

STAND. COM. REP. NO.

1686

Honolulu, Hawaii

APR 04 2023

RE: S.C.R. No. 220

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2023
State of Hawaii

Sir:

Your Committee on Public Safety and Intergovernmental and Military Affairs, to which was referred S.C.R. No. 220 entitled:

"SENATE CONCURRENT RESOLUTION URGING THE COUNTY OF MAUI TO IMMEDIATELY AND SUBSTANTIALLY INCREASE THE FINES ASSESSED AGAINST PREDATORY COSMETICS ESTABLISHMENTS FOR VIOLATING THE MAUI COUNTY HISTORIC DISTRICTS ORDINANCE,"

begs leave to report as follows:

The purpose and intent of this measure is to urge the County of Maui to immediately and substantially increase the fines assessed against predatory cosmetics establishments for violating the Maui County Historic Districts Ordinance.

Your Committee received testimony in support of this measure from the Maui Chamber of Commerce and two individuals.

Your Committee finds that numerous predatory cosmetics stores have continued to operate on Front Street in Lahaina, Maui, and continue to engage in marketing techniques that are considered to be disrespectful, inconsiderate, and aggressive in nature, thus creating an intimidating atmosphere for residents and visitors alike. To address these issues, the Maui County Charter was successfully amended in 2022 to remove the generally applicable \$1,000 cap on civil fines, thereby allowing the County to substantially increase the amount of fines that may be levied against these cosmetics stores, for the purpose of imposing fines in amounts that represent a realistic financial deterrent to



future violations. Your Committee believes that significant increases in the fine amounts imposed on violators would also provide the County of Maui with more funding to establish additional inspector positions to consistently enforce county ordinances. This measure will encourage the County of Maui to take stronger action against predatory businesses that violate state laws and county ordinances prohibiting harassment and soliciting business on a sidewalk located in a historic district.

As affirmed by the record of votes of the members of your Committee on Public Safety and Intergovernmental and Military Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 220 and recommends its adoption.

Respectfully submitted on behalf of the members of the Committee on Public Safety and Intergovernmental and Military Affairs,



GLENN WAKAI, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety and Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* SCR 220	Committee Referral: PSM	Date: 3/31/23		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
WAKAI, Glenn (C)	✓			
ELEFANTE, Brandon J.C. (VC)	✓			
FUKUNAGA, Carol	✓			
MCKELVEY, Angus L.K.	✓			
AWA, Brenton	✓			
TOTAL	5	0	0	0
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes