

STAND. COM. REP. NO.

3747

Honolulu, Hawaii

JUL 02 2020

RE: H.B. No. 1678
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1678, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MUSICAL PERFORMANCES,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Prohibit a person from advertising or conducting a live musical performance using false, deceptive, or misleading affiliation, connection, or association with a performing group or a recording group; and
- (2) Enable action against deceptive practices by imposing penalties and private rights of action.

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

Your Committee finds that over thirty states have passed Truth in Music Advertising laws, and other states utilize general deceptive acts or consumer protection laws to prevent cover bands and imposter performers from misappropriating the intellectual property of other artists. This measure adopts provisions of the model Truth in Music Advertising law to provide protections for



Hawaii's performing artists and to protect the public from deceptive acts.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1678, H.D. 1, S.D. 1, and recommends that it pass Third Reading.

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

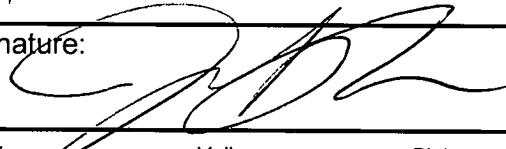


KARL RHOADS, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 1678 HD1 SD1	CPH, JDC	06/30/2020		
<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
RHOADS, Karl (C)	/			
KEOHOKALOLE, Jarrett (VC)	/			
GABBARD, Mike	/			
KIM, Donna Mercado	/			
FEVELLA, Kurt	/			
TOTAL	5			
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