STAND. COM. REP. NO.

Honolulu, Hawaii

February 14, 2017

RE: H.B. No. 1009

H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sir:

Your Committee on Housing, to which was referred H.B. No. 1009 entitled:

"A BILL FOR AN ACT RELATING TO THE LANDLORD TENANT CODE," begs leave to report as follows:

The purpose of this measure is to:

- (1) Allow a landlord to prohibit a tenant from accessing a dwelling unit when the tenant quits the premises for failure to pay rent or the landlord has been awarded possession by the court, provided that the landlord provides the tenant access to the dwelling unit for a period of one day for the removal of personal property; and
- (2) In such cases, deem the personal property abandoned and allow the landlord to immediately dispose of the tenant's property if the tenant fails to remove and dispose of the property within one day.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs and Lawyers for Equal Justice testified in opposition to this measure. Your Committee has amended this measure by:

- (1) Requiring a landlord to provide a tenant access to the dwelling unit for a period of 24 hours to remove the tenant's personal property; and
- (2) Changing its effective date to take effect upon a date to be determined to facilitate further discussion on the measure.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1009, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1009, H.D. 1, and be referred to your Committee on Judiciary.

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

TOM BROWER, Chair

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

## **Record of Votes of the Committee on Housing**

Bill/Resolution No.: HB 100 9 Committee	Referral: HSC	Date:	2/7/1	7
θ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: $\theta$ Pass, unamended (as is) $\theta$ Pass, with amendments (HD) $\theta$ Hold $\theta$ Pass short form bill with HD to recommit for future public hearing (recommit)				
HSG Members	Ayes	Ayes (WR)	Nays	Excused
1. BROWER, Tom (C)	<b>V</b>			
	1898 (1787) 46 93 (278)			
2. NAKAMURA, Nadine K. (VC)				
			/	
3. AQUINO, Henry J.C.				
4. HASHEM, Mark J.	<u> </u>			
4. HASHEM, Mark J.				
5. QUINLAN, Sean	<b>✓</b>			
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6. SAN BUENAVENTURA, Joy A.				<u> </u>
7. McDERMOTT, Bob	<b>V</b>			
TOTAL (7)	5	į		
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature: Muslie K. Muslim				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				