



**TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
TWENTY-EIGHTH LEGISLATURE, 2016**

ON THE FOLLOWING MEASURE:

H.B. NO. 2280, RELATING TO THE PROTECTION OF CHARITABLE ASSETS.

BEFORE THE:

HOUSE COMMITTEE ON JUDICIARY

DATE: Thursday, February 18, 2016 **TIME:** 2:00 p.m.

LOCATION: State Capitol, Room 325

TESTIFIER(S): Douglas S. Chin, Attorney General, or
Hugh R. Jones, Deputy Attorney General

Chair Rhoads and Members of the Committee:

The purpose of this bill is to amend section 28-5.2, Hawaii Revised Statutes (HRS), which authorizes the Attorney General to take a wide variety of measures and legal remedies to protect charitable assets from loss, waste, misapplication, or diversion. Section 28-5.2, HRS, derives from section 3 of the Model Protection of Charitable Assets Act promulgated by the Uniform Law Commission in 2011 ("Model Act").

This bill proposes to amend section 28-5.2, HRS, to include a definition of the term "property" in the existing definition of "charitable asset" from wording contained in comment 1 to section 3 of the Model Act.

The amendment will provide greater clarity to the Attorney General's power and authority to protect charitable assets.

The Attorney General requests your favorable consideration of this measure.