STAND. COM. REP. NO. 3120

Honolulu, Hawaii

MAR 2 4 2006

RE: H.B. No. 1796

H.D. 1 S.D. 1

Honorable Robert Bunda President of the Senate Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Housing, to which was referred H.B. No. 1796, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO NOTICE,"

begs leave to report as follows:

The purpose of this measure is to require, in counties having a population of two hundred thousand or less, the publication of a power of sale foreclosure notice in the newspaper with the largest general circulation published in the county where the mortgaged property is located.

Testimony in support of this measure was submitted to your Committee by the Hawaii Association of Realtors. No testimony in opposition to this measure was received by your Committee. Comments were received from the Hawaii Financial Services Association.

Your Committee finds that requiring a notice of foreclosure is very important because this notice protects property owners who can take steps to work out solutions with their lenders, seek bankruptcy protection, or make other arrangements to preserve their ownership rights. Notice in a widely circulated publication also keeps neighbors and the public informed about events and matters relevant to their community.

One technical, non-substantive conforming amendment was made to this measure.

2006-2222 SSCR SMA.doc

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1796, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1796, H.D. 1, S.D. 1, and be referred to the Committee on Judiciary and Hawaiian Affairs.

Respectfully submitted on behalf of the members of the Committee on Commerce, Consumer Protection, and Housing,

BON MENOR, Chair

The Senate Twenty-Third Legislature State of Hawaii

Record of Votes of the Committee on Commerce, Consumer Protection and Housing (Bills and Resolutions)

Measure:* HB 1796 HO I	COMMittee Ref		Date:	3-20	-06
The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is to:					
Pass, unamended Pass, with amendments Hold Recommit (2312) (2311) (2310) (2313)					
Members		Ayes	Ayes(WR)	Nays	Excused
MENOR, Ron (C)					
BAKER, Rosalyn H. (VC)					
ESPERO, Will					
IGE, David Y.					
SAKAMOTO, Norman			2 (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)		
HOGUE, Bob					
TOTAL		4	. —	-	2
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

^{*}Do not list more than one measure per Record of Votes.