

ACT 49

S.B. NO. 1809-76

A Bill for an Act Relating to Agents of Private Schools and Correspondence Schools.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 302-3, Hawaii Revised Statutes, is amended to read:

“Sec. 302-3 Solicitation of students. No agent representing any private school or correspondence school shall solicit students or sell any course in this State for profit or remuneration unless:

- (1) He first obtains a license from the department of education; and
- (2) He files and makes payable to the department a surety bond in the sum of \$2,000; such bond shall be conditioned to provide indemnification to any student suffering loss as a result of fraud or misinterpretation used in procuring his enrollment. The bond must be renewed annually if it is for less than a year.

Application for license shall be made on forms to be furnished by the department and shall be accompanied by a license fee of \$10 made payable to the department; provided that any application submitted on or after July 1 shall be accompanied by a license fee of \$5. The license shall be valid for one year from January 1 through December 31, unless it is revoked, canceled, or suspended for good cause after written notice and hearing is granted to the licensee. All licenses must be renewed annually prior to January 1. The renewal fee shall be \$10.

Upon granting the license, the department shall issue a card to the person giving his name and address, the name and address of the school that he represents, and certifying that the person whose name appears on the card is an authorized agent of the school. If the person represents more than one school, he shall obtain a separate license and shall receive a separate card for each school that he represents upon payment of a separate license or renewal fee. A license shall not be transferable and shall be returned to the department when the agent ceases to represent the school.

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material or the underscoring.*

*Edited accordingly.

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SECTION 3. This act shall take effect upon its approval.
(Approved May 5, 1976.).