

Honolulu, Hawaii

FEB 21 2017

RE: S.B. No. 1099
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2017
State of Hawaii

Sir:

Your Committee on Ways and Means, to which was referred S.B. No. 1099 entitled:

"A BILL FOR AN ACT RELATING TO SCHOOLS,"

begs leave to report as follows:

The purpose and intent of this measure is to establish a service mark licensing agreement program in the Department of Education to allow the department and individual schools to license service marks.

Your Committee received written comments in support of this measure from the Department of Education.

Your Committee finds that establishing a licensing agreement program pertaining to trademarks and service marks would allow the Department of Education and its schools to engage in commercial activities, including sponsorships, and to control the use of their trademarks and service marks by third parties.

Your Committee further finds that sponsorships can provide valuable financial resources for a host of educational activities that promote learning, including scholarships, field trips, and activities by school clubs and sports teams.

Your Committee notes that, as it is the intent of this measure to encompass both service marks and trademarks, the use of the term "mark" would more appropriately reflect that intent.



Accordingly, your Committee has amended this measure by changing the references to service marks to the term "mark" and defining that term to include both trademarks and service marks, similar to the term's definition in section 482-1, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1099, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1099, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Ways and Means,

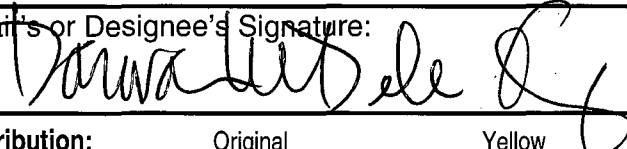


JILL N. TOKUDA, Chair



The Senate
 Twenty-Ninth Legislature
 State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB 1099	Committee Referral: EDU, WAM	Date: 2/14/17		
<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
TOKUDA, Jill N. (C)	/			
DELA CRUZ, Donovan M. (VC)	/			
ENGLISH, J. Kalani	/			
GALUTERIA, Brickwood				/
HARIMOTO, Breene				/
INOUYE, Lorraine R.				/
KAHELE, Kaiali'i				/
RIVIERE, Gil	/			
SHIMABUKURO, Maile S.L.	/			
TANIGUCHI, Brian T.	/			
WAKAI, Glenn	/			
TOTAL	7			4
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