



## Regulated Industries Complaints Office

235 S. Beretania Street, Ninth Floor

Honolulu, Hawaii 96813

[cca.hawaii.gov/rico](http://cca.hawaii.gov/rico)

# The Regulated Industries Complaints Office

Most people are not aware that a professional or vocational license is required before you can work in certain industries. There are currently over 49 different industries in which a professional or vocational license is required. These industries are the kind that affect the health, safety, and welfare of Hawaii's citizens.



**What is the Regulated Industries Complaints Office?** The Regulated Industries Complaints Office (RICO) is a statewide agency of the Department of Commerce and Consumer Affairs. It is the enforcement arm for the various professions and vocations that are licensed in the State. RICO investigates allegations of professional misconduct by licensees and also investigates possible unlicensed activity that may be occurring in the State. RICO's partner agency, the Professional and Vocational Licensing Division, accepts applications and issues licenses for the various licensing boards, commissions, and programs.

**How are cases initiated?** RICO investigates complaints received from consumers, from the various licensing authorities, and from anonymous sources. RICO also initiates cases based on referrals from other law enforcement agencies and professional associations. Occasionally, matters are reported by hospitals and employers. RICO also conducts compliance checks, and sweep and sting operations.

**How do I file a complaint with RICO?** Simply complete a RICO complaint form. Complaint forms are available online or from your local RICO office. You can also call or write and a complaint form will be mailed to you.



**Does it cost money to file a complaint?** There is no fee to file a complaint. You will be asked to include copies of documents or other evidence you may have, so you may incur incidental expenses for copying and postage. (Please do not send originals to our office.)

**Is there a time limit for filing a complaint?** There is no time limit for filing a complaint. However, it is best to file your complaint as soon as possible. Complaints that involve situations distant in time may be difficult to investigate.

**What kind of complaints does RICO investigate?** Some of the more typical complaints RICO investigates involve allegations of poor workmanship, negligence, or unlicensed activity. Less frequently, RICO investigates conduct involving sexual contact with patients or clients, criminal convictions, and misappropriation of funds. Some things, even if proven true, may not constitute grounds for discipline. For example, concerns that a patient has been made to wait a long time at a doctor's office, or that a licensee has charged a lot of money for a particular service, are not usually within the licensing authority's jurisdiction. Other conduct, although egregious, may be criminal in nature and not specifically addressed by licensing laws. You will be notified if your complaint does not fall within RICO's jurisdiction or if there is insufficient evidence to proceed with an investigation.

**What is my role in the process?** You may be contacted by a RICO investigator and/or attorney to be interviewed or to provide additional information. If the case proceeds to a hearing, you may be called as a witness for the State. No matter what the outcome, you will be notified of the final disposition of your complaint.

**Does RICO represent me?** RICO attorneys do not represent individual consumers. RICO's primary obligation is to take the actions necessary to ensure that licensing violations are appropriately addressed. Although, we may seek or obtain restitution as part of an enforcement action, we do not guarantee restitution will be awarded or asked for in every case. We strongly advise all consumers to immediately explore any civil remedies they may have. Do not wait for a RICO action to be concluded. An investigation or prosecution by RICO does not prevent you from pursuing any private right of action or civil remedies you may be entitled to.



**Will my complaint be public?** RICO provides complaint history information to the public, including information about certain cases, including the names of the individual or business complained about, possible violations, and the outcome of closed complaints. The information and records you provide will otherwise be held in confidence, unless disclosure is required for RICO purposes or otherwise required by law.

**What kind of penalties may be imposed?** Civil or administrative remedies may be imposed in a RICO case, ranging from fines, suspension or revocation of a license, or injunctions prohibiting future unlicensed activity. RICO may also issue warning letters.

**Why should I file a RICO complaint?** In addition to investigating and prosecuting complaints, where appropriate, RICO will work to assist consumers to resolve their disputes with licensees. Although not a guarantee, filing a complaint may lead to the resolution of your dispute. Additionally, RICO relies on information from consumers to monitor conduct in the industry and to watch for unlicensed activity. Your information helps.

**RICO's Areas of Jurisdiction.** The following is a list of some of the professions and vocations currently licensed in the State of Hawaii:

Accountants	Elevator Mechanics	Pharmacies & Pharmacists
Acupuncture Practitioners	Emergency Medical Technicians	Physical Therapists
Activity Desks	Employment Agencies	Physicians & Physician Assistants
Athletic Agents & Athletic Trainers	Engineers, Architects, Surveyors, & Landscape Architects	Podiatrists
Barbers & Barber Shops	Hearing Aid Dealers & Fitters	Port Pilots
Behavior Analysts	Marriage & Family Therapists	Private Detectives & Guards
Cemeteries	Massage Therapists & Establishments	Psychologists
Chiropractors	Mental Health Counselors	Real Estate Appraisers
Collection Agencies	Mixed Martial Arts Contests & Boxing	Real Estate Brokers & Salespersons
Contractors	Motor Vehicle Sales & Repairs	Respiratory Therapists
Cosmeticians, Estheticians, Hairdressers & Manicurists	Naturopaths and Osteopaths	Social Workers
Dentists & Dental Hygienists	Nurses & Nursing Home Administrators	Speech Pathologists & Audiologists
Dispensing Opticians & Optometrists	Occupational Therapists	Time Share
Electricians & Plumbers	Pest Control Operators	Travel Agencies
		Veterinarians

The Department of Commerce and Consumer Affairs (DCCA), and its Regulated Industries Complaints Office (RICO), offer tools, tips, and services you can use to check out an individual or business. Information is available by calling (808) 587-4272 or online at [cca.hawaii.gov/business\\_online](http://cca.hawaii.gov/business_online).

For information about filing a complaint or to report unlicensed activity, call RICO's Consumer Resource Center at **(808) 587-4272** or visit us online at [cca.hawaii.gov/rico/](http://cca.hawaii.gov/rico/).

To call Oahu-RICO, dial the following toll free numbers: Kauai 274-3141, extension 74272; Maui 984-2400, extension 74272; Big Island 974-4000, extension 74272; Molokai and Lanai 1-800-468-4644, extension 74272, followed by the # sign.

*This brochure is for informational purposes only and not intended for the purposes of providing legal advice. Information provided is subject to change. Printed material can be made available for individuals with special needs in Braille, large print or audio tape. Submit requests to the RICO Complaints and Enforcement Officer at (808) 586-2666.*