

STAND. COM. REP. NO. 723

Honolulu, Hawaii

MAR 06 2015

RE: S.B. No. 1129
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred S.B. No. 1129, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO COMMISSIONERS OF DEEDS,"

begs leave to report as follows:

The purpose and intent of this measure is to clarify the Lieutenant Governor's responsibilities regarding the Time Share Commissioners of Deeds Program.

Specifically, the measure:

- (1) Authorizes the Lieutenant Governor, rather than the Governor, to appoint and remove Commissioners of Deeds;
- (2) Authorizes the Lieutenant Governor to adopt rules relating to Commissioners of Deeds;
- (3) Authorizes the Lieutenant Governor to assess and collect fees and administrative fines relating to Commissioners of Deeds;
- (4) Establishes the Commissioner of Deeds Revolving Fund;
- (5) Provides the Lieutenant Governor and employees of the Office of the Lieutenant Governor with immunity from liability as to their conduct relating to Commissioners of Deeds; and



- (6) Increases the surety bond requirement for Commissioners of Deeds from \$1,000 to \$10,000.

Your Committee received written comments in support of this measure from the Office of the Lieutenant Governor and ARDA Hawaii.

Your Committee finds that a working group comprising the Office of the Lieutenant Governor, the Department of the Attorney General, the Department of Commerce and Consumer Affairs, the Bureau of Conveyances, and members of the time share industry was convened to examine the Time Share Commissioners of Deeds Program. Your Committee believes that this measure addresses issues raised by the working group and will provide the Lieutenant Governor with the necessary authority to effectively implement the Commissioners of Deeds Program.

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 S.B. No. 1129, S.D. 1, and recommends that it pass Third Reading.

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



JILL N. TOKUDA, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB1129 SD1</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">JDL, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2/27/15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, unamended 2312 </div> <div style="text-align: center;"> <input type="checkbox"/> Pass, with amendments 2311 </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310 </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313 </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KOUCHI, Ronald D. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
GALUTERIA, Brickwood	✓			
HARIMOTO, Breene	✓			
INOUE, Lorraine R.	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam			✓	
TOTAL	10	0	1	0
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; font-size: 1.5em; font-family: cursive; margin-top: 10px;">MUD-M</div>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes