STAND. COM. REP. NO. 33917

Honolulu, Hawaii APR -6 2006

RE: H.B. No. 2901

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

Sir:

Your Committee on Judiciary and Hawaiian Affairs, to which was referred H.B. No. 2901 entitled:

"A BILL FOR AN ACT RELATING TO GARNISHMENT,"

begs leave to report as follows:

The purpose of this measure is to repeal the law requiring a creditor collecting money under a garnishment process to furnish duplicate receipts to the garnishee.

Your Committee received testimony in support of this measure from the Hawaii Bankers Association and the Collections Section of the Hawaii State Bar Association.

Your Committee finds that under the current law, a creditor is required to furnish a duplicate receipt to a garnishee when a payment is received through a garnishment process. The garnishee is then required to provide one of those receipts to the debtor. These requirements are outdated and unnecessary as current banking and employment practices sufficiently document payment of funds in the garnishment process.

As affirmed by the record of votes of the members of your Committee on Judiciary and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2901, and recommends that it pass Third Reading.

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Respectfully submitted on behalf of the members of the Committee on Judiciary and Hawaiian Affairs,

COLLEEN HANABUSA, Chair

## The Senate Twenty-Third Legislature State of Hawaii

## Record of Votes of the Committee on Judiciary and Hawaiian Affairs (Bills and Resolutions)

Measure:*	Committee Referral:		Date:	Date:	
нв 2901	СРН, ЈНW		4/	4/4/06	
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 (2312) (2311)			Hold Recommit (2310) (2313)		
Members		Ayes	Ayes(WR)	Nays	Excused
HANABUSA, Colleen (C)					
HEE, Clayton (VC)					
CHUN OAKLAND, Suzanne					
ENGLISH, J. Kalani					
IHARA, Jr., Les					/
WHALEN, Paul					
				·	
TOTAL		5	0	0	1
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					

<sup>\*</sup>Do <u>not</u> list more than one measure per Record of Votes.