
A BILL FOR AN ACT

RELATING TO JUDGMENT LIENS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 636-3, Hawaii Revised Statutes, is
2 amended to read as follows:
3 "**§636-3 Judgment, orders, decrees; lien when.** Any money
4 judgment, order, or decree of a state court or the United States
5 District Court for the District of Hawaii shall be a lien upon
6 real property when a copy thereof, certified as correct by a
7 clerk of the court where it is entered, is recorded in the
8 bureau of conveyances. No such lien shall continue beyond [~~ten~~
9 ~~years after the date of the judgment.~~] the length of time the
10 underlying judgment, order, or decree is in force. Except as
11 otherwise provided, every judgment shall contain or have
12 endorsed on it the social security number, [~~State of~~] the Hawaii
13 [~~general excise taxpayer~~] tax identification number, or the
14 federal employer identification number for persons,
15 corporations, partnerships, or other entities against whom the
16 judgment, order, or decree is rendered. If the [~~judgment~~]
17 debtor has no social security number, [~~State of~~] Hawaii [~~general~~



1 ~~excise taxpayer]~~ tax identification number, or federal employer
2 identification number, or if that information is not in the
3 possession of the party seeking registration of the judgment,
4 order, or decree, the judgment, order, or decree shall be
5 accompanied by a certificate that provides that the information
6 does not exist or is not in the possession of the party seeking
7 recordation of the judgment. Failure to disclose or disclosure
8 of an incorrect social security number, [~~State of~~] Hawaii
9 [~~general excise taxpayer]~~ tax identification number, or federal
10 employer identification number shall not in any way adversely
11 affect or impair the lien created upon recordation of the
12 judgment[~~]~~, order, or decree. When any [~~such~~] judgment, order,
13 or decree is fully paid, the creditor or the creditor's attorney
14 of record in the action shall, at the expense of the debtor,
15 execute, acknowledge, and deliver to the debtor a satisfaction
16 thereof, which may be recorded in the bureau. Every
17 satisfaction or assignment of judgment, order, or decree shall
18 contain a reference to the book and page or document number of
19 the registration of the original judgment. The recording fees
20 for a judgment, order, or decree and for each assignment or



1 satisfaction of judgment, order, or decree shall be as provided
2 by section 502-25.

3 In the case of registered land, section 501-102 and
4 sections 501-241 to 501-248 shall govern."

5 SECTION 2. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

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



HB 2899
HDI
SDI
CD1

Report Title:
Judgment Liens

Description:

Clarifies that liens do not continue beyond the time period that the underlying judgment, order, or decree is in force.

Clarifies that liens apply to judgments, orders, and decrees.
(HB2899 CD1)

