Honolulu, Hawaii , 2018

H.B. No. 1879 RE: H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 1879 entitled:

"A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE, "

begs leave to report as follows:

The purpose of this measure is to provide protections to prospective renters by placing a maximum a landlord may charge for an application screening fee and allowing the applicant the right to review the credit report if the applicant paid the screening fee.

The Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Hawai'i Association of REALTORS, and Legal Aid Society of Hawai'i testified in support of this measure. The Governor's Coordinator on Homelessness and one individual provided comments.

Your Committee has amended this measure by:

(1) Clarifying that the landlord or landlord's agent shall not charge an application screening fee if the landlord or agent knows that the rental unit will not become available within the time stated in an advertisement or in a written notice provided to the applicant;

- (2) Narrowing the definition of an "applicant" to any person who makes a request to rent a dwelling with the intention of signing a rental agreement; and
- (3) Changing its effective date to July 1, 2050, to promote further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1879, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1879, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on behalf of the members of the Committee on Consumer Protection & Commerce,

ROY M. TAKUMI, Chair

## State of Hawaii House of Representatives



## **Record of Votes of the Committee on Consumer Protection & Commerce**

Bill/Resolution No.:	Committee Referral:		Date: 2/9/10	
☐ 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)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. TAKUMI, Roy M. (C)		0.00.0000000000000000000000000000000000		
2. ICHIYAMA, Linda (VC)				
3. AQUINO, Henry J.C.				
J. Agonto, Henry J.C.				
4. ITO, Ken				
5. JOHANSON, Aaron Ling	✓			
6. LoPRESTI, Matthew S.				<b>/</b>
7 MIZUNO John M				
7. MIZUNO, John M.				
8. SAY, Calvin K.Y.				
9. TOKIOKA, James Kunane	<b>V</b>			
10. YAMANE, Ryan I.				~
11. McDERMOTT, Bob				<i></i>
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TOTAL (11)	8	0	0	3
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				