
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, order, or decree shall
12 contain or have endorsed on it the [~~social security number,~~
13 State of Hawaii general excise taxpayer identification number[~~7~~]
14 or 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~~] debtor
17 has no [~~social security number,~~] State of Hawaii general excise
18 taxpayer identification number[~~7~~] or federal employer



1 identification number, or if that information is not in the
2 possession of the party seeking registration of the judgment,
3 order, or decree, the judgment, order, or decree shall be
4 accompanied by a certificate that provides that the information
5 does not exist or is not in the possession of the party seeking
6 recordation of the judgment~~[-]~~, order, or decree. Failure to
7 disclose or disclosure of an incorrect [~~social security number,~~]
8 State of Hawaii general excise taxpayer identification number~~[-]~~
9 or federal employer identification number shall not in any way
10 adversely affect or impair the lien created upon recordation of
11 the judgment~~[-]~~, order, or decree. When any [~~such~~] judgment,
12 order or decree is fully paid, the creditor or the creditor's
13 attorney of record in the action shall, at the expense of the
14 debtor, execute, acknowledge, and deliver to the debtor a
15 satisfaction thereof, which may be recorded in the bureau. Every
16 satisfaction or assignment of judgment, order, or decree shall
17 contain a reference to the book and page or document number of
18 the registration of the original judgment~~[-]~~, order, or decree.
19 The recording fees for a judgment, order, or decree and for each
20 assignment or satisfaction of judgment, order, or decree shall
21 be as provided by section 502-25.



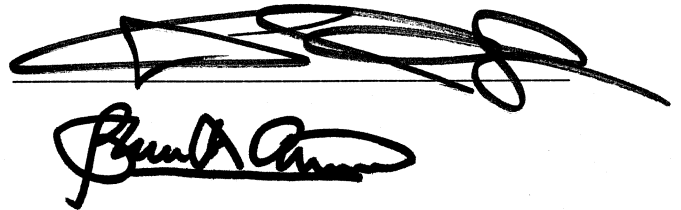
1 In the case of registered land, section 501-102 and
2 sections 501-241 to 501-248 shall govern."

3 SECTION 2. Statutory material to be repealed is bracketed
4 and stricken. New statutory material is underscored.

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

6

INTRODUCED BY:

A large, stylized handwritten signature in black ink, appearing to be "Paul A. ...", written over a horizontal line.

JAN 25 2008



Report Title:

Judgment Liens

Description:

Repeals requirement for the debtor's social security number when recording a judgment, order, or decree for lien purposes.

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.

