

ACT 11

S.B. NO. 2739

A Bill for an Act Relating to Gift Certificates.

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

SECTION 1. Section 481B-13, Hawaii Revised Statutes, is amended to read as follows:

“~~[[~~**§481B-13**~~]]~~ **Gift certificates.** (a) Any restaurant or person engaged in the business of offering services or goods for sale at retail may allow customers to purchase gift certificates; provided that the certificate issuer shall honor the certificate for a period of at least ~~[one year]~~ two years from the date of issuance. [If a certificate recipient is unable to redeem the certificate within the one-year period, the certificate issuer shall extend the life of the certificate for one additional year.]

(b) A certificate issuer shall include [the following information] the expiration date on the face of any gift certificate that has an expiration date[:

- (1) The expiration date of the certificate, which shall be at least one year from the date the certificate was issued; and
- (2) That in the event the recipient does not redeem the certificate within the one-year period, the issuer shall extend the life of the certificate for one additional year].

(c) Any violation of subsection (a) or (b) shall constitute [an unfair method of competition and] an unfair [or] and deceptive act or practice in the conduct of [any] trade or commerce [under] within the meaning of section 480-2.

(d) As used in this section, unless the context requires otherwise:

“Certificate issuer” or “issuer” means a restaurant or a person engaged in the business of offering services or goods for sale at retail who sells gift certificates to customers.

[“Certificate recipient” or “recipient” means the person for whom the gift certificate is intended.]

“Gift certificate” or “certificate” [means a certificate for which] includes any writing for which the certificate issuer has received payment for the full face value of the certificate[. The certificate shall be valid] for future purchases or delivery of goods [and] or services [offered for sale by the certificate issuer unless expressly excluded].”

SECTION 3.<sup>1</sup> Statutory material to be repealed is bracketed. New statutory material is underscored.

**SECTION 4.**<sup>1</sup> This Act shall take effect upon its approval.  
(Approved April 12, 1996.)

**Note**

1. So in original.