

ACT 102

H.B. NO. 1449

A Bill for an Act Relating to Union Labels.

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

SECTION 1. Section 482-4, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) When a bona fide labor union, or association of employees has adopted a device in the form of a label, brand, mark, name, or other character for the purpose of designating the products of the members of the union or association and the device has been registered pursuant to sections 482-2 and 482-3, then it shall be unlawful for any person to adopt, print, distribute, or otherwise use the device or one so similar as to be confused therewith, and the director of regulatory agencies shall not register any such similar device. Any person found to be in violation of this subsection may, in addition to any other penalty assessed or otherwise imposed by law, be required to pay all costs and attorney’s fees incurred in seeking enforcement of this subsection, and may be ordered by the court to pay damages to the bona fide labor union or association of employees involved in such amount as may be determined by the court; provided that the damages ordered shall not be less than \$250 nor more than \$5,000.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored.*

*The text has been edited pursuant to HRS §23G-16.5, authorizing omission of the brackets, bracketed material, and underscoring.

SECTION 3. This Act shall take effect upon its approval.
(Approved May 22, 1979.)