

**ACT 74**

H.B. NO. 2050

A Bill for an Act Relating to International Matchmaking.

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

SECTION 1. Section 489N-1, Hawaii Revised Statutes, is amended by amending the definition of “marital history information” to read as follows:

““Marital history information” means a declaration of [the person’s] a Hawaii resident’s current marital status, the number of times the [person] Hawaii resident has previously been married, the number of domestic abuse orders of protection issued against the Hawaii resident, and whether any previous marriages by the Hawaii resident occurred as a result of receiving services from an international matchmaking organization.”

## ACT 74

SECTION 2. Section 489N-2, Hawaii Revised Statutes, is amended to read as follows:

“~~[[~~**§489N-2**~~]]~~ **Dissemination of criminal record and marital history information.** (a) Each international matchmaking organization doing business in this State shall:

- (1) Notify all recruits that criminal history record information and marital history information is available upon request;
- (2) Provide the notice required by paragraph (1) in the recruit's native language and display it in a manner that separates it from other information, is conspicuous, and in lettering not less than one-quarter of an inch high; ~~[and]~~
- (3) Upon request, disseminate to a recruit in the recruit's native language all criminal conviction information and marital history information in the possession of the international matchmaking organization relating to a Hawaii resident about whom any information is provided to the recruit~~[-]~~;
- (4) Require a Hawaii resident requesting the services of an international matchmaking organization to submit or authorize the international matchmaking organization access to the resident's complete criminal history and marital history information; and
- (5) Submit an annual report on its business activities to the department of commerce and consumer affairs.

(b) Upon receipt of a request for criminal conviction or marital history information from a recruit, an international matchmaking organization shall refrain from providing any further services to the recruit or the Hawaii resident with regard to facilitating future interaction between the recruit and the Hawaii resident until the Hawaii resident has submitted to the organization:

- (1) The complete transcript of any criminal history record of the Hawaii resident or a statement that there is no record of convictions; provided that these are obtained from the Hawaii criminal justice data center based on a submission of fingerprint impressions and sent directly to the organization by the Hawaii criminal justice data center; and
- (2) The Hawaii resident's marital history information, accompanied by an affirmation by the Hawaii resident that any marital history information provided is complete and accurate and includes information regarding the Hawaii resident's marriages, annulments, ~~[and]~~ dissolutions, and the number of domestic abuse orders of protection issued against the Hawaii resident that occurred in this State or in any other [states] state or [countries] country.”

SECTION 3. Section 489N-3, Hawaii Revised Statutes, is amended to read as follows:

“~~[[~~**§489N-3**~~]]~~ **Jurisdiction.** (a) An international matchmaking organization shall be deemed to be doing business in Hawaii if it contracts for matchmaking services with a Hawaii resident or is considered to be doing business under any other law of this State.

(b) Notwithstanding any other law to the contrary, Hawaii residents using the services of an international matchmaking organization shall be subject to the laws of this State.”

SECTION 4. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

**SECTION 5. This Act shall take effect upon its approval.**

**(Approved May 2, 2006.)**