

STAND. COM. REP. NO.

700

Honolulu, Hawaii

MAR 01 2007

RE: S.B. No. 923

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Commerce, Consumer Protection, and
Affordable Housing, to which was referred S.B. No. 923 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this measure is to remove the December 31,
2007, sunset date of section 514B-146, Hawaii Revised Statutes
(HRS), relating to delinquent condominium association maintenance
fees.

Specifically, this measure removes the sunset date from Act
164, Sessions Laws of Hawaii (SLH) 2004, as amended by Act 93, SLH
2005, as amended by Act 273, SLH 2006.

Your Committee received testimony in support of this measure
from the Real Estate Commission of the Department of Commerce and
Consumer Affairs, the Hawaii Independent Condominium and Co-op
Owners, the Hawaii Council of Associations of Apartment Owners,
and the Hawaii Chapter of the Community Associations Institute.
The Hawaii Bankers Association submitted comments on this measure.

Your Committee finds that section 514B-146, HRS, provides a
reasonable and fair process to assist condominium associations
with the problem of collecting unpaid maintenance fees from
apartment owners. The intent of this measure is to remove the
sunset date of December 31, 2007, in order to allow this section
to continue to provide relief to condominium associations in
collecting delinquent maintenance fees, especially in cases where
an apartment owner is undergoing foreclosure proceedings.

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As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Affordable Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 923 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

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


BRIAN T. TANIGUCHI, Chair



The Senate
Twenty-Fourth Legislature
State of Hawaii

Record of Votes
Committee on Commerce, Consumer Protection and Affordable Housing
CPH

Bill / Resolution No.:* <div style="text-align: center; font-size: 1.2em; font-weight: bold;">SB 923</div>	Committee Referral: <div style="text-align: center; font-size: 1.2em; font-weight: bold;">CPH</div>	Date: <div style="text-align: center; font-size: 1.2em; font-weight: bold;">8/21/07</div>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
IGE, David Y. (VC)	✓			
ESPERO, Will	✓			
IHARA, Jr., Les				✓
SAKAMOTO, Norman				✓
SLOM, Sam	✓			
TOTAL	4			✓
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; font-size: 1.2em; font-family: cursive;">David Y. Ige</div>				
Distribution: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <div style="text-align: center;">Original File with Committee Report</div> <div style="text-align: center;">Yellow Clerk's Office</div> <div style="text-align: center;">Pink Drafting Agency</div> </div>				

*Only one measure per Record of Votes