

Honolulu, Hawaii

July 31, 2008

RE: H.B. No. 2145
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Sir:

Your Committees on Consumer Protection & Commerce and
Judiciary, to which was referred H.B. No. 2145 entitled:

"A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY,"

beg leave to report as follows:

The purpose of this bill is to allow claimants of unclaimed
property held by the State to assert ownership through an
affidavit if the claimant is unable to present documentation of
ownership requested by the State.

The Department of Budget and Finance opposed this bill. A
concerned individual offered comments.

Concerns were raised that by allowing individuals to assert
ownership of unclaimed property solely on the basis of an
affidavit, this bill may lead to possible abuses through the
submission of false affidavits.

Accordingly, your Committees have amended this bill by:


- (1) Requiring the submitted affidavit to be:
 - (A) Notarized; and
 - (B) Signed under penalty of perjury;




- (2) Providing that property claimed solely through an affidavit may not have a value that exceeds an unspecified amount; and
- (3) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2145, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 2145, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committees on Consumer
Protection & Commerce and
Judiciary,



TOMMY WATERS, Chair



ROBERT N. HERKES, Chair



