STAND. COM. REP. NO. 543

-10

Honolulu, Hawaii

Fe 526 , 2010

RE: H.B. No. 1944

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 1944 entitled:

"A BILL FOR AN ACT RELATING TO HEALTH CLUBS,"

begs leave to report as follows:

The purpose of this bill is to help support members of the United States military by, among other things:

- Prohibiting health clubs that grant a service member's request for contract suspension due to service outside of the state from charging any fees to reinstate the contract; and
- (2) Requiring health clubs that grant a service member's request for contract suspension due to service outside of the state to maintain the original payment obligations set forth in the original contract.

The Oahu Veterans Council, Military Officers Association of America-Hawaii Chapter, and a concerned individual testified in support of this bill.

Your Committee notes that while the federal Service Members Civic Relief Act (Act) allows for the temporary suspension of contracts that may materially affect service members who agreed to those contracts before being notified of a deployment, the Act does not specifically address health club membership contracts.

HB1944 HSCR CPC HMS 2010-2016

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Your Committee finds that explicitly providing protections for deploying military personnel with respect to health club membership contracts that they will not be able to use while serving outside of the state will provide valuable support to the men and women of the United States Armed Forces.

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. 1944 and recommends that it pass Third Reading.

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

ROBERT N. HERKES, Chair





Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 1944	Committee Referral: EBM, CPC	Date	* 2/j	1/2010
□ The committee is reconsidering its previo				10-10
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. HERKES, Robert N. (C)				
2. WAKAI, Glenn (VC)				
3. BELATTI, Della Au	/			V
4. CABANILLA, Rida				O Th
5. CARROLL, Mele	/			
6. ITO, Ken				
7. KARAMATSU, Jon Riki				
8. LUKE, Sylvia				
9. McKELVEY, Angus L.K.				
10. MIZUNO, John M.				
11. MORITA, Hermina M.				
12. SOUKI, Joseph M.				
13. TSUJI, Clift				
14. MARUMOTO, Barbara C.		-		
15. THIELEN, Cynthia				
-				
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TOTAL (15)	. 13	\square	Ø	Z
The recommendation is: Image: Adopted If joint referral,				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committe	Duplicate (Yellow)	- Chief Clerk's Office	Duplicate (F	Pink) – HMSO
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