

STAND. COM. REP. NO.

2246

Honolulu, Hawaii

FEB 12 2024

RE: S.B. No. 2983
S.D. 1

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

Sir:

Your Committees on Public Safety and Intergovernmental and Military Affairs and Commerce and Consumer Protection, to which was referred S.B. No. 2983 entitled:

"A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FROM THE PUBLIC,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Regulate charitable fundraising platforms and activities of platform charities during declared federal disasters;
- (2) Include provisions relating to the misuse of funds;
- (3) Impose vicarious liability upon a platform charity for a charitable fundraising platform's misuse of funds, and vice versa; and
- (4) Exempt national disaster charitable organizations from its provisions.

Your Committees received testimony in support of this measure from the Department of the Attorney General, Hawai'i Emergency Management Agency, and one individual.



Your Committees received comments on this measure from the Hawai'i Alliance of Nonprofit Organizations.

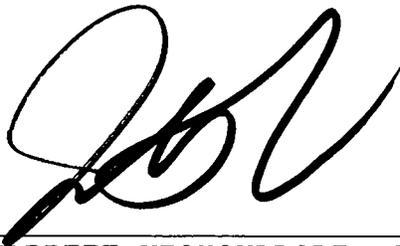
Your Committees find that the Maui wildfires have sparked the United States Department of Justice to issue a warning of potential fraudulent activity around donations and contributions masquerading as Maui fire relief. According to testimony received by your Committees, the State needs to improve and expand enforcement of charitable fundraising activities, including regulating charitable fundraising on internet platforms. This measure will ensure the prevention of fraudulent and predatory charitable fundraising behavior.

Your Committees have amended this measure by:

- (1) Inserting an effective date of January 1, 2042, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Public Safety and Intergovernmental and Military Affairs and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2983, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 2983, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Public Safety and
Intergovernmental and Military
Affairs and Commerce and
Consumer Protection,



JARRETT KEOHOKALOLE, Chair



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.:* SB2983	Committee Referral: PSM/CPN, JDC	Date: 1/31/24		
<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
WAKAI, Glenn (C)	✓			
ELEFANTE, Brandon J.C. (VC)	✓			
FUKUNAGA, Carol	✓			
RHOADS, Karl	✓			
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**

