

Honolulu, Hawaii

February 20, 2015

RE: H.B. No. 375
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 Consumer Protection & Commerce, to which was referred H.B. No. 375 entitled:

"A BILL FOR AN ACT RELATING TO PROPERTY,"

begs leave to report as follows:

The purpose of this measure is to amend state law regarding attachment or execution for real and personal property by:

- (1) Changing the attachment or execution exemption amounts for:
 - (A) Real property from \$30,000 to the most recent real property tax assessment value of the property; and
 - (B) Various pieces of personal property, including vehicles, to adjusted fair market value; and
- (2) Exempting from the attachment or execution of personal property, child support, tax refunds that result from a federal earned income tax credit, and tax refunds that result from federal or state child tax credits.

An individual testified in support of this measure. The Department of the Attorney General, Hawaii Bankers Association, Hawaii Financial Services Association, and Hawaii Credit Union League testified in opposition to this measure. The Department of



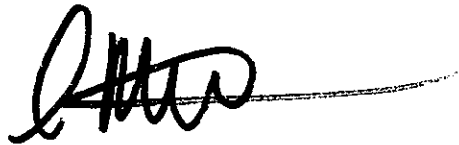
Taxation and Hawaii State Bar Association Collection Law Section provided comments.

Your Committee has amended this measure by changing the attachment or execution exemption amount for real property to an unspecified amount.

Should the Committee on Judiciary deliberate this measure further, your Committee on Consumer Protection and Commerce respectfully requests that it further explore an appropriate attachment or execution exemption amount for real property.

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. 375, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 375, 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



State of Hawaii
House of Representatives
The Twenty-eighth Legislature

HSCC 450

Record of Votes of the Committee on Consumer Protection & Commerce

Bill/Resolution No.: HB375	Committee Referral: CPC, JUD	Date: 02/18/15		
<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. McKELVEY, Angus L.K. (C)	✓			
2. WOODSON, Justin H. (VC)	✓			
3. BELATTI, Della Au	✓			
4. BROWER, Tom	✓			
5. CREAGAN, Richard P.	✓			
6. HAR, Sharon E.	✓			
7. HASHEM, Mark J.	✓			
8. KAWAKAMI, Derek S.K.				
9. LEE, Chris	✓			
10. NAKASHIMA, Mark M.	✓			
11. OSHIRO, Marcus R.	✓			
12. SAN BUENAVENTURA, Joy A.	✓			
13. TAKAYAMA, Gregg	✓			
14. YAMANE, Ryan I.	✓			
15. FUKUMOTO CHANG, Beth	✓			
16. MCDERMOTT, Bob	✓			
TOTAL (16)	15			1
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: 0.8em;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				