Honolulu, Hawaii

FEB 07 , 2024

RE: H.B. No. 2611 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirty-Second State Legislature Regular Session of 2024 State of Hawaii

## Sir:

Your Committee on Water & Land, to which was referred H.B. No. 2611 entitled:

"A BILL FOR AN ACT RELATING TO ADMINISTRATIVE FEES,"

begs leave to report as follows:

The purpose of this measure is to, beginning January 1, 2025:

- Statutorily establish a transaction fee for each (1)recording by the Bureau of Conveyances and Land Court for certain services:
- Authorize the Board of Land and Natural Resources to (2)adopt, amend, or repeal certain administrative fees, separate from the administrative rulemaking process;
- (3) Amend the authorized uses of funds in the Bureau of Conveyances Special Fund; and
- (4)Repeal provisions that require fees for the use of microfilms of documents recorded in the Bureau of Conveyances to be established by rules.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from NATOP Hawaii.

2024-0984 HB2611 HD1 HSCR HMSO



Your Committee finds that the Bureau of Conveyances has significantly improved the automation and integrity of the recording process, established web and digital access to parts of the Bureau's database and records, and created the portal and process for the electronic recording of documents as a result of Act 120, Session Laws of Hawaii 2009. This measure will expand the authorized uses for transaction-fee monies to address many of the evolving issues that the Bureau of Conveyances faces, particularly with the ongoing shortage of workers.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider whether the amending of fees should be accomplished through the administrative rulemaking process pursuant to chapter 91, Hawaii Revised Statutes, or through the Board of Land and Natural Resources separate from that process.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2611, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2611, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

STAND. COM. REP. NO. **137** -24 Page 3

Respectfully submitted on behalf of the members of the Committee on Water & Land,

LINDA ICHIYAMA, Chrir

## State of Hawaii House of Representatives The Thirty-second Legislature

## H5CR 137-24

## Record of Votes of the Committee on Water & Land

	AL, UHA, FIN	Date	01/30	124
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)				
WAL Members	Ayes	Ayes (WR)	Nays	Excused
1. ICHIYAMA, Linda (C)	<b>√</b>			
2. POEPOE, Mahina (VC)				
3. CHUN, Cory M.				
5. Chun, Cory M.				
4. GANADEN, Sonny			sis (Atti	6.
5. HASHEM, Mark J.				
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6. MIZUNO, May Besario	381974 24197 - 11 43 (176); haddler 2 2 3		·	Reference of the party of the second
7 MODIVAWA Dag				
7. MORIKAWA, Dee				
8. TAKAYAMA, Gregg				
9. SOUZA, Kanani				24Hijiji
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TOTAL (9)	9			
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				