

STAND. COM. REP. NO. 256

Honolulu, Hawaii  
February 13, 2013

RE: H.B. No. 19  
H.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2013  
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 19 entitled:

"A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE,"

begs leave to report as follows:

The purpose of this measure is to provide more efficient and cost-effective processes relating to the selling, donating, and disposing of abandoned tenant property by removing the requirement that a landlord publish prior notice of the disposition of a tenant's abandoned property.

The Hawaii Association of REALTORS and an individual testified in support of this measure. The Office of Consumer Protection provided comments on this measure.

Your Committee would like to note that the measure as drafted may have unintended consequences on due process protections of former tenants, especially service members, and may negatively impact consumers interested in purchasing abandoned property. Should the Committee on Judiciary consider this measure, your Committee respectfully requests that the above-mentioned issues be considered.

HB19 HD1 HSCR CPC HMS 2013-1808



Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 19, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 19, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Consumer  
Protection & Commerce,



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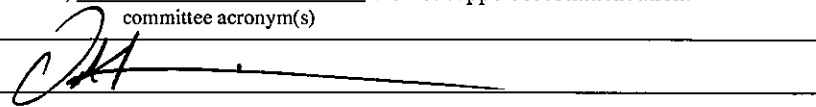
ANGUS L.K. MCKELVEY, Chair



State of Hawaii  
House of Representatives  
The Twenty-seventh Legislature

HSCR 356

**Record of Votes of the Committee on Consumer Protection & Commerce**

<b>Bill/Resolution No.:</b> HB 19	<b>Committee Referral:</b> CPC, JUD	<b>Date:</b> 2/4/13		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <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. McKELVEY, Angus L.K. (C)	✓			
2. KAWAKAMI, Derek S.K. (VC)	✓			
3. BELATTI, Della Au	✓			
4. BROWER, Tom	✓			
5. CABANILLA, Rida T.R.	✓			
6. CACHOLA, Romy M.				✓
7. CARROLL, Mele				✓
8. EVANS, Cindy	✓			
9. HAR, Sharon E.	WOK			✓
10. ITO, Ken	✓			
11. LEE, Chris	✓			
12. TSUJI, Clift	✓			
13. YAMANE, Ryan I.	✓			
14. MCDERMOTT, Bob	✓			
15. THIELEN, Cynthia	✓			
<b>TOTAL (15)</b>	12	0	0	3
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
<b>Vice Chair's or designee's signature:</b> 				
<b>Distribution:</b> Original (White) – Committee      Duplicate (Yellow) – Chief Clerk's Office      Duplicate (Pink) – HMSO				