

For Agenda #1, Tuesday, March 1, 2011-10:00 a.m.

To: Rep. Marcus R. Oshiro, Chair, Committee on Finance

From: Brian Arakawa

**RE: Testimony in support of HB 972 HD1**

Mr. Chairman and Members of the Committee:

I am submitting this testimony in favor of HB 972, RELATING TO GASOLINE DEALERS.

HB 972 will allow the Public Utilities Commission to impose a civil penalty against manufacturers or jobbers who operate retail service stations in violation of the restrictions outlined in HRS 486H-10.4.

There has been no enforcement of the current law because under Section 486H-11, either the Attorney General or the injured party may bring a civil action against a manufacturer or jobber who violates the law. The Attorney General would probably need the Governor's approval before taking such action and an independent dealer could not take action against his supplier without risking his own business. HB 972, HD1 will create a method of enforcement that is workable and bring enforcement where there currently is none. Please pass HB 972, HD1.

Thank you for your time and consideration