

STAND. COM. REP. NO. 2102

Honolulu, Hawaii

FEB 11 2016

RE: S.B. No. 2856

Honorable Ronald D. Kouchi  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2016  
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,  
to which was referred S.B. No. 2856 entitled:

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

begs leave to report as follows:

The purpose and intent of this measure is to clarify the  
scope of powers of the Office of Consumer Protection  
investigators.

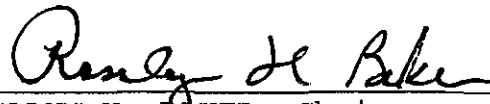
Your Committee received testimony in support of this measure  
from the Office of Consumer Protection of the Department of  
Commerce and Consumer Affairs.

Your Committee finds that when section 487-10, Hawaii Revised  
Statutes, was originally enacted in 1969, only police officers or  
sheriffs were legally authorized to serve legal documents in  
Hawaii. As a result, the Legislature decided to explicitly  
provide police powers to Office of Consumer Protection  
investigators, so they could also serve subpoenas and service of  
process. However, as service of these documents is no longer  
restricted to police officers and sheriffs, it is no longer  
appropriate or necessary to extend such broad authority to Office  
of Consumer Protection investigators. This measure therefore  
clarifies that the power and authority of Office of Consumer  
Protection investigators under section 487-10, Hawaii Revised  
Statutes, pertains to the service of process and service of  
subpoenas.



As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2856 and recommends that it pass Second Reading and be referred to your Committee on Judiciary and Labor.

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



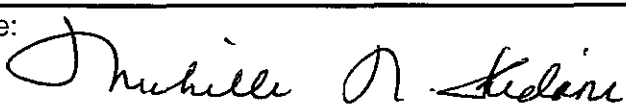
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ROSALYN H.. BAKER, Chair



The Senate  
 Twenty-Eighth Legislature  
 State of Hawai'i

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

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2856	CPH, JDL	2-5-16		
<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 checked="" type="checkbox"/> Pass, unamended 2312 <input 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)	/			
KIDANI, Michelle N. (VC)	/			
ESPERO, Will	/			
IHARA, Jr., Les	/			
NISHIHARA, Clarence K.				/
RUDERMAN, Russell E.				/
SLOM, Sam	/			
<b>TOTAL</b>	5			2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
<b>Distribution:</b>				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

\*Only one measure per Record of Votes