Honolulu, Hawaii

Feb 14 , 2012

RE: H.B. No. 2375

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and Judiciary, to which was referred H.B. No. 2375 entitled:

"A BILL FOR AN ACT RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT,"

beg leave to report as follows:

The purpose of this measure is to provide additional protections for Hawaii consumers from persons who prey on homeowners who face property foreclosures from mortgage liens or other encumbrances by:

- (1) Establishing the Mortgage Rescue Fraud Prevention Special Fund;
- (2) Imposing criminal penalties on persons who violate certain provisions of the Mortgage Rescue Fraud Prevention Act; and
- (3) Making conforming amendments.

The Office of Consumer Protection, Hawaii Credit Union League, Hawaii Association of REALTORS, and a concerned individual supported this measure. The Hawaii Financial Services Association and a concerned individual supported the intent of this bill. The Department of Budget and Finance submitted comments. 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. 2375 and recommend that it pass Second Reading and be referred to the Committee on Finance.

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

GILBERT KEITH-AGARAM, Chair

ROBERT N. HERKES, Chair

State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB R375 Committee Referral: CPC/UUD, FIN Date: 2/1/2012							
☐ The committee is reconsidering its previous decision on the measure.							
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold							
Pass short form bill with HD to recommit for future public hearing (recommit)							
CPC Members	Ayes	Ayes (WR)	Nays	Excused			
1. HERKES, Robert N. (C)			•••				
2. YAMANE, Ryan I. (VC)							
3. BROWER, Tom							
4. CABANILLA, Rida T.R.							
5. CARROLL, Mele							
6. COFFMAN, Denny			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,				
7. ITO, Ken			· · ·				
8. KEITH-AGARAN, Gilbert S.C.							
9. LUKE, Sylvia							
10. McKELVEY, Angus L.K.			.,				
11. SOUKI, Joseph M.			-				
12. TSUJI, Clift							
13. CHING, Corinne W.L.			"- "				
14. MARUMOTO, Barbara C.	/ .			-			
15. THIELEN, Cynthia			-				
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TOTAL (15)	10		-	5			
The recommendation is: Adopted	□ Not Adopte	ed	"				
If joint referral, did not support recommendation.							
Vice Chair's or designee's signature:							
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO							

State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: Co	ommittee Referral: CPC/JUD, FI	Date:	2/1	/12			
HB 2375 CPC/JUD, FIN 271712 The committee is reconsidering its previous decision on the measure.							
The recommendation is to: A Pass, unamended (as is) Pass, with amendments (HD) Hold							
Pass short form bill with HD to recommit for future public hearing (recommit)							
JUD Members	Ayes	Ayes (WR)	Nays	Excused			
1. KEITH-AGARAN, Gilbert S.C. (C)							
2. RHOADS, Karl (VC)	✓		,				
3. BROWER, Tom							
4. CABANILLA, Rida T.R.							
5. CARROLL, Mele							
6. COFFMAN, Denny							
7. HERKES, Robert N.							
8. ITO, Ken							
9. LUKE, Sylvia							
10. McKELVEY, Angus L.K.							
11. SOUKI, Joseph M.				1			
12. TSUJI, Clift			-				
13. FONTAINE, George R.							
14. MARUMOTO, Barbara C.							
15. THIELEN, Cynthia							
TOTAL (15)	9	0	0	6			
The recommendation is: Adopted	□ Not Adopte	ed					
If joint referral, did not support recommendation. committee acronym(s)							
Vice Chair's or designee's signature:							
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