



GOV. MSG. NO. **503**

EXECUTIVE CHAMBERS

HONOLULU

LINDA LINGLE
GOVERNOR

April 22, 2010

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on April 22, 2010, the following bill was signed into law:

SB2137 SD1 HD1

A BILL FOR AN ACT
RELATING TO HEALTH CLUBS.
ACT 045 (10)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on APR 22 2010

THE SENATE
TWENTY-FIFTH LEGISLATURE, 2010
STATE OF HAWAII

ACT 045

S.B. NO. 2137
S.D. 1
H.D. 1

A BILL FOR AN ACT

RELATING TO HEALTH CLUBS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 486N, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§486N- Military personnel; federal active duty
5 deployment outside state; cancellation or suspension of
6 contract. (a) In addition to cancellation of a health club
7 contract under sections 486N-6 and 486N-7, a health club
8 contract of a member of the United States military, including a
9 member of the Hawaii National Guard, United States military
10 reserves, or regular United States armed forces who is serving
11 on federal active duty or active duty in federal service and
12 deployed or otherwise serving outside of this state during the
13 term of the contract, may be canceled or suspended; provided
14 that the request for cancellation or suspension:

15 (1) Is made by the member or the member's legally
16 designated representative;



1 (2) Includes a copy of the member's official military
2 orders or a written verification from the member's
3 commanding officer; and

4 (3) Is made within ninety days after the member receives
5 notice of serving on federal active duty or active
6 duty in federal service and deployment or service
7 outside of this state.

8 (b) If a contract is suspended under this section, the
9 health club shall not charge any fees to reinstate the contract
10 and shall maintain the original payment obligations set forth in
11 the contract. A contract that is suspended pursuant to this
12 section shall be subject to cancellation two years from the date
13 of suspension if the buyer fails to reinstate the contract.

14 (c) If a contract is cancelled under this section, the
15 health club may retain the portion of the total contract price
16 representing the services used plus reimbursement for the
17 expenses incurred in an amount not to exceed twenty-five per
18 cent of the total contract price."

19 SECTION 2. New statutory material is underscored.

20 SECTION 3. This Act shall take effect on July 1, 2010.

APPROVED this

22

day of

APR

, 2010


GOVERNOR OF THE STATE OF HAWAII