STAND. COM. REP. NO. 1408

Honolulu, Hawaii

April 4 , 2013

RE: S.B. No. 505

S.D. 2 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2013 State of Hawaii

Sir:

Your Committee on Finance, to which was referred S.B. No. 505, S.D. 2, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this measure is to support and encourage the use of mediation to settle condominium-related disputes by:

- (1) Adding "support for mediation of condominium related disputes" as an educational purpose eligible to be funded by the Condominium Education Trust Fund;
- (2) Establishing an additional annual Condominium Education Trust Fund fee of \$1.50 per condominium unit to be dedicated to support the mediation of condominium related disputes, and paid beginning with the July 1, 2015, biennium registration;
- (3) Setting the additional Condominium Education Trust Fund fee at a total of \$3 per unit until the Real Estate Commission adopts rules pursuant to Chapter 91, Hawaii Revised Statutes;
- (4) Specifying that professionally trained mediators including retired judges shall be used for condominium dispute mediation services; and

SB505 HD1 HSCR FIN HMS 2013-3062

(5) Requiring the Real Estate Commission to make adjustments to the allocation of amounts in the Condominium Education Trust Fund for various purposes to ensure that adequate funds are available for mediation of condominium related disputes prior to July 1, 2015.

The Hawaii Real Estate Commission, Community Associations Institute Hawaii Chapter, and a concerned individual testified in support of this bill.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 505, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Respectfully submitted on behalf of the members of the Committee on Finance.





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

## Record of Votes of the Committee on Finance

| Bill/Resolution No.: Committee Referral:  |                           |      |         | Date: |      |          |
|---|---------------------------|------|---------|-------|------|----------|
| SB 505, SD2, HD1  | SB 505, SD2, HD1 CPC, FIN |      |         | 3/27  | /13  |          |
| ☐ 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) |                           |      |         |       |      |          |
| FIN Members   |                           | Ayes | Ayes (W | R)    | Nays | Excused  |
| 1. LUKE, Sylvia (C)   |                           |      |         |       |      |          |
| 2. NISHIMOTO, Scott Y. (VC)   |                           |      |         |       |      |          |
| 3. JOHANSON, Aaron Ling (VC)  |                           |      |         |       |      |          |
| 4. CULLEN, Ty J.K.  |                           |      |         |       |      |          |
| 5. HASHEM, Mark J.  |                           |      |         |       |      |          |
| 6. ING, Kaniela   |                           |      | _       |       |      |          |
| 7. JORDAN, Jo   |                           |      |         |       |      |          |
| 8. KOBAYASHI, Bertrand  |                           |      |         |       |      |          |
| 9. LOWEN, Nicole E.   |                           |      |         |       |      |          |
| 10. MORIKAWA, Dee   |                           |      |         |       |      |          |
| 11. ONISHI, Richard H.K.  |                           |      |         |       |      |          |
| 12. TAKAYAMA, Gregg   |                           |      |         |       |      |          |
| 13. TOKIOKA, James Kunane   |                           |      |         |       | ,    |          |
| 14. WOODSON, Justin H.  |                           | //   |         |       |      |          |
| 15. YAMASHITA, Kyle T.  |                           |      |         |       |      |          |
| 16. FUKUMOTO, Beth  |                           |      |         |       |      |          |
| 17. WARD, Gene  |                           |      |         |       |      |          |
|   |                           |      |         |       |      |          |
|   |                           |      |         |       |      | <u>_</u> |
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| - Table   |                           |      | _       |       |      |          |
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| TOTAL (17)  |                           | 14   | (       |       |      | 2        |
| The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)   |                           |      |         |       |      |          |
| Vice Chair's or designee's signature.   |                           |      |         |       |      |          |
| Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO  |                           |      |         |       |      |          |