

STAND. COM. REP. NO. 2663

Honolulu, Hawaii

FEB 16 2024

RE: S.B. No. 2020  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2024  
State of Hawaii

Sir:

Your Committee on Commerce and Consumer Protection, to which was referred S.B. No. 2020 entitled:

"A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES,"

begs leave to report as follows:

The purpose and intent of this measure is to make it a deceptive practice to advertise, display, or offer a price for goods or services that does not include all mandatory fees or charges, with certain exceptions.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs' Office of Consumer Protection and American Economic Liberties Project.

Your Committee received testimony in opposition to this measure from the Hawai'i Restaurant Association, Chamber of Progress, and one individual.

Your Committee received comments on this measure from Charter Communications.

Your Committee finds that in the face of challenging operating environments, some businesses have resorted to including additional hidden fees and surcharges in bills. The public has expressed confusion about these additional fees and surcharges paid at establishments for services or, because ineffective



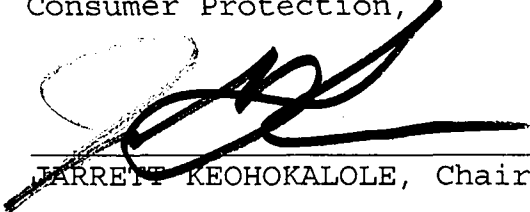
notification leaves many customers feeling misinformed. This measure will require that all mandatory fees or charges, with certain exceptions, be disclosed when a person advertises, displays, or offers a price for goods or services.

Your Committee has amended this measure by:

- (1) Inserting language exempting persons who provide broadband internet access service in compliance with certain federal rules from the requirement to include all mandatory fees or charges when advertising, displaying, or offering a price for goods or services;
- (2) Inserting an effective date of July 1, 2040, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce and Consumer Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2020, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2020, S.D. 1, and be referred to your Committee on Judiciary.

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



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JARRETT KEOHOKALOLE, Chair



The Senate  
 Thirty-Second Legislature  
 State of Hawai'i

**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:*	Committee Referral:	Date:	
SB 2020	CPN, JDC	2/14/24	
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313			
Members	Aye	Aye (WR)	Nay
Excused			
KEOHOKALOLE, Jarrett (C)	✓		
FUKUNAGA, Carol (VC)	✓		
MCKELVEY, Angus L.K.	✓		
RICHARDS, III, Herbert M. "Tim"	✓		
AWA, Brenton	✓		
<b>TOTAL</b>	<b>5</b>		
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted			
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive;">Carol Fukunaga</div>			
Distribution:             Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy			

\*Only one measure per Record of Votes