

THE SENATE  
KA 'AHA KENEKOA

THE THIRTY-SECOND LEGISLATURE  
REGULAR SESSION OF 2023

COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

Senator Jarrett Keohokalole, Chair  
Senator Carol Fukunaga, Vice Chair

NOTICE OF HEARING

DATE: Friday, February 3, 2023  
TIME: 9:30 AM  
PLACE: Conference Room 229 & Videoconference  
State Capitol  
415 South Beretania Street

**PHOTO ID REQUIRED FOR ENTRANCE TO THE STATE CAPITOL  
BUILDING HOURS: 7AM TO 5PM, MONDAY - FRIDAY**

Face masks are recommended while visiting the State Capitol and may be required in some offices.  
Please refer to posted signage for guidance

These policies are subject to change and may be adjusted based on evolving COVID-19 guidelines.  
Please check the Legislature's website for updates [www.capitol.hawaii.gov](http://www.capitol.hawaii.gov).

*The Legislature is accepting written, videoconference, and in-person testimony at public hearings.*  
A live stream of all Senate Standing Committee meetings will be available on the [Senate YouTube Channel](#).

A G E N D A

<a href="#">SB 158</a> <a href="#">Status &amp; Testimony</a>	RELATING TO DECEPTIVE TRADE PRACTICES. Establishes that charging shipping and delivery charges that exceed the actual cost charged to the seller to ship or deliver a commodity to a consumer in Hawaii constitutes an unfair and deceptive practice.	CPN, JDC
<a href="#">SB 352</a> <a href="#">Status &amp; Testimony</a>	RELATING TO THE UNIFORM COMMERCIAL CODE. Implements amendments to the Uniform Commercial Code set forth by the Uniform Law Commission.	CPN, JDC
<a href="#">SB 612</a> <a href="#">Status &amp; Testimony</a>	RELATING TO SERVICE ANIMALS. Requires that a disclaimer be provided by sellers or providers of emotional support animals or certificates, identifications, tags, vests, leashes, and harnesses for emotional support animals that the animal is not a service animal. Establishes penalties.	CPN, JDC/WAM
<a href="#">SB 667</a> <a href="#">Status &amp; Testimony</a>	RELATING TO NONPROFIT ORGANIZATIONS. Clarifies the application of the general excise tax law with regard to gross income derived from unrelated trade or business activities of nonprofit organizations. Effective 1/1/2024. Sunsets 12/31/2028.	CPN, WAM

<a href="#"><u>SB 745</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO AGRICULTURE. Extends the offense of false labeling of Hawaii-grown coffee to include roasted coffee. Imposes \$10,000 fine for each separate offense of false-labeling of Hawaii-grown roasted coffee. Makes an appropriation for 1.0 FTE enforcement position.	CPN, JDC/WAM
<a href="#"><u>SB 1234</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO TAX CREDITS. Establishes a tax credit for certain owners of a condominium whose association is increasing maintenance fees to comply with a county ordinance requiring an automatic fire sprinkler system or alternative fire prevention and fire safety system.	CPN, WAM
<a href="#"><u>SB 1328</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO THE PUBLIC UTILITIES COMMISSION SPECIAL FUND CARRYOVER BALANCE. Increases the balance that may be retained in the Public Utilities Commission Special Fund at the end of each fiscal year from \$1,000,000 to \$3,000,000.	CPN, WAM
<a href="#"><u>SB 1379</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO PENALTIES FOR UNLICENSED CARE HOMES. Clarifies the penalty to be assessed on any person who intentionally operates a care facility without a certificate or license.	CPN, JDC
<a href="#"><u>SB 1381</u></a> <a href="#"><u>Status &amp; Testimony</u></a>	RELATING TO THE REPEAL OF SECTION 328-106, HAWAII REVISED STATUTES. Repeals unenforceable and ineffective provisions from chapter 328, Hawaii Revised Statutes.	CPN, JDC

Decision Making to follow, if time permits.

All testimony received by the Hawai'i Senate is posted on the Hawai'i Legislature's website, which is accessible to the public. Please do not include private information that you do not want disclosed to the public.

Please go to the Legislature's website, [www.capitol.hawaii.gov](http://www.capitol.hawaii.gov), to submit **written testimony** at least 24 hours prior to the hearing. Create a free account on the website, or sign in to an existing account, then click on the "Participate" drop down menu and select the "Submit Testimony" option to get started. While submitting your written testimony, you will be prompted to indicate if you would also like to testify at the hearing in-person or remotely via videoconference.

Please note the following:

- The number of oral testifiers and/or time allotted to each testifier may be limited by the Chair when necessary to adhere to the committee hearing schedule. We may not be able to accommodate everyone who requests to testify orally.
- Testifiers for this hearing will be limited to **2 minutes** each.

If you wish to **testify via videoconference** during the hearing, please review the detailed step-by-step instructions for testimony procedures before you submit your written testimony. Here's a direct link to the instructions: <https://capitol.hawaii.gov/docs/testimonyinstructions.pdf>

For general help navigating the committee hearing process, please contact the Public Access Room at (808) 587-0478 or [par@capitol.hawaii.gov](mailto:par@capitol.hawaii.gov). You can also visit their website at <https://lrh.hawaii.gov/par/>.

For special assistance: The cable TV broadcast and/or live stream of this meeting will include closed captioning. If you require other auxiliary aids or services to participate in the public hearing process (i.e., interpretive services

(oral or written) or ASL interpreter), or are unable to submit testimony via the website due to a disability, please contact the committee at CPNcommittee@capitol.hawaii.gov at least 24 hours prior to the hearing.

For amended notices: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT (808) 587-7215.

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Senator Jarrett Keohokalole  
Chair