
A BILL FOR AN ACT

RELATING TO LAND COURT.

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

1 SECTION 1. The legislature finds that the registration of
2 title process in land court is expensive, inefficient, and no
3 longer necessary. Currently, recording and documentation of
4 real property transactions are handled by the bureau of
5 conveyances. Thus, the duplicative services of the land court
6 and the bureau of conveyances should be consolidated.

7 The purpose of this Act is to abolish the land court and to
8 transfer all of its powers, functions, and duties, together with
9 its officers and employees, to the bureau of conveyances.

10 SECTION 2. Chapter 501, Hawaii Revised Statutes, is
11 repealed.

12 SECTION 3. All rights, powers, functions, and duties of
13 the land court are transferred to the bureau of conveyances.

14 All officers and employees whose functions are transferred
15 by this Act shall be transferred with their functions and shall
16 continue to perform their regular duties upon their transfer,
17 subject to the state personnel laws and this Act.



1 No officer or employee of the State having tenure shall
2 suffer any loss of salary, seniority, prior service credit,
3 vacation, sick leave, or other employee benefit or privilege as
4 a consequence of this Act, and the officer or employee may be
5 transferred or appointed to a civil service position without the
6 necessity of examination; provided that the officer or employee
7 possesses the minimum qualifications for the position to which
8 transferred or appointed; and provided that subsequent changes
9 in status may be made pursuant to applicable civil service and
10 compensation laws.

11 An officer or employee of the State who does not have
12 tenure and who may be transferred or appointed to a civil
13 service position as a consequence of this Act shall become a
14 civil service employee without the loss of salary, seniority,
15 prior service credit, vacation, sick leave, or other employee
16 benefits or privileges and without the necessity of examination;
17 provided that the officer or employee possesses the minimum
18 qualifications for the position to which transferred or
19 appointed.

20 If an office or position held by an officer or employee
21 having tenure is abolished, the officer or employee shall not
22 thereby be separated from public employment, but shall remain in



1 the employment of the State with the same pay and classification
2 and shall be transferred to some other office or position for
3 which the officer or employee is eligible under the personnel
4 laws of the State as determined by the head of the department or
5 the governor.

6 SECTION 4. All appropriations, records, equipment,
7 machines, files, supplies, contracts, books, papers, documents,
8 maps, and other personal property heretofore made, used,
9 acquired, or held by the land court relating to the functions
10 transferred to the bureau of conveyances shall be transferred
11 with the functions to which they relate.

12 SECTION 5. All rules, policies, procedures, guidelines,
13 and other material adopted or developed by the land court to
14 implement provisions of the Hawaii Revised Statutes, shall
15 remain in full force and effect until amended or repealed by the
16 board of land and natural resources pursuant to chapter 91,
17 Hawaii Revised Statutes. In the interim, every reference to the
18 land court or registrar of the land court in those rules,
19 policies, procedures, guidelines, and other material is amended
20 to refer to the bureau of conveyances or the registrar of
21 conveyances as appropriate.



H.B. NO. 2920

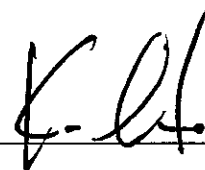
1 SECTION 6. All acts passed by the legislature during this
2 regular session of 2010, whether enacted before or after the
3 effective date of this Act, shall be amended to conform with
4 this Act unless the acts specifically provide that this Act is
5 being amended.

6 SECTION 7. The legislative reference bureau shall prepare
7 proposed conforming legislation to make necessary amendments to
8 statutes affected by this Act. The legislative reference bureau
9 shall transmit the proposed legislation to the legislature not
10 later than twenty days prior to the convening of the regular
11 session of 2011.

12 SECTION 8. This Act shall take effect upon its approval.

13

INTRODUCED BY: _____



BY REQUEST

JAN 27 2010



Report Title:

Land Court; Abolition

Description:

Abolishes the land court and transfers all powers, functions, duties, officers, and employees to the bureau of conveyances.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

