

STAND. COM. REP. NO. 2045

Honolulu, Hawaii

FEB 03 2014

RE: S.B. No. 2250
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 2250 entitled:

"A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require certain disclosures on collection boxes by for-profit and nonprofit organizations;
- (2) Facilitate electronic registration and reporting by registered professional solicitors;
- (3) Clarify existing law regulating charitable sales promotions by commercial co-venturers; and
- (4) Make other technical or housekeeping amendments to chapter 467B, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the Department of the Attorney General.

Your Committee finds that this measure provides greater protections for consumers and donors by requiring new disclosure requirements at collection bins operated by for-profit and nonprofit organizations. This measure also facilitates the Attorney General's transition to electronic registration systems and provides greater clarity to registered charitable



organizations, commercial co-venturers, and professional solicitors.

Your Committee further finds that all professional solicitors are for-profit entities or enterprises; therefore, the amendment in this measure to the definition of "professional solicitor" is not necessary. Your Committee additionally finds that the Attorney General is not authorized under section 467B-2.5, Hawaii Revised Statutes, to grant extensions for filing of financial reports; therefore, language in this measure granting such extensions is also unnecessary.

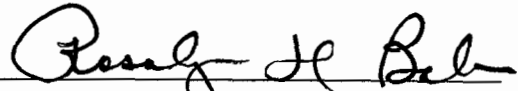
Accordingly, your Committee has amended this measure by:

- (1) Specifying that professional solicitors shall be classified as for-profit organizations for the purposes of collection box disclosures;
- (2) Deleting language that would have amended the definition of "professional solicitor";
- (3) Deleting language referring to an extension of time for filing of financial reports;
- (4) Clarifying that the fine of \$20 for failure to file a financial report shall be imposed for each day during which the violation occurs or continues; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2250, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2250, S.D. 1, and be referred to the Committee on Judiciary and Labor.



Respectfully submitted on
behalf of the members of the
Committee on Commerce and
Consumer Protection,




ROSALYN H. BAKER, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* SB 2250	Committee Referral: CPN, JDL	Date: 1/29/14		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
TANIGUCHI, Brian T. (VC)	✓			
NISHIHARA, Clarence K.				✓
WAKAI, Glenn	✓			
SLOM, Sam	✓			
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes