STAND. COM. REP. NO. /329

Honolulu, Hawaii

APR 0 9 2009

RE: H.B. No. 1071

H.D. 3 S.D. 2

Honorable Colleen Hanabusa President of the Senate Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred H.B. No. 1071, H.D. 3, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS,"

begs leave to report as follows:

The purpose of this measure is to establish within the Department of Commerce and Consumer Affairs a system to license and regulate servicers of residential mortgage loans secured by real property located in Hawaii.

Your Committee received one written comment on this measure. The written comment may be reviewed on the Legislature's website.

Your Committee finds that mortgage servicers are frequently a borrower's only contact for information regarding the borrower's mortgage loan or to address and resolve matters that can arise in the course of making payments on that loan. However, many mortgage servicers are unable or unwilling to assist borrowers in distress who want to negotiate a modification or workout of a delinquent loan. Your Committee further finds that licensure and regulation of mortgage servicers is necessary to protect Hawaii homeowners, especially given the rising rate of home mortgage foreclosures caused by the current economic recession.

Your Committee has amended this measure by making technical nonsubstantive amendments for the purposes of clarity and consistency.

HB1071 SD2 SSCR LRB 09-3462.doc

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1071, H.D. 3, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1071, H.D. 3, S.D. 2.

Respectfully submitted on behalf of the members of the Committee on Ways and Means,

DONNA MERCADO KIM, Chair

The Senate Twenty-Fifth Legislature State of Hawaii

Record of Votes Committee on Ways and Means WAM

Bill / Resolution No.:*	Committee Referral:	Da	te:	
HB 1071 HD3SD1	CPN, WAI	$\mathbf{y} \mid \mathbf{a}$	PPIL 6,	2009
The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:				
The Recommendation is:				
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313				
Members	Aye	Aye (WR)	Nay	Excused
KIM, Donna Mercado (C)				
TSUTSUI, Shan S. (VC)				
CHUN OAKLAND, Suzanne				
ENGLISH, J. Kalani				
FUKUNAGA, Carol				
GALUTERIA, Brickwood				
HEE, Clayton				
HOOSER, Gary L.				
KIDANI, Michelle N.				Section Science of the science of th
KOKUBUN, Russell S.				
TOKUDA, Jill N.				
HEMMINGS, Fred				
	Company Compan		-	
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TOTAL	12			
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				

*Only one measure per Record of Votes