Honolulu, Hawaii February 12, 2014

RE: S.B. No. 499

S.D. 1 H.D. 2

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2014 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 499, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PARTITION OF HEIRS PROPERTY," begs leave to report as follows:

The purpose of this measure is to adopt the Uniform Partition of Heirs Property Act, which:

- (1) Defines "heirs property"; and
- (2) Establishes a hierarchy of remedies designed to protect a family's holdings and its real property wealth for partition actions involving heirs property.

The Commission to Promote Uniform Legislation provided testimony in support of this measure. The Judiciary provided comments on this measure.

After further consideration of this measure, your Committee has amended this measure by:

- (1) Changing the applicability of the Uniform Partition of Heirs Property Act in section -3 of the measure from July 1, 2013, to July 1, 2014;
- (2) Changing its effective date to March 9, 2017; and SB499 HD2 HSCR JUD HMS 2014-1373-1



(3) 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 S.B. No. 499, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 499, S.D. 1, H.D. 2.

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

KARL RHOADS, Chair



House of Representatives The Twenty-seventh Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:			Date:		
SB 499 SD 1, HD 1	CPC,JUD			01/24/14		
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 (W	R)	Nays	Excused
1. RHOADS, Karl (C)		/				
2. HAR, Sharon E. (VC)		. "				/
3. BELATTI, Della Au						
4. BROWER, Tom		/,				
5. CREAGAN, Richard				·		
6. ITO, Ken						
7. KAWAKAMI, Derek S.K.						
8. LEE, Chris						
9. NAKASHIMA, Mark M.						/
10. TSUJI, Clift						
11. WOOLEY, Jessica						/
12. MCDERMOTT, Bob				İ		/
13. THIELEN, Cynthia						
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						-
TOTAL (13)		7				6
The recommendation is: Adopted Not 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						