

STAND. COM. REP. NO. 389

Honolulu, Hawaii
Feb 14, 2007

RE: H.B. No. 1626

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which
was referred H.B. No. 1626 entitled:

"A BILL FOR AN ACT RELATING TO CONDOMINIUMS,"

begs leave to report as follows:

The purpose of this bill is to assist condominium
associations in collecting delinquent maintenance fees by making
permanent the law allowing condominium associations to assess
delinquent maintenance fees against a person who, in a foreclosure
proceeding, purchases an apartment to which the fees are attached.

The Real Estate Commission, Hawaii Legislative Action
Committee of the Community Associations Institute, Outrigger
Hotels Hawaii, Hawaii Council of Associations of Apartment Owners,
Hawaii Independent Condominium and Cooperative Owners, Poipu
Kapili AOA, Kahala at Poipu Kai AOA, Nihi Kai Villas AOA,
Sunset Kahili AOA, Makaanui AOA, Manualoha AOA, Regency AOA,
Poipu Sands AOA, and numerous concerned individuals testified in
support of this bill. The Hawaii Bankers Association submitted
comments.

Your Committee finds that section 514B-146(g), Hawaii Revised
Statutes, includes a temporary provision allowing a condominium
association to recover up to \$1,800 of the last six months of
delinquent maintenance fees from the purchaser of a delinquent
apartment in a foreclosure sale, or subsequent purchaser. This
bill removes the provision's sunset date of December 31, 2007.

HB1626 HSCR CPC HMS 2007-1983



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. 1626 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

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



ROBERT N. HERKES, Chair



