

Honolulu, Hawaii

FEB 20 2009

RE: S.B. No. 6  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2009  
State of Hawaii

Madam:

Your Committees on Commerce and Consumer Protection and Economic Development and Technology, to which was referred S.B. No. 6 entitled:

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

beg leave to report as follows:

The purpose of this measure is to permit the Registrar of the Bureau of Conveyances to accept electronic documents with electronic signatures for recording.

Your Committees received testimony in support of this measure from the Commission to Promote Uniform Legislation and Hawaii Association of Realtors. Testimony with comments on this measure was received from the Department of Land and Natural Resources and Hawaii Government Employees Association. Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees find that this measure will allow the Bureau of Conveyances to become more efficient and up to date with its functions. Furthermore, this measure does not require that the Bureau of Conveyances make any changes to its procedures until it has the capability to do so. The Uniform Real Property Electronic Recording Act, upon which this measure is based, has been adopted in eighteen other states and the District of Columbia.

Additionally, your Committees note that privacy concerns related to making the information contained in Bureau of



Conveyance filings more widely available have been addressed by the Committee on Commerce and Consumer Protection's recommendation to pass S.B. No. 1130, which allows the redaction of social security numbers on documents filed or registered with the Bureau of Conveyances.

Upon further consideration, your Committees have amended this measure by:

- (1) Allowing the Registrar of the Bureau of Conveyances and the Department of Accounting and General Services, upon authorization from the Registrar, to furnish maps or plans in photographic, electronic, or electrostatic form upon receiving a request for maps or plans;
- (2) Allowing the Registrar of the Bureau of Conveyances to furnish nonattested copies of instruments and documents in photographic, electronic, or electrostatic form upon receiving a request for instruments or documents;
- (3) Allowing the Registrar of the Bureau of Conveyances to convert existing information or documents into electronic form; and
- (4) Making nonsubstantive, technical changes for the purpose of clarity and accuracy in the language of this measure.

As affirmed by the records of votes of the members of your Committees on Commerce and Consumer Protection and Economic Development and Technology that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 6, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 6, S.D. 1, and be referred to the Committee on Judiciary and Government Operations.



Respectfully submitted on  
behalf of the members of the  
Committees on Commerce and  
Consumer Protection and  
Economic Development and  
Technology,

  
\_\_\_\_\_  
CAROL FUKUNAGA, Chair

  
\_\_\_\_\_  
ROSALYN H. BAKER, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

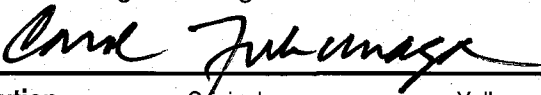
**Record of Votes**  
**Committee on Commerce and Consumer Protection**  
**CPN**

Bill / Resolution No.:* <b>SB 6</b>	Committee Referral: <b>CPN/EDT, JGO</b>	Date: <b>2/18/2009</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
BAKER, Rosalyn H. (C)	✓			
IGE, David Y. (VC)	✓			
ESPERO, Will	✓			
GREEN, M.D., Josh	✓			
IHARA, Jr., Les				✓
SAKAMOTO, Norman	✓			
HEMMINGS, Fred	✓			
<b>TOTAL</b>	<b>6</b>			<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">David Y. Ige</div>				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes

The Senate  
 Twenty-Fifth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Economic Development and Technology**  
**EDT**

Bill / Resolution No.:* <b>SB6</b>	Committee Referral: <b>CPN/EDT, J60</b>	Date: <b>2/18/09</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
FUKUNAGA, Carol (C)	✓			
BAKER, Rosalyn H. (VC)	✓			
HEE, Clayton				✓
IGE, David Y.	✓			
SLOM, Sam				✓
<b>TOTAL</b>	<b>3</b>			<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

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