

Honolulu, Hawaii

April 28, 2011

RE: H.B. No. 1138
S.D. 2
C.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

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

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 1138, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO ATTORNEY'S LIENS,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to:

- (1) Establish a lien in favor of certified shorthand reporter services to be imposed on the assets of an attorney's firm, partnership, corporation, company, or other legal entity for outstanding debts for services rendered;
- (2) Include arbitration in those proceedings to which attorney's liens may be attached; and
- (3) Eliminate the one-year filing deadline for liens.



Your Committee on Conference has amended this measure by:

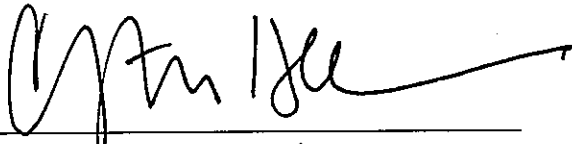
- (1) Deleting those portions of the bill that extended attorney's liens to include arbitration proceedings and removed the one year deadline for filing;
- (2) Changing its effective date to July 1, 2011; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1138, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1138, S.D. 2, C.D. 1.

Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

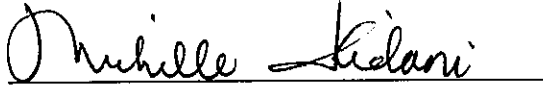
ON THE PART OF THE HOUSE



CLAYTON HEE, Chair



GILBERT KEITH-AGARAN, Chair



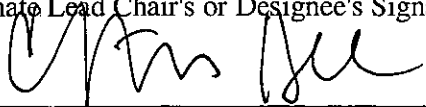
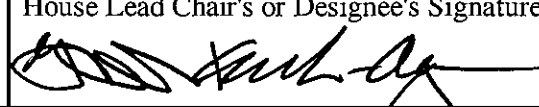
MICHELLE KIDANI, Co-Chair



Hawaii State Legislature

Record of Votes of a
Conference Committee

CCR 78

Bill / Concurrent Resolution No.: HB 1138, SD 2					Date/Time: 4-28-11 8:30pm								
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).													
<input type="checkbox"/> The Committee is reconsidering its previous decision.													
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.								
Senate Managers		A	WR	N	E	House Managers		A	WR	N	E		
HEE, Clayton, Chr.		✓				KEITH-AGARAN, Gilbert S.C., Chr.		✓					
KIDANI, Michelle, Co-Chr.		✓				LUKE, Sylvia		✓					
SHIMABUKURO, Maile S.L.		✓				OSHIRO, Blake K.		✓					
SLOM, Sam		✓				THIELEN, Cynthia		✓					
TOTAL		4				TOTAL		4					
A = Aye		WR = Aye with Reservations			N = Nay			E = Excused					
Senate Recommendation is:						House Recommendation is:							
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted						<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted							
Senate Lead Chair's or Designee's Signature:						House Lead Chair's or Designee's Signature:							
													
Distribution:													
Original <i>File with Conference Committee Report</i>				Yellow <i>House Clerk's Office</i>				Pink <i>Senate Clerk's Office</i>		Goldenrod <i>Drafting Agency</i>			