

JAN 20 2010

A BILL FOR AN ACT

RELATING TO HEALTH CLUBS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 486N, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§486N- Military personnel; federal active duty
5 deployment outside State; cancellation or suspension of
6 contract. (a) In addition to cancellation of a health club
7 contract under sections 486N-6 and 486N-7, a health club
8 contract of a member of the United States military, including a
9 member of the Hawaii national guard, United State military
10 reserves, or regular United States armed forces who is serving
11 on federal active duty or active duty in federal service and
12 deployed or otherwise serving outside of this State during the
13 term of the contract, may be canceled or suspended provided that
14 the request for cancellation or suspension:

15 (1) Is made by the member or the member's legally
16 designated representative;



1 (2) Includes a copy of the member's official military
2 orders or a written verification from the member's
3 commanding officer; and

4 (3) Is made within ninety days after the member receives
5 notice of serving on federal active duty or active
6 duty in federal service and deployment or service
7 outside of this State.

8 (b) If a contract is suspended under this section, the
9 health club shall not charge any fees to reinstate the contract
10 and shall maintain the original payment obligations set forth in
11 the original contract. A contract that is suspended pursuant to
12 subsection (a) shall be subject to cancellation two years from
13 the date of suspension if the customer fails to reinstate the
14 contract.

15 (c) If a contract is cancelled under this section, the
16 health club may retain the portion of the total contract price
17 representing the services used plus reimbursement for the
18 expenses incurred in an amount not to exceed twenty-five per cent
19 of the total contract price."

20 SECTION 2. New statutory material is underscored.



1 SECTION 3. This Act shall take effect on July 1, 2010.

2

INTRODUCED BY:

Will Lyer

Michelle R. Keenan

Ross Bunn

Mike Miller



Report Title:

Health Clubs; Cancel or Suspend Membership; Deployed Military

Description:

Allows military personnel deployed outside the State on federal active duty to cancel or suspend health club membership at any time during the contract term under certain conditions.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

