

STAND. COM. REP. NO. 127

Honolulu, Hawaii

Feb 8, 2011

RE: H.B. No. 894
H.D. 1

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

Sir:

Your Committees on Consumer Protection & Commerce and
Judiciary, to which was referred H.B. No. 894 entitled:

"A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES,"

beg leave to report as follows:

The purpose of this bill is to place a moratorium on
foreclosures pending the release of a final report on any federal
investigation on the securitization of mortgages.

The ILWU Local 142 and many concerned individuals testified
in support of this bill. An individual supported this measure
with amendments. The Office of Consumer Protection, Hawaii
Bankers Association, Mortgage Bankers Association of Hawaii,
Hawaii Credit Union League, Hawaii Financial Services Association,
Hawaii Association of REALTORS, and a concerned individual opposed
this bill.

Your Committees have amended this bill by:

- (1) Restricting the moratorium's application to non-judicial
foreclosures; and
- (2) Changing the end of the moratorium to five months
subsequent to the effective date of this Act.



As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Judiciary that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 894, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 894, H.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committees on Consumer
Protection & Commerce and
Judiciary,



GILBERT KEITH-AGARAN, Chair



ROBERT N. HERKES, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

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Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB 894	Committee Referral: CPC/JUD	Date: 2/2/2011		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. HERKES, Robert N. (C)	/			
2. YAMANE, Ryan I. (VC)	/			
3. BROWER, Tom	/			
4. CABANILLA, Rida T.R.				/
5. CARROLL, Mele	/			
6. ITO, Ken				/
7. KEITH-AGARAN, Gilbert S.C.	/			
8. LUKE, Sylvia				/
9. McKELVEY, Angus L.K.	/			
10. MORITA, Hermina M.				/
11. OSHIRO, Blake K.	/			
12. SOUKI, Joseph M.				/
13. TSUJI, Clift	/			
14. CHING, Corinne W.L.		/		
15. MARUMOTO, Barbara C.	/			
16. THIELEN, Cynthia	/			
TOTAL (16)	10	1		5
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				

State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSCR 127

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 894	Committee Referral: CPC/JUD	Date: 2/2/11		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="checked" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KEITH-AGARAN, Gilbert S.C. (C)	✓			
2. RHOADS, Karl (VC)	✓			
3. BROWER, Tom	✓			
4. CABANILLA, Rida T.R.				✓
5. CARROLL, Mele	✓			
6. HERKES, Robert N.	✓			
7. ITO, Ken				✓
8. LUKE, Sylvia				✓
9. McKELVEY, Angus L.K.	✓			
10. MORITA, Hermina M.				✓
11. OSHIRO, Blake K.	✓			
12. SOUKI, Joseph M.				✓
13. TSUJI, Clift	✓			
14. FONTAINE, George R.		✓		
15. MARUMOTO, Barbara C.	✓			
16. THIELEN, Cynthia	✓			
TOTAL (16)	10	1	0	5
The recommendation is: <input checked="checked" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ committee acronym(s) did not support recommendation.				
Vice Chair's or designee's signature: 				
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