

STATE OF HAWAII  
**OFFICE OF THE AUDITOR**  
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**DEPT. COMM. NO. 15**

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State Auditor

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December 28, 2006

The Honorable Colleen Hanabusa  
President of the Senate  
State Capitol, Room 409  
Honolulu, Hawaii 96813

Dear Ms. President:

I transmit to you a copy of our report, *Sunrise Analysis: Athlete Agents*.

We were asked to analyze a proposal to regulate athlete agents as provided in H.B. 2440, H.D. 2, S.D. 2 of the 2006 session. We conclude that the proposal does not meet the sunrise criteria in Chapter 26H, HRS. Regulation is unnecessary. There is no evidence of harm to consumers of the three athlete agents' services and even the proponents of regulation admit that the primary argument is national uniformity. Other protections exist for the few student-athletes who are potentially of professional caliber.

We hope that the report will assist you in reviewing the issues examined. We will place the report on our website, [www.state.hi.us/auditor](http://www.state.hi.us/auditor), and release it to the public and press, on Friday, December 29, 2006.

Sincerely,

Marion M. Higa  
State Auditor

Enclosure

c: ✓ Carol Taniguchi, Senate Clerk