

# SB1097

Measure Title: RELATING TO THE CONSUMER ADVOCATE.

Report Title: Consumer Advocate; Public Utilities Commission; Violations;  
Regulatory Proceedings

Description: Clarifies section 269-15(a), Hawaii Revised Statutes, so that the Public Utilities Commission may order the Consumer Advocate, rather than the Director of the Department of Commerce and Consumer Affairs, to appear in regulatory proceedings initiated by the Commission to enforce chapter 269, Hawaii Revised Statutes, and related requirements.

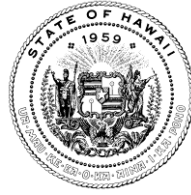
Companion: [HB928](#)

Package: Governor

Current Referral: CPN

Introducer(s): KIM (Introduced by request of another party)

<a href="#">Sort by Date</a>		Status Text
1/28/2015	S	Introduced.
1/28/2015	S	Passed First Reading.
1/28/2015	S	Referred to CPN.
2/13/2015	S	The committee(s) on CPN has scheduled a public hearing on 02-20-15 9:00AM in conference room 229.



DAVID Y. IGE  
GOVERNOR

SHAN S. TSUTSUI  
LT. GOVERNOR

**STATE OF HAWAII  
OFFICE OF THE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS**

335 MERCHANT STREET, ROOM 310

P.O. Box 541

HONOLULU, HAWAII 96809

Phone Number: 586-2850

Fax Number: 586-2856

cca.hawaii.gov

CATHERINE P. AWAKUNI COLÓN  
DIRECTOR

JO ANN M. UCHIDA TAKEUCHI  
DEPUTY DIRECTOR

**PRESENTATION OF THE  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS**

**TO THE SENATE COMMITTEE ON  
COMMERCE AND CONSUMER PROTECTION**

**TWENTY-EIGHTH LEGISLATURE**

Regular Session of 2015

Friday, February 20, 2015

9:00 a.m.

**TESTIMONY ON SENATE BILL NO. 1097, RELATING TO THE CONSUMER  
ADVOCATE.**

TO THE HONORABLE ROSALYN H. BAKER, CHAIR,  
AND MEMBERS OF THE COMMITTEE:

My name is Catherine Awakuni Colón, Director of the Department of Commerce and Consumer Affairs ("Department"). The Department appreciates the opportunity to submit testimony in support of Senate Bill No. 1097, Relating to the Consumer Advocate.

The purpose of Senate Bill No. 1097 is to amend Section 269-15(a), Hawaii Revised Statutes, so that reference to the Director of the Department of Commerce and Consumer Affairs therein is changed to reference the Consumer Advocate in order to

conform this provision with changes made pursuant to Act 108, Session Laws of Hawaii 2014.

The Department supports this housekeeping measure that was introduced as part of the Administration Package for 2015. In addition, the Department believes the proposed change is proper and would not impinge on any of the other functions of the Department as they may relate to public utilities.

Thank you for the opportunity to testify in support of Senate Bill No. 1097. I will be happy to answer any questions the members of the Committee may have.



DAVID Y. IGE  
GOVERNOR

SHAN S. TSUTSUI  
LT. GOVERNOR

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Phone Number: 586-2850  
Fax Number: 586-2856  
[www.hawaii.gov/dcca](http://www.hawaii.gov/dcca)

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TO THE SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION

THE TWENTY-EIGHTH LEGISLATURE  
REGULAR SESSION OF 2015

FRIDAY, FEBRUARY 20, 2015  
9:00 a.m.

TESTIMONY OF JEFFREY T. ONO, EXECUTIVE DIRECTOR, DIVISION OF  
CONSUMER ADVOCACY, DEPARTMENT OF COMMERCE AND CONSUMER  
AFFAIRS, TO THE HONORABLE ROSALYN H. BAKER, CHAIR,  
AND MEMBERS OF THE COMMITTEE

SENATE BILL NO. 1097 - RELATING TO THE CONSUMER ADVOCATE

**DESCRIPTION:**

This measure proposes to clarify Section 269-15(a), Hawaii Revised Statutes, so that the Public Utilities Commission may order the Consumer Advocate, rather than the Director of Commerce and Consumer Affairs, to appear in regulatory proceedings initiated by the Commission.

**POSITION:**

The Division of Consumer Advocacy supports this bill.

**COMMENTS:**

The Consumer Advocate supports this measure that amends Section 269-15(a) so that reference to the Director of the Department of Commerce and Consumer Affairs therein is changed to reference the Consumer Advocate in order to conform with changes made pursuant to Act 108, Session Laws of Hawaii 2014.

Thank you for this opportunity to testify.

TESTIMONY OF RANDY IWASE  
CHAIR, PUBLIC UTILITIES COMMISSION  
TO THE  
SENATE COMMITTEE ON  
COMMERCE AND CONSUMER PROTECTION

FEBRUARY 20, 2015  
9:00 a.m.

**MEASURE:** S.B. No. 1097  
**TITLE:** Relating to the Consumer Advocate

Chair Baker and Members of the Committee:

**DESCRIPTION:**

This measure proposes to amend section 269-15(a) to clarify that the Public Utilities Commission (“Commission”) may order the Consumer Advocate, rather than the Director of the Department of Commerce and Consumer Affairs, (“DCCA Director”) to appear in regulatory proceedings initiated by the Commission to enforce Chapter 269, Hawaii Revised Statutes, (“Chapter 269”) and related requirements.

**POSITION:**

The Commission supports this housekeeping measure that is part of this year’s administrative legislative package and would like to offer the following comments for the Committee’s consideration.

**COMMENTS:**

Prior to the passage of Act 108, Session Laws of Hawaii 2014 (“Act 108”) the DCCA Director had been statutorily designated as the Consumer Advocate. Act 108 amended Chapter 269 so that the Executive Director of the Division of Consumer Advocacy would be statutorily designated as the Consumer Advocate. A number of updates were made to Chapter 269 to reflect this re-designation.

Section 269-15(a), Hawaii Revised Statutes, currently authorizes the Commission to order the DCCA Director, not the Consumer Advocate, to appear in certain regulatory enforcement proceedings. The Commission notes that this reference may have been overlooked in Act 108 and should be corrected to remain consistent with the rest of the chapter.

Thank you for the opportunity to provide comments on this measure.