

Honolulu, Hawaii

APR 26 , 2018

RE: H.B. No. 1621
H.D. 1
S.D. 1
C.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 1621, H.D. 1, S.D. 1, entitled:

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

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to increase consumer protections by:

- (1) Prohibiting a merchant from charging a purchaser any fee, including a processing fee or an administrative fee, to repair, replace, or refund damaged or defective goods; and
- (2) Requiring restaurant franchisees to disclose their non-participation in promotions or discounts under a national advertising campaign of the franchise and prohibiting franchisors from limiting or restricting these disclosures.

HB1621 CD1 HCCR HMS 2018-3759



Your Committee has amended this measure by:

- (1) Specifying that the mandate for disclosure of non-participation in a national advertising campaign only applies to high turnover restaurants that are part of a national chain and feature full sit-down table service by waitstaff;
- (2) Specifying that "high turnover restaurant" does not include a fast food restaurant;
- (3) Inserting a sunset date of July 1, 2023 for the mandate for disclosure of non-participation in a national advertising campaign by high turnover restaurants; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1621, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1621, H.D. 1, S.D. 1, C.D. 1.


Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE



ROSALYN H. BAKER
Chair



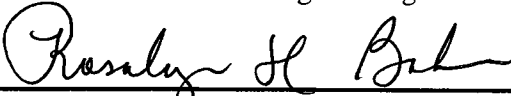
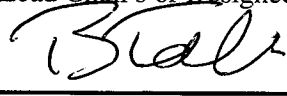
ROY M. TAKUMI
Chair



Hawaii State Legislature

CCR 42-18

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: HB 1621, HD 1, SD 1					Date/Time: 4-26-2018 11:20 AM						
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).											
<input type="checkbox"/> The Committee is reconsidering its previous decision.											
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.						
Senate Managers		A	WR	N	E	House Managers		A	WR	N	E
BAKER, Rosalyn H., Chr.		✓				TAKUMI, Roy M., Chr.		✓			
CHANG, Stanley					✓	ICHIYAMA, Linda		✓			
TOKUDA, Jill N.		✓				MCDERMOTT, Bob					✓
TOTAL		2	0	0	1	TOTAL		2	0	0	1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused				
Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted						House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					
Senate Lead Chair's or Designee's Signature: 						House Lead Chair's or Designee's Signature: 					
Distribution:		Original File with Conference Committee Report			Yellow House Clerk's Office		Pink Senate Clerk's Office		Goldenrod Drafting Agency		