STAND. COM. REP. NO. **257**-06

Honolulu, Hawaii

Fe410, 2006

RE: H.B. No. 2313

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 2313 entitled:

"A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION,"

begs leave to report as follows:

The purpose of this bill is to clarify and correct ambiguities and errors in Hawaii's business registration laws. Specifically, the housekeeping amendments made by this bill include:

- Adding a section to the general partnership law (1)regarding the types of activities of a foreign general partnership that do not constitute business transactions;
- Providing that general partnerships electing to become limited liability partnerships (LLPs) shall file the LLP annual report in lieu of the general partnership annual statement; and
- Requiring as one condition to reinstatement, that an (3) administratively dissolved or cancelled professional corporation show that all taxes owed have been paid, are being paid, or are being contested.

The Department of Commerce and Consumer Affairs and the Chamber of Commerce of Hawaii supported this measure.

HB2313 HSCR CPC HMS 2006-1621

Your Committee finds that some businesses are subject to overlapping or ambiguous registration, documentation, and other regulatory requirements. This bill would help remove some of these unnecessary burdens. In addition, providing more clarity in what constitutes a business transaction by a foreign partnership will encourage continued investment in Hawaii by the global community.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2313 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

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

ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-third Legislature



Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Date:	02/01/0	160		
HB 2313 02101/06					
HB 2313 Committee Referral: CPC	The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended	☐ Pass, with amendments				
☐ Hold		Recommit	T	T	
CPC Members	Ayes	Ayes (WR)	Nays	Excused	
1. HERKES, Robert N. (C)	V				
2. SCHATZ, Brian (VC)	V				
3. CALDWELL, Kirk	V/				
4. ITO, Ken				_	
5. KANOHO, Ezra R.					
6. KARAMATSU, Jon Riki					
7. MORITA, Hermina M.	\checkmark				
8. SONSON, Alex M.		·			
9. SOUKI, Joseph M.					
10. MARUMOTO, Barbara C.					
11. STONEBRAKER, Bud					
			-		
TOTAL	95			3	
The recommendation is:	\				
The recommendation is: Adopted					
☐ Not Adopted					
If joint referral,		did not suppo	ort recommendation		
committee acronym(s)					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office					