

ACT 69

S.B. NO. 448

A Bill for an Act Relating to Consumer Protection.

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

SECTION 1. Section 487-14, Hawaii Revised Statutes, is amended to read as follows:

“§487-14 Restitution. In any civil action brought by the director of the office of consumer protection to collect civil penalties or enjoin unlawful acts or practices, the court hearing the action may include in its orders or judgments such provisions as may be necessary to effect restitution to any person who [sustained damages] is injured as a result of the unlawful acts and practices which are the subject of the action and who [testified] submits proof of entitlement to restitution in the prosecution of the action. Any person in whose favor restitution is ordered need not accept restitution, but the person’s acceptance and full performance of restitution shall bar recovery by the person of any other damages in any action on account of the same acts or practices against the person making restitution.”

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 Statutory material to be repealed is bracketed.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

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SECTION 3. This Act shall take effect upon its approval.

(Approved May 29, 1987.)