STAND. COM. REP. NO. 678 -06

Honolulu, Hawaii

Monh 2, 2006

RE: H.B. No. 2901

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred H.B. No. 2901 entitled:

"A BILL FOR AN ACT RELATING TO GARNISHMENT,"

beg leave to report as follows:

The purpose of this bill is to remove outdated and redundant requirements from the garnishment law by repealing the requirements that:

- (1) A creditor collecting money under a garnishment must furnish the garnishee with duplicate receipts; and
- (2) The garnishee must provide the debtor with a copy of the receipt.

Two concerned citizens supported this bill.

Your Committees find that employers are mandated by law to furnish the employee a pay stub or similar record detailing the amount and purpose of each deduction from wages. Similarly, when a bank account is garnished, the withdrawal of funds is reflected in the debtor's monthly statement. These changes have made the receipt requirement in the garnishment law redundant and obsolete.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2901 and recommend that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committees on Consumer Protection & Commerce and Judiciary,

SYLVIA LUKE Chair

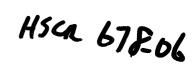
ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.:	Date:				
HB 2901	2/2/06				
Committee Referral:	☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended	☐ Pass, with amendments				
□ Hold	□ Recommit				
CPC Members	Ayes	Ayes (WR)	Nays	Excused	
1. HERKES, Robert N. (C)	V				
2. SCHATZ, Brian (VC)	V				
3. CALDWELL, Kirk	1				
4. ITO, Ken					
5. KANOHO, Ezra R.					
6. KARAMATSU, Jon Riki	✓				
7. MORITA, Hermina M.	1				
8. SONSON, Alex M.	\checkmark		·		
9. SOUKI, Joseph M.	V				
10. MARUMOTO, Barbara C.	✓				
11. STONEBRAKER, Bud					

		·			
TOTAL	9			2	
The recommendation is:					
☐ Not Adopted				•	
If joint referral,		did not sunne	rt racommandation		
If joint referral, did not support recommendation.					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Clerk's Office					



State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 2901	Date: 2/2/06 The committee is reconsidering its previous decision on the measure.				
CPC/JUD					
The recommendation is to: Pass, unamended	☐ Pass, with amendments				
☐ Hold	☐ Recommit				
JUD Members	Ayes	Ayes (WR)	Nays	Excused	
1. LUKE, Sylvia (C)					
2. OSHIRO, Blake K. (VC)					
3. CALDWELL, Kirk					
4. KANOHO, Ezra R.				/	
5. KARAMATSU, Jon Riki					
6. MORITA, Hermina M.	✓				
7. SONSON, Alex M.	1				
8. SOUKI, Joseph M.	✓				
9. MARUMOTO, Barbara C.	1,				
10. THIELEN, Cynthia	✓				
TOTAL The recommendation is: Adopted	9				
☐ Not Adopted If joint referral, comm Vice Chair's or designee's signature:	nittee acronym(s	did not suppo s)	rt recommendation		
Distribution: Original (White) – Committee Dup	olicate (Yellow)	– HMSO D	Ouplicate (Pink) – Cl	lerk's Office	