

STAND. COM. REP. NO.

1173

Honolulu, Hawaii

March 22, 2013

RE: S.B. No. 328
S.D. 1
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 S.B. No. 328, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ANIMALS,"

begs leave to report as follows:

The purpose of this measure is to increase the number of available rental options for tenants with pets by amending the Residential Landlord-Tenant Code to allow a landlord, as a condition of a rental agreement, to add to the security deposit an amount to compensate for damages caused by any animal allowed to reside in the premises.

The Hawai'i Association of REALTORS, Hawaiian Humane Society, The Humane Society of the United States and numerous individuals testified in support of this measure. An individual testified in opposition to this measure. The Hawaii Civil Rights Commission and a few individuals provided comments.

Your Committee has amended this measure by:

- (1) Specifying that security deposits shall not be used to compensate for damages caused by a service animal that is allowed to reside in a premises pursuant to a rental agreement;


SB328 HD1 HSCR CPC HMS 2013-2919



- (2) Changing its effective date to July 1, 2112, to encourage further discussion; and
- (3) 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 S.B. No. 328, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 328, S.D. 1, 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,



ANGUS L.K. MCKELVEY, Chair



