

ACT 194

S. B. NO. 1472-72

A Bill for an Act Relating to Property Exempt from Levy and Sale on Execution.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 651-65, Hawaii Revised Statutes, is amended to read as follows:

“Sec. 651-65 Certain real property. Real property consisting of one piece of land not to exceed one acre, and the dwelling house and other buildings thereon situated, where the owner resides, shall be exempt from levy and sale on execution as follows:

- (1) Such property of a value not exceeding \$20,000 owned by any head of a family or any person sixty-five years of age or older;
- (2) Such property of a value not exceeding \$10,000 owned by any other person.

The values specified in this section shall be determined solely by the assessed value for taxation purposes. An exemption authorized under this section shall not apply to claims of mechanics and materialmen for labor performed and material furnished in the creation, alteration, or repair of such buildings.

Any claim of exemption under this section made before the effective date of this section shall be deemed to be amended on the effective date of this section by increasing the value of any property declared exempt to the value permitted by this section on the effective date of this section to the extent that such increase does not impair or defeat the right of any creditor to execute upon the property which existed before the effective date of this section.”

SECTION 2. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.*

SECTION 3. This Act shall take effect upon its approval.

(Approved June 3, 1972.)

*Edited accordingly.