

STAND. COM. REP. NO. 111

Honolulu, Hawaii

Feb 10, 2009

RE: H.B. No. 1428

H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fifth State Legislature
Regular Session of 2009
State of Hawaii

Sir:

Your Committee on Economic Revitalization, Business, &
Military Affairs, to which was referred H.B. No. 1428 entitled:

"A BILL FOR AN ACT RELATING TO SMALL BUSINESS,"

begs leave to report as follows:

The purpose of this bill is to increase support for small
businesses under Chapter 201M, Hawaii Revised Statutes (the Small
Business Regulatory Flexibility Act), by among other things:

- (1) Codifying the Small Business Bill of Rights within the
chapter;
- (2) Giving the Small Business Regulatory Review Board
(Board) the authority to determine whether a proposed
rule affects small business;
- (3) Increasing Board membership from 11 to 13 members and
removing the one-year limit on the chair's term; and
- (4) Allowing small businesses to file a petition with an
agency to amend or repeal a rule when a rule is obsolete
or more burdensome than other agency rules.

The Department of Business, Economic Development, and
Tourism, Board, Chamber of Commerce of Hawaii, Hawaii Business
League, and a concerned individual submitted testimony in support
of this bill.

HB1428 HD1 HSCR EBM HMS 2009-1855





Your Committee finds that this bill will improve the Board's continuity and efficiency, help to educate small businesses concerning their rights, and increase the voice of small business in the rule making and rule revision process.

To encourage further discussion of this measure, your Committee has changed its effective date to July 1, 2112.

As affirmed by the record of votes of the members of your Committee on Economic Revitalization, Business, & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1428, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1428, H.D. 1, and be referred to the Committees on Consumer Protection & Commerce and Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Economic
Revitalization, Business, &
Military Affairs,

A handwritten signature in black ink, appearing to read 'AMK', with a long horizontal line extending to the right.

ANGUS L.K. MCKELVEY, Chair



State of Hawaii
House of Representatives
The Twenty-fifth Legislature

HSCR 111

Record of Votes of the Committee on Economic Revitalization, Business, & Military Affairs

Bill/Resolution No.: HB 1428	Committee Referral: EBM	Date: 02/05/09		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
EBM Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. CHOY, Isaac W. (VC)	✓			
3. BERG, Lyla B.				✓
4. EVANS, Cindy	✓			
5. MANAHAN, Joey	✓			
6. TAKAI, K. Mark				
7. TOKIOKA, James Kunane	✓			
8. TSUJI, Clift				✓
9. WAKAI, Glenn				✓
10. WOOLEY, Jessica	✓			
11. WARD, Gene	✓			
TOTAL (11)	7			3
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: 0.8em;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____ <div style="text-align: center; font-size: 1.5em; font-family: cursive;">Isaac W. Choy</div>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				