

STAND. COM. REP. NO.

2889

Honolulu, Hawaii

MAR 30 2010

RE: S.C.R. No. 171
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committees on Education and Housing and Commerce and Consumer Protection, to which was referred S.C.R. No. 171 entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING A REPORT ON THE FEASIBILITY OF ESTABLISHING A FORECLOSURE TRUST FUND TO ASSIST HAWAII'S HOMEOWNERS,"

beg leave to report as follows:

The purpose of this measure is to request a report on the feasibility of establishing a foreclosure trust fund to assist Hawaii's homeowners.

Testimony in opposition to this measure was submitted by one state agency. Written testimony presented to the Committees may be reviewed on the Legislature's website.

Your Committees find that thousands of Hawaii homeowners have experienced or are experiencing economic hardships and are seeking assistance from the State and other organizations to avoid losing their homes. Your Committees have learned that a National Foreclosure Mitigation Counseling Program has been established and that several Hawaii nonprofits currently provide foreclosure mitigation counseling services under this program.

Your Committees find that rather than a foreclosure trust fund, a state foreclosure mitigation counseling program could continue the provision of valuable counseling services to Hawaii's homeowners after the National Foreclosure Mitigation Counseling

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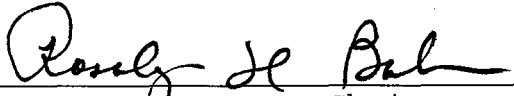
Program funds lapse. Accordingly, your Committees have amended this measure by:

- (1) Inserting information on the National Foreclosure Mitigation Counseling Program and its current implementation in the State;
- (2) Adding language that supports the establishment of a state foreclosure mitigation counseling program modeled after the federal program to continue foreclosure mitigation counseling services in the State;
- (3) Replacing the Hawaii Housing Finance and Development Corporation with the Legislative Reference Bureau as the agency to perform the study requested by this measure;
- (4) Amending the elements of the study to include an examination of issues such as:
 - (A) The feasibility of allowing homeowners to hold foreclosure in abeyance while undergoing foreclosure mitigation counseling; and
 - (B) The establishment of a state foreclosure mitigation counseling program and a foreclosure mitigation counseling special fund to finance counseling services under the program;
- (5) Amending the title to reflect its amended purpose; and
- (6) Making technical, nonsubstantive changes for the purposes of clarity, consistency, and style.


As affirmed by the records of votes of the members of your Committees on Education and Housing and Commerce and Consumer Protection that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 171, as amended herein, and recommend that it be referred to the Committee on Ways and Means, in the form attached hereto as S.C.R. No. 171, S.D. 1.



Respectfully submitted on
behalf of the members of the
Committees on Education and
Housing and Commerce and
Consumer Protection,



ROSALYN H. BAKER, Chair



NORMAN SAKAMOTO, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

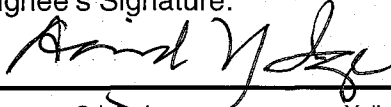
Record of Votes
Committee on Education and Housing
EDH

Bill / Resolution No.:* SCR 171	Committee Referral: EDH/CPN, WAM	Date: 3-24-10		
<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
SAKAMOTO, Norman (C)	✓			
KIDANI, Michelle N. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
GALUTERIA, Brickwood	✓			
TSUTSUI, Shan S.				✓
HEMMINGS, Fred				✓
TOTAL	4			2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>Michelle N. Kidani</i>				
Distribution: 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 Commerce and Consumer Protection
CPN

Bill / Resolution No.:*	Committee Referral:	Date:		
SCR 171	EDH/CPN, WAM	3/24/10		
<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				✓
TOTAL	4			3
Recommendation:				
<input checked="" type="checkbox"/> Adopted				
<input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

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