
work site to investigate reports of unlicensed activity.

Testimony in support of this measure was submitted by the  
Department of Commerce and Consumer Affairs, the Contractors  
License Board, the Board of Electricians and Plumbers, and  
Subcontractors Association of Hawaii. No testimony in opposition  
to this measure was submitted to your Committee.

Section 463B-26.5, Hawaii Revised Statutes, authorizes the  
Department's investigators to issue citations to persons acting or  
engaging in business without a license. Your Committee finds that  
investigative access to business premises and work sites,  
including areas within gated communities, is a necessary component  
of the Department's existing statutory authority to investigate  
and issue citations for unlicensed activity.

Your Committee further finds that the investigative access  
authorized in this measure is analogous to the access that the  
Department has to investigate commercial employment and travel  
agencies and to the authorized access of the Department of Labor

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and Industrial Relations to investigate complaints of unlawful employment practices and violations of the wages and compensation law.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2299 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Commerce, Consumer  
Protection, and Housing,

  
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RON MENOR, Chair



