

A Bill for an Act Relating to Restitution in Cases Filed by the Office of Consumer Protection.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Chapter 487, Hawaii Revised Statutes, is amended by adding a new section to be appropriately designated and to read as follows:

“Sec. 487- Restitution. In any civil action brought by the director of the office of consumer protection to collect civil penalties or enjoin any unlawful acts or practices, the court hearing the action may include in its orders or judgments such provisions as may be necessary to effect restitution to any person who sustained damages as a result of the unlawful acts and practices which are the subject of the action and who complained to the office of consumer protection prior to the initiation of the action. Any person in whose favor restitution is ordered need not accept restitution, but his acceptance and full performance of restitution shall bar recovery by him of any other damages in any action on account of the same acts or practices against the person making restitution.”

SECTION 2. New statutory material is underscored. In printing this Act, the revisor of statutes need not include the underscoring.*

SECTION 3. This Act shall take effect upon its approval.

(Approved May 16, 1975.)

*Edited accordingly.