

HOUSE OF REPRESENTATIVES
THE THIRTIETH LEGISLATURE
REGULAR SESSION OF 2019

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COMMITTEE ON CONSUMER PROTECTION & COMMERCE

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NOTICE OF HEARING

DATE: Tuesday, February 5, 2019
TIME: 2 p.m.
PLACE: Conference Room 329
 State Capitol
 415 South Beretania Street

A G E N D A

<u>HB 61</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Establishes the priority to be applied to a common expense payment by a unit owner that is made in excess of common expense payments owed.	CPC, JUD
<u>HB 76</u> <u>Status</u>	RELATING TO NONJUDICIAL FORECLOSURES. Provides an explicit grant of power of sale to condominium associations and planned community associations for the purposes of enforcing association liens under the power of sale procedures in state foreclosure law.	CPC, JUD
<u>HB 289</u> <u>Status</u>	RELATING TO REAL PROPERTY. Requires that public notice for power of sale and tax lien foreclosures contain a provision regarding the prospect of obtaining a title insurance policy from a title insurance company.	CPC, JUD
<u>HB 301</u> <u>Status</u>	RELATING TO HOMEOWNERS' ASSOCIATIONS. Prohibits a homeowners' association from requiring a unit owner to pay the full amount claimed by the association prior to the unit owner's filing of a claim against the association in court or requiring the association to mediate, if the dispute concerns the unit owner's construction of a nonconforming structure.	CPC, JUD
<u>HB 302</u> <u>Status</u>	RELATING TO HOMEOWNERS ASSOCIATIONS. Requires the Auditor to conduct a study, including a cost analysis, on the necessity and feasibility of establishing an agency within the Department of Commerce and Consumer Affairs to regulate homeowners associations, and to submit a report of its progress to the Legislature prior to the 2020 Regular Session.	CPC, FIN



<u>HB 347</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Amends the requirements for a condominium association's standard proxy form by deleting the option for a condominium owner to give the proxy to the board as a whole.	CPC, JUD
<u>HB 763</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Clarifies that condominium associations may invest in government money market funds.	CPC, FIN
<u>HB 811</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Revives for 1 year specified sections of repealed chapter 514A, HRS, to allow developers whose condominium property regimes were issued an effective date pursuant to sections 514A-40 and 514A-41, HRS, to update their public reports without revising any of the associated documents and have their public reports and disclosure abstracts treated as non-expiring developer's public reports under part IV of chapter 514B, HRS.	CPC, JUD
<u>HB 931</u> <u>Status</u>	RELATING TO THE LANDLORD-TENANT CODE. Prohibits landlords from recovering possession of dwelling unit from tenants if habitability of premises is significantly impaired. Sets a tenant's liability for rent if habitability of premises is significantly impaired. Provides remedies for retaliatory evictions.	CPC, JUD
<u>HB 1257</u> <u>Status</u>	RELATING TO CONDOMINIUMS. Enables condominium associations to adopt rules and regulations that: require unit owners to prohibit smoking inside a condominium unit as part of a lease agreement; and prohibit smoking on a lanai of a condominium unit and in all common elements.	CPC
<u>HB 492</u> <u>Status</u>	RELATING TO THE STATE FIRE CODE. Amends the process for adoption of the state fire code to conform with other Hawaii state building codes.	CPC, JUD
<u>HB 495</u> <u>Status</u>	RELATING TO FIRE PROTECTION. Specifies the allowable fire protection systems certifications that an individual may obtain.	CPC
<u>HB 499</u> <u>Status</u>	RELATING TO FIREWORKS LABELING. Corrects labeling dimension with regard to fireworks used for display.	CPC
<u>HB 502</u> <u>Status</u>	RELATING TO FIRE PROTECTION. Establishes a tax credit of 30% of the actual cost, including installation, water meter, and permitting fees, of an automatic fire sprinkler system in any one- and two-family dwelling in a structure used only for residential purposes. Sunsets 6/30/2029.	CPC, FIN

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing. Testimony should indicate:

- Testifier's name with position/title and organization;
- The Committee(s) to which the comments are directed;
- The date and time of the hearing; and

Hearing CPC 02-05-19



- Measure number.

While every effort will be made to incorporate all testimony received, materials received on the day of the hearing or improperly identified or directed, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 12 copies (including an original) to Room 426 in the State Capitol;

FAX: For testimony less than 5 pages in length, transmit to 808-586-6221 (Oahu) or 1-800-535-3859 (for Neighbor Islander without a computer to submit testimony through e-mail or the Web); or

WEB: For testimony less than 20MB in size, transmit from <http://www.capitol.hawaii.gov/submittestimony.aspx>.

Testimony submitted will be placed on the legislative website. This public posting of testimony on the website should be considered when including personal information in your testimony.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-6170 or email your request for an interpreter to HouseInterpreter@Capitol.hawaii.gov at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.



Rep. Roy M. Takumi
Chair

