

STAND. COM. REP. NO.

854

Honolulu, Hawaii

MAR 23 2011

RE: H.B. No. 1241
H.D. 2
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committees on Transportation and International Affairs and Commerce and Consumer Protection, to which was referred H.B. No. 1241, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES,"

beg leave to report as follows:

The purpose and intent of this measure is to increase the number of business days from ten to twenty after the mailing of a notice to an out-of-state owner of an abandoned vehicle during which the owner may repossess their vehicle before the abandoned vehicle is subject to disposal.

Your Committees received testimony in support of this measure from EAN Holdings, LLC and Hawaii Credit Union League. Your Committees received testimony in opposition to this measure from the Department of Customer Services of the City and County of Honolulu.

Your Committees find that extending the time in which the owner of an abandoned vehicle may repossess their vehicle from custody is warranted, particularly with respect to rental car companies with large fleets of vehicles whose lessees may abandon the vehicles. This measure would help ensure that these companies have sufficient time to recover rental vehicles that may have been abandoned.

Your Committees have amended this measure by:

2011-1819 SSCR SMA.doc



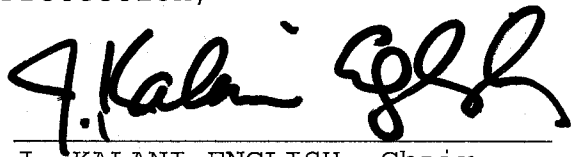
- (1) Deleting its contents and replacing them with the contents of S.B. No. 30, S.D. 1, which is a substantively similar measure but provides for a twenty-day period before repossession for all motor vehicles, regardless of the location of the address of the motor vehicle's registered owner of record; and
- (2) Changing the effective date to upon approval.

As affirmed by the records of votes of the members of your Committees on Transportation and International Affairs and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1241, H.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1241, H.D. 2, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Transportation
and International Affairs and
Commerce and Consumer
Protection,



ROSALYN H. BAKER, Chair



J. KALANI ENGLISH, Chair



The Senate
Twenty-Sixth Legislature
State of Hawai'i

Record of Votes
Committee on Transportation and International Affairs
TIA

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 1241, HD2	TIA/CPN, JDL	3/21/11		
<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
ENGLISH, J. Kalani (C)	✓			
ESPERO, Will (VC)	✓			
DELA CRUZ, Donovan M.				✓
GABBARD, Mike				✓
KAHELE, Gilbert	✓			
KOUCHI, Ronald D.				✓
SLOM, Sam	✓			
TOTAL	4	—	—	3
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<i>Will Espero</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-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* HB 1241, HD2	Committee Referral: TIA/CPN, JDL	Date: 3/22/2011		
<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)	✓			
TANIGUCHI, Brian T. (VC)	✓			
GALUTERIA, Brickwood	✓			
GREEN, M.D., Josh	✓			
NISHIHARA, Clarence K.	✓			
SOLOMON, Malama	✓			
SLOM, Sam	✓			
TOTAL	7	0	0	0
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				

*Only one measure per Record of Votes