STAND. COM. REP. NO. 452 -12

Honolulu, Hawaii

Feb 15 , 2012

RE: H.B. No. 755 H.D. 2

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

## Sir:

Your Committee on Judiciary, to which was referred H.B. No. 755, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC HOUSING,"

begs leave to report as follows:

The purpose of this measure is to streamline the public housing eviction process by conforming procedural requirements to federal law. Specifically, this measure, among other things:

- (1) Changes the notification and eviction hearings process for tenants who face eviction; and
- (2) Requires eviction hearings to be conducted by hearings officers rather than an eviction board.

The Hawaii Public Housing Authority and one individual provided comments.

Your Committee has amended this measure by:

- (1) Retaining hearings by an eviction board and deleting references to hearings officers;
- (2) Reconfiguring the potential size of the eviction board from a minimum of three members to a maximum of three members;

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- (3) Requiring that at least one tenant be appointed as a member of the evictions board;
- (4) Changing the effective date to January 7, 2059, to facilitate continued discussion of this measure; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 755, H.D. 1, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as H.B. No. 755, H.D. 2.

Respectfully submitted on behalf of the members of the Committee on Judiciary,

GILBERT KEITH-AGARAN, Chair

## State of Hawaii House of Representatives The Twenty-sixth Legislature

HSCR452-12

## Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 755, HD1	Committee Referral: HSG, JUD, FIN	Date	: 2/7/29	12_
☐ 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)				
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				V
7. HERKES, Robert N.			-	
8. ITO, Ken				
9. LUKE, Sylvia				
10. McKELVEY, Angus L.K.				
11. SOUKI, Joseph M.				
12. TSUJI, Clift				
13. FONTAINE, George R.				
14. MARUMOTO, Barbara C.				
15. THIELEN, Cynthia			·	
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71		,		
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TOTAL (15)	14	Q	0	)
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature: Kal Work				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				