

Honolulu, Hawaii

FEB 28 2020

RE: S.B. No. 2128
S.D. 1

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

Sir:

Your Committees on Commerce, Consumer Protection, and Health and Judiciary, to which was referred S.B. No. 2128 entitled:

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

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require the builders of new dwellings to provide buyers with information on the benefits and costs associated with installing and maintaining a residential fire sprinkler system; and
- (2) Require the Department of Commerce and Consumer Affairs Professional and Vocational Licensing Division to develop a standard form for this purpose.

Your Committees received testimony in support of this measure from the Department of Labor and Industrial Relations, National Ready Mixed Concrete Association, and one individual. Your Committees received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs.

Your Committees find that eight out of ten deaths occur in a residential home regardless if smoke detectors were installed, and studies have shown that installed fire sprinklers reduce deaths by upwards of ninety percent. While it is no secret that automatic



fire sprinklers save lives and reduce property damage, there exists a lack of awareness of the real threat of fire to our residences. Newer properties are especially vulnerable given their use of combustible engineered lumber and the plastic composition of modern furnishings. This measure will help better inform homebuyers about their options to protect their homes and families from the threat of fire.

Your Committees have further heard the concerns raised by the Department of Commerce and Consumer Affairs that the Professional and Vocational Licensing Division is not the proper agency to develop a standard form to be used in accordance with this measure. Accordingly, amendments to this measure are necessary to address this concern.

Your Committees have amended this measure by:

- (1) Requiring the State Fire Council to prepare a form wherein the buyer shall acknowledge receipt of the written materials from the builder, which shall be filed with the Executive Director of the Office of Consumer Protection;
- (2) Requiring the State Fire Council, with assistance from the Executive Director of the Office of Consumer Protection, to research and develop a standard form or forms, similar to those used in other jurisdictions, to be used to confirm the buyer's receipt of the written materials required by this measure;
- (3) Authorizing the State Fire Council to amend the form or forms from time to time;
- (4) Inserting an effective date of January 2, 2050, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Commerce, Consumer Protection, and Health and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2128, as amended

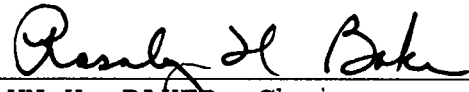


herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 2128, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committees on Commerce,
Consumer Protection, and Health
and Judiciary,



KARL RHOADS, Chair




ROSALYN H. BAKER, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

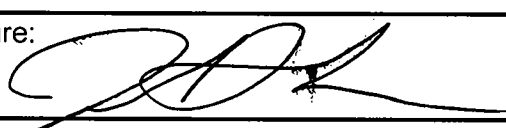
Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2128	PMS, CPH / JDC	2/21/20		
<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
BAKER, Rosalyn H. (C)	X			
CHANG, Stanley (VC)				X
NISHIHARA, Clarence K.	X			
RUDERMAN, Russell E.				X
THIELEN, Laura H.				X
WAKAI, Glenn	X			
FEVELLA, Kurt	X			
TOTAL	4			3
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

The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* SB 2128	Committee Referral: PSM, CPH/JDC	Date: 2/21/2020		
<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 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
RHOADS, Karl (C)	/			
KEOHOKALOLE, Jarrett (VC)	/			
GABBARD, Mike				/
KIM, Donna Mercado				/
FEVELLA, Kurt	/			
TOTAL	3			2
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				

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