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THE SENATE  
THE NINETEENTH LEGISLATURE  
REGULAR SESSION OF 1998

COMMITTEE ON COMMERCE CONSUMER PROTECTION AND  
INFORMATION TECHNOLOGY

Senator DAVID IGE, Co-Chair  
Senator WAYNE METCALF, Co-Chair

NOTICE OF HEARING

DATE: Friday, February 13, 1998  
TIME: 9:00 a.m.  
PLACE: Conference Room 016  
State Capitol  
415 South Beretania Street

A G E N D A

- S.B. 2536 RELATING TO FRAUDULENT USE OF CPI, JDC  
CREDIT CARD  
Amends provision relating to the theft and forgery of credit cards. Provides that a person who has prior conduct involving theft, forgery, and fraudulent use of credit cards and possesses or controls credit cards in the names of 2 or more other persons, or a person who is not the purported issuer and possesses 2 or more credit cards which have been made or embossed, has prima facie evidence that the person knew that the credit cards were obtained without the cardholder's consent, or intended to defraud or knew the credit cards had been made or imbossed. (MIZUGUCHI B/R)
- S.B. 2554 RELATING TO FRAUDULENT USE OF CPI, JDC  
CREDIT CARD  
Amends definitions relating to offenses against property rights. Amends the definition of credit card to include any instrument in which money, goods, services, or anything of value can be obtained on credit excluding debit and electronic benefit transfer cards. (MIZUGUCHI)

S.B. 2762 RELATING TO TOBACCO CPI, JDC  
Prohibits advertising of cigarettes and tobacco in a school zone; defines school zone; provides penalty.  
(KANNO)

S.B. 2958 RELATING TO PLATINUM JEWELRY CPI  
Updates the gold and silver stamping laws to incorporate Federal Trade Commission guidelines for platinum.  
(TAM, FUKUNAGA, CHUN OAKLAND)

S.B. 2611 RELATING TO THE UNIFORM TRANSFER-ON-DEATH (TOD) SECURITY REGISTRATION ACT CPI  
Enacts the Uniform Transfer-on-Death (TOD) Security Registration Act.  
(METCALF)

S.B. 2785 RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED) CPI, JDC  
Establishes provision relating to the uniform information practices act. Requires a person filing a civil action that is under, related to, or affected by the uniform information practices act to notify the office of information practices in writing at the time of such filing. Provides that the office may intervene in such an action.  
(MIZUGUCHI B/R)

*CEO  
S. Wong FYI  
OIP testifies in favor*

S.B. 2983 RELATING TO OFFICE OF INFORMATION PRACTICES CPI, WAM  
Requires open meeting law to be administered by the office of information practices (OIP) and moves OIP from the department of the attorney general to legislature for administrative purposes.  
(IHARA, D. ICE, MCCARTNEY, METCALF)

*OMIA - testifies in favor  
OIP - monitor*

S.B. 2135 RELATING TO UNFAIR AND DECEPTIVE TRADE PRACTICES CPI  
Repeals the sunset dates in Act 174, SLH 1995, pertaining to activity providers.  
(BAKER, D. ICE, METCALF)

S.B. 3241 RELATING TO UNFAIR TRADE PRACTICE CPI, JDC  
Prohibits water transporters to raise prices for delivery of potable water to areas not served by piped-in water during times of drought or water scarcity. Makes such practice an unfair trade practice. Imposes civil penalty.  
(MIZUGUCHI, METCALF)

- S.B. 2619 RELATING TO FAIR TRADE REGULATIONS CPI  
Prohibits importuning or deception to obtain money or property from the vulnerable. (CHUN OAKLAND)
- S.B. 2828 RELATING TO PHARMACIES CPI  
Establishes provision relating to fair trade regulations by prohibiting any person from doing business or engaging in any activity to deceive or importune a vulnerable victim, and receive money or property directly or indirectly from the vulnerable victim as a result. Defines terms. Requires the Director of the Office of Consumer Protection to institute civil action. Allows vulnerable victim to bring civil suit. (MIZUGUCHI B/R)
- S.B. 2822 RELATING TO LEMON LAW DISCLOSURE COMPLIANCE CPI  
Amends provisions relating to motor vehicle warranties. Requires an automobile manufacturer supplying a replacement motor vehicle to be responsible for sales tax, license, and registration fees. Prohibits a vehicle transferred to a dealer or manufacture by a settlement, or arbitration award to be sold, leased, or auctioned. (MIZUGUCHI B/R)
- S.B. 2833 RELATING TO MOTOR VEHICLE LEASE DISCLOSURE CPI  
Amends motor vehicle lease disclosure law by requiring a lessor to disclose to customers that they have the right to obtain, by request a copy of the lessor's lease calculation worksheet and a copy of any documents reviewed during a lease transaction. (MIZUGUCHI B/R)
- S.B. 2832 RELATING TO INVESTIGATIVE SUBPOENAS CPI, JDC  
Amends consumer protection provisions to allow subpoena to be made personally within this State, but if service in this manner cannot be obtained, substituted service may be made on any witness over whom the jurisdiction of the courts of this State could be exercised in civil actions, including personal service, mailing, or as the circuit court may direct. (MIZUGUCHI B/R)


DECISION MAKING TO FOLLOW, IF TIME PERMITS.

Persons wishing to testify should submit 30 copies of their testimony to the committee clerk, Room 215, State Capitol, 24 hours prior to the hearing. Please punch three (3) holes on the left side of 10 copies and two (2) on the top of 20 copies of your testimony. Testimony may also be faxed if less than 5 pages in length, to the Senate Sergeant-At-Arms Office at 586-6659 or 1-800-586-6659 (toll free for neighbor islands), at least 24 hours prior to the hearing. When faxing, please indicate to whom the testimony is being submitted, the date and time of the hearing, and the required number of copies needed for submittal.

If you require special assistance or auxiliary aids or services to participate in the public hearing process (i.e., sign language interpreter, wheelchair accessibility, or parking designated for the disabled), please contact the committee clerk 24 hours prior to the hearing so arrangements can be made.

Public Folder. A folder labeled "Public Folder" containing the measures and testimonies for the hearing will be available for shared use by members of the public.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6230 or 586-6900.

  
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Senator David Ige  
Co-Chair

  
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Senator Wayne Metcalf  
Co-Chair