

Honolulu, Hawaii

APR 26 2024

RE: S.B. No. 2983
S.D. 2
H.D. 2
C.D. 1

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

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2983, S.D. 2, H.D. 2, entitled:

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

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to:

- (1) Beginning January 1, 2026, authorize the Department of the Attorney General to regulate charitable fundraising platforms and platform charities;
- (2) Include provisions relating to the misuse of funds; and
- (3) Impose vicarious liability upon a platform charity for a charitable fundraising platform's misuse of funds, and vice versa.



Your Committee on Conference finds that 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 Committee on Conference has amended this measure by:

- (1) Inserting language that requires charitable fundraising platforms and platform charities to be subject to filing an annual report and annual renewal fees;
- (2) Deleting language that would have exempted a charitable fundraising platform or platform charity from certain restrictions on distributing funds if certain agencies do not publish an electronic list of recipient charitable organizations or other charitable organizations in good standing;
- (3) Inserting an effective date of January 1, 2026; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

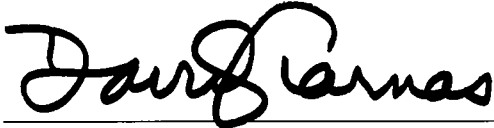
As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2983, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2983, S.D. 2, H.D. 2, C.D. 1.



Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE

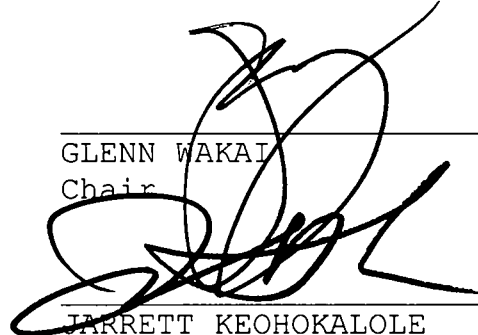
ON THE PART OF THE SENATE



DAVID A. TARNAS
Co-Chair



SCOTT Y. NISHIMOTO
Co-Chair



GLENN WAKAI
Chair



JARRETT KEOHOKALO
Co-Chair



KARL RHOADS
Co-Chair



Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: SB 2983, SD 2, HD 2 Date/Time: 4/24/24 3:50 PM

[x] The recommendation of the House and Senate managers is to pass with amendments (CD).

[] The Committee is reconsidering its previous decision.

[] The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure

[] The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

Table with columns for Senate Managers and House Managers, and sub-columns for A, WR, N, E. Includes names like WAKAI, Glenn, Chr. and TARNAS, David A., Co-Chr. with checkmarks in the 'A' column.

TOTAL

4 0 0 0

TOTAL

5 0 0 0

A = Aye

WR = Aye with Reservations

N = Nay

E = Excused

Senate Recommendation is: [x] Adopted [] Not Adopted

House Recommendation is: [x] Adopted [] Not Adopted

Senate Lead Chair's or Designee's Signature:

[Handwritten signature]

House Lead Chair's or Designee's Signature:

[Handwritten signature: David Tarnas]

Distribution:

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