

STAND. COM. REP. NO. 2630

Honolulu, Hawaii

MAR 03 2016

RE: S.B. No. 2856

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 2856 entitled:

"A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify the scope of powers of the Office of Consumer Protection investigators.

Your Committee received testimony in support of this measure from the Office of Consumer Protection of the Department of Commerce and Consumer Affairs.

Your Committee finds that prior to 1969, only police officers or sheriffs were legally authorized to serve legal documents in Hawaii. Thus, the Legislature established section 487-10, Hawaii Revised Statutes, which became enacted through Act 175, Session Laws of Hawaii 1969, to explicitly provide police powers to Office of Consumer Protection investigators, so they could also serve subpoenas and process. However, as service of these documents is no longer restricted to police officers and sheriffs, it is no longer appropriate or necessary to extend such broad powers and authority to Office of Consumer Protection investigators. This measure therefore clarifies that the power and authority of Office of Consumer Protection investigators under section 487-10, Hawaii Revised Statutes, pertains to the service of process and service of subpoenas.



As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2856 and recommends that it pass Third Reading.

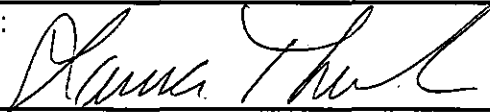
Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Labor,

  
GILBERT S.C. KEITH-AGARAN Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Judiciary and Labor**  
**JDL**

Bill / Resolution No.:* <b>SB 2856</b>	Committee Referral: <b>CPH, JDL</b>	Date: <b>2/26/16</b>		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)	/			
SHIMABUKURO, Maile S.L. (VC)				/
GABBARD, Mike	/			
KAHELE, Kaiali'i	/			
KIM, Donna Mercado				/
THIELEN, Laura H.	/			
SLOM, Sam				/
<b>TOTAL</b>	<b>4</b>			<b>3</b>
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