

STAND. COM. REP. NO. 73

Honolulu, Hawaii
February 9, 2015

RE: H.B. No. 33
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Sir:

Your Committee on Housing, to which was referred H.B. No. 33
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 allow a residential
landlord or the landlord's agent to charge prospective tenants an
application screening fee to cover the actual costs of obtaining
background information on the applicant.

The Office of Consumer Protection of the Department of
Commerce and Consumer Affairs, Catholic Charities Hawaii,
PHOCUSED, and one concerned individual testified in support of
this measure. The Consumer Data Industry Association testified in
opposition to the bill. The Hawaii Association of REALTORS
provided comments.

Your Committee has amended this measure by:

- (1) Limiting the charging of an application screening fee to
when an application is actually processed;
- (2) Deleting language that would have required a landlord or
landlord's agent to accept and rely upon a recent credit
report provided by the applicant;

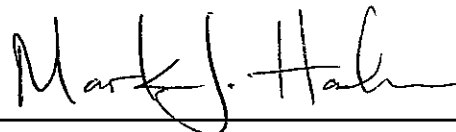
HB33 HD1 HSCR HSG HMS 2015-1507



- (3) Allowing the landlord or landlord's agent to charge an additional administrative fee of no more than 50 percent of the application screening fee that is charged;
- (4) Changing the effective date to July 1, 2050, to promote further discussion; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 33, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 33, H.D. 1, and be referred to the Committee on Consumer Protection & Commerce.

Respectfully submitted on
behalf of the members of the
Committee on Housing,



MARK J. HASHEM, Chair



