

STAND. COM. REP. NO. 448

Honolulu, Hawaii
Feb 18, 2011

RE: H.B. No. 235
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Economic Revitalization & Business, to which was referred H.B. No. 235 entitled:

"A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES,"

begs leave to report as follows:

The purpose of this bill is to:

- (1) Allow a limited liability company to be designated as an "ingenuity company" by the Director of Commerce and Consumer Affairs; and
- (2) Require an ingenuity company to use its right to exclude, conferred by patents in which it has an interest, for certain public purposes.

Enterprise Honolulu and several concerned individuals supported this bill. The Commissioner of Securities of the Business Registration Division of the Department of Commerce and Consumer Affairs (DCCA) opposed this bill.

Your Committee notes that the proponents of this bill and DCCA are working to address the concerns raised during testimony on this matter.

HB235 HD1 HSCR ERB HMS 2011-2327

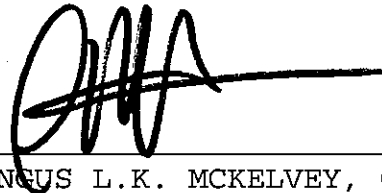


Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Economic Revitalization & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 235, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 235, H.D. 1, and be referred to the Committee on Finance.

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



ANGUS L.K. MCKELVEY, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

Record of Votes of the Committee on Economic Revitalization & Business

Bill/Resolution No.: HB 235	Committee Referral: ERB, FIN	Date: 2/15/11
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The committee is reconsidering its previous decision on the measure.

The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold
 Pass short form bill with HD to recommit for future public hearing (recommit)

ERB Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. CHOY, Isaac W. (VC)	✓			
3. AWANA, Karen L.	✓			
4. BROWER, Tom	✓			<i>444 02/15</i>
5. EVANS, Cindy	✓			
6. HASHEM, Mark J.	✓			
7. NISHIMOTO, Scott Y.	✓			
8. TOKIOKA, James Kunane	✓			
9. TSUJI, Clift	✓			
10. MARUMOTO, Barbara C.	.	✓		
11. PINE, Kymberly Marcos	✓			
TOTAL (11)	10	1	Ø	Ø

The recommendation is: Adopted Not Adopted
If joint referral, _____ did not support recommendation.
committee acronym(s)

Vice Chair's or designee's signature: *[Signature]*

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