

STAND. COM. REP. NO.

764

Honolulu, Hawaii

February 13, 2019

RE: H.B. No. 1166
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Economic Development & Business, to which was referred H.B. No. 1166 entitled:

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

begs leave to report as follows:

The purpose of this measure is to regulate event ticket sales by:

- (1) Capping the service charges a primary and secondary ticket seller may place on top of the price of an event ticket;
- (2) Requiring website operators to guarantee a full refund in certain situations and to disclose that the website and seller are not the primary ticket seller; and
- (3) Prohibiting the practice of selling tickets that are not in the seller's possession and the practice of using or selling software to circumvent a primary ticket seller's security measures.

The Department of Commerce and Consumer Affairs testified in support of this measure. TicketNetwork commented on this measure.

HB1166 HD1 HSCR EDB HMS 2019-1958



Your Committee has amended this measure by:

- (1) Naming it the "Bruno Mars Act";
- (2) Expanding the refund requirement to apply to primary ticket sellers, in addition to secondary ticket sellers;
- (3) Including the postponement of an event as a condition for obtaining a refund;
- (4) Changing its effective date to April 25, 2112, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development & Business that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1166, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1166, H.D. 1, and be referred to your Committees on Consumer Protection & Commerce and Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Economic
Development & Business,



ANGUS L.K. MCKELVEY, Chair



State of Hawaii
House of Representatives
The THIRTIETH Legislature

HSCE 364

Record of Votes of the Committee on Economic Development & Business

Bill/Resolution No.: HB 1166	Committee Referral: EDB, CPC JUD	Date: 2-8-19		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="checked" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
EDB Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	✓			
2. KITAGAWA, Lisa (VC)	✓			
3. ELI, Stacelynn K.M.	✓			
4. ICHİYAMA, Linda	✓			
5. JOHANSON, Aaron Ling	✓			
6. QUINLAN, Sean	✓			
7. YAMASHITA, Kyle T.	✓			
8. MATSUMOTO, Lauren				✓
TOTAL (8)	7	0	0	1
The recommendation is: <input checked="checked" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: <u><i>Lisa Kitagawa</i></u>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				