

STAND. COM. REP. NO.

1471

Honolulu, Hawaii

MAR 21 , 2025

RE: S.B. No. 1048
S.D. 2
H.D. 1

Honorable Nadine K. Nakamura
Speaker, House of Representatives
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Madame:

Your Committee on Consumer Protection & Commerce, to which
was referred S.B. No. 1048, S.D. 2, entitled:

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

begs leave to report as follows:

The purpose of this measure is to:

- (1) Clarify the standards and safeguards in online
crowdfunding as enacted by Act 205, Session Laws of
Hawaii 2024 (Act 205); and
- (2) Extend the effective date of Act 205 to June 30, 2026.

Your Committee received comments on this measure from the
Department of the Attorney General and GoFundMe.

Your Committee finds that Act 205 was enacted in response to
concerns over potentially fraudulent online fundraising platforms
following the August 2023 Maui wildfires. Act 205 improved and
expanded the Department of the Attorney General's enforcement of
charitable fundraising activities, including regulation of
charitable fundraising on online platforms. However, the
provisions of Act 205 may also hamper the ability of charities to



fundraise in the State. This measure seeks to strike a balance in order to target unscrupulous actors while providing charities with the necessary flexibility to raise funds for their charitable causes.

Your Committee has amended this measure by:

- (1) Consolidating all of the requirements applicable to platform charities under one section, which creates a separate registration, reporting, and fee requirements for platform charities to address the potential for duplication of these requirements;
- (2) Clarifying when certain definitions are applicable to charitable fundraising platforms and platform charities;
- (3) Consolidating all of the requirements applicable to charitable fundraising platforms under one section, which creates a separate registration, reporting, and fee requirements specific to charitable fundraising platforms to address the potential for duplication of these requirements;
- (4) Deleting language that allowed, for purposes of documenting contributions received over the Internet, the use of electronic mail addresses and internet protocol addresses;
- (5) Extending the effective date of Act 205 to July 1, 2026, and making such extension effective July 1, 2025;
- (6) Inserting a savings clause; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1048, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1048, S.D. 2, H.D. 1, and be referred to your Committee on Finance.



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



SCOT Z. MATAYOSHI, Chair



452R 1471

Bill/Resolution No.: SB1048, SD2		Committee Referral: CPC, FIN		Date: 3/18/25	
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.					
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)					
CPC Members		Ayes	Ayes (WR)	Nays	Excused
1. MATAYOSHI, Scot Z. (C)		✓			
2. CHUN, Cory M. (VC)		✓			
3. ILAGAN, Greggor		✓			
4. ICHIYAMA, Linda		✓			
5. IWAMOTO, Kim Coco		✓			
6. KONG, Sam Satoru		✓			
7. LOWEN, Nicole E.		✓			
8. MARTEN, Lisa		✓			
9. TAM, Adrian K.					✓
10. PIERICK, Elijah					✓
TOTAL (10)		8			2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)					
Vice Chair's or designee's signature: _____					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					