

THE SENATE  
THE TWENTY-FIFTH LEGISLATURE  
REGULAR SESSION OF 2009

COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Rosalyn H. Baker, Chair  
Senator David Y. Ige, Vice Chair

NOTICE OF HEARING

DATE: Wednesday, February 11, 2009  
TIME: 8:30 a.m.  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

A G E N D A

<a href="#"><u>SB 1044</u></a>	RELATING TO ATTORNEYS.	CPN, JGO
<a href="#"><u>Testimony</u></a>	Allows licensed professionals to provide services within the scope of their license without violating the prohibition on the unauthorized practice of law.	
<a href="#"><u>Status</u></a>		
<a href="#"><u>SB 1219</u></a>	RELATING TO REAL ESTATE BROKERS AND SALESPERSONS.	CPN, JGO
<a href="#"><u>Testimony</u></a>	Specifies that acting as a real estate broker and salesperson pursuant to a real estate license does not constitute the practice of law.	
<a href="#"><u>Status</u></a>		
<a href="#"><u>SB 573</u></a>	RELATING TO ATTORNEYS' FEES.	CPN, JGO
<a href="#"><u>Testimony</u></a>	Clarifies that Hawaii law relating to the recovery of attorneys' fees in actions in the nature of assumpsit does not apply to common law tort, breach of fiduciary duty, and statutory causes of actions brought by a condominium unit owner against an association.	
<a href="#"><u>Status</u></a>		
<a href="#"><u>SB 661</u></a>	RELATING TO THE FUNERAL INDUSTRY.	CPN, WAM
<a href="#"><u>Testimony</u></a>	Establishes a board of cemetery and funeral trusts. Establishes a pre-need cemetery and funeral governance fund. Prohibits additional practices. Authorizes the director of commerce and consumer affairs to prohibit a pre-need authority from engaging in sales and withdrawals for failure to submit required audits.	
<a href="#"><u>Status</u></a>		
<a href="#"><u>SB 1099</u></a>	RELATING TO THE FUNERAL INDUSTRY.	CPN, WAM
<a href="#"><u>Testimony</u></a>	Establishes the pre-need cemetery and funeral governance fund; specifies fund uses and administration.	
<a href="#"><u>Status</u></a>		
<a href="#"><u>SB 660</u></a>	RELATING TO UNCLAIMED PROPERTY.	CPN
<a href="#"><u>Testimony</u></a>	Includes cemetery property, preneed funeral services, and preneed interment in definition of unclaimed property; requires notice. Creates presumption.	
<a href="#"><u>Status</u></a>		

<b><u>SB 694</u></b>	RELATING TO CONTRACTORS.	CPN, JGO
<a href="#"><u>Testimony</u></a>	Prohibits the resumption of work for any person who is issued a citation for operating without a contractor's license in good standing until a hearing is conducted, and makes the issuance of citations and cease and desist orders mandatory. Amends penalties.	
<a href="#"><u>Status</u></a>		
<b><u>SB 203</u></b>	RELATING TO CONTRACTORS.	CPN, JGO
<a href="#"><u>Testimony</u></a>	Prohibits the resumption of work for any person who is issued a citation for operating without a contractor's license in good standing until the person cited holds the required licenses conducted and makes the issuance of citations and cease and desist orders mandatory. Amends penalties. Effective 1/1/10.	
<a href="#"><u>Status</u></a>		
<b><u>SB 1128</u></b>	RELATING TO METAL.	CPN, JGO
<a href="#"><u>Testimony</u></a>	Repeals the 07/01/09 "sunset" date in Act 53, SLH 2008, that established the misdemeanor offense of theft of beer keg and imposed recordkeeping requirements on scrap metal dealers that purchase beer kegs. Effective 06/30/09.	
<a href="#"><u>Status</u></a>		

**Decision Making to follow, if time permits.**

**FOR AMENDED HEARING NOTICES:** If the notice is an amended notice, measures that have been deleted are stricken through and measures that have been added are underscored. If there is a measure that is both underscored and stricken through, that measure has been deleted from the agenda.

**Persons wishing to testify should submit testimony in one of the following ways by 4:00 p.m. the day prior to the hearing:**

- In person: 1 copy of their testimony to the committee clerk, Room 231, State Capitol.
- By fax: Testimony may be faxed if less than 5 pages in length, to the Senate Sergeant-At-Arms Office at 586-6659 or 1-800-586-6659 (toll free for neighbor islands), at least 24 hours prior to the hearing. When faxing, please indicate to which committee the testimony is being submitted and the date and time of the hearing.
- By Web: Testimony may be submitted online if less than 4MB in size, at <http://www.capitol.hawaii.gov/emailtestimony>.
- By Email: Testimony may be emailed if less than 5 pages in length, to the Committee at [CPNTestimony@Capitol.hawaii.gov](mailto:CPNTestimony@Capitol.hawaii.gov). Please indicate the measure, date and time of the hearing. Email sent to individual offices or any other Senate office will not be accepted.

**Please note: If you submit your written testimony after 4:30 p.m. the day prior to the hearing, please sign-in at the staff table to testify orally. A copy of your testimony may not be available during the hearing but will be posted online for the public after the hearing.**

If you require special assistance or auxiliary aids or services to participate in the public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the committee clerk 24 hours prior to the hearing so arrangements can be made.

Please note: All testimony received by the Hawaii Senate will be posted on the Hawaii Legislature's Website. Documents made available through the Testimony hyperlink(s) above may not be posted until the start of the hearing.

**Public Folder.** A folder labeled "Public Folder" containing the measures and testimonies for the hearing will be available for shared use by members of the public.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6916.

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Senator Rosalyn H. Baker  
Chair

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