

Honolulu, Hawaii

MAR 13 , 2020

RE: S.B. No. 2827  
S.D. 1  
H.D. 1

Honorable Scott K. Saiki  
Speaker, House of Representatives  
Thirtieth State Legislature  
Regular Session of 2020  
State of Hawaii

Sir:

Your Committee on Water, Land, & Hawaiian Affairs, to which was referred S.B. No. 2827, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO RECORDATION TRANSACTION FEES,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Expand the application of the transaction fee to all services offered by the Bureau of Conveyances;
- (2) Expand the use of the recordation transaction fee authorized under Act 120, Session Laws of Hawaii (SLH) 2009, to include purchases of software, project management and implementation, staffing, workflow improvements, and services related to the management, archiving, preservation, and accessibility of records at the Bureau of Conveyances and the Office of the Assistant Registrar of the Land Court; and
- (3) Clarify that the transaction fee shall be repealed on the effective date of administrative rules adopted by the Department of Land and Natural Resources (DLNR) that include the establishment of a transaction fee or July 1, 2023, whichever occurs first.



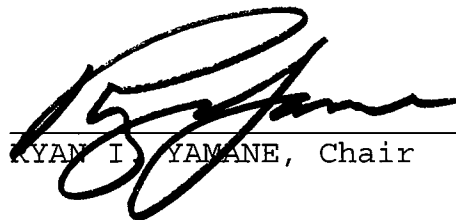
Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that Act 120, SLH 2009, directed DLNR to assess a \$5 transaction fee on each recording in the Bureau of Conveyances and the Office of the Assistant Registrar of the Land Court for services rendered by the Bureau of Conveyances in deregistering land, with the money collected to be used to support purchases of hardware, system design, and staff training related to automation of the Bureau of Conveyances. Your Committee further finds that Act 120, SLH 2009, specified the transaction fee would be repealed on the effective date of rules adopted by DLNR that address the establishment of a transaction fee for each recording in the Bureau of Conveyances and the Office of the Assistant Registrar of the Land Court. This measure expands the application of the transaction fee to all services rendered by the Bureau of Conveyances, expands the uses of the fee, and clarifies the date when the transaction fee shall be repealed.

Your Committee has amended this measure by changing the effective date to July 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water, Land, & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2827, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2827, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Respectfully submitted on  
behalf of the members of the  
Committee on Water, Land, &  
Hawaiian Affairs,

  
\_\_\_\_\_  
RYAN I. YAMANE, Chair



State of Hawaii  
House of Representatives  
The THIRTIETH Legislature

HSCR 1039-20

**Record of Votes of the Committee on Water, Land, & Hawaiian Affairs**

Bill/Resolution No.: <b>SB 2827<sub>SD1</sub></b>	Committee Referral: <b>WLH, CPC, FIN</b>	Date: <b>03/11/20</b>		
<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)				
<b>WLH Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
<b>1. YAMANE, Ryan I. (C)</b>	✓			
<b>2. TODD, Chris (VC)</b>	✓			
<b>3. HAR, Sharon E.</b>	✓			
<b>4. LOWEN, Nicole E.</b>	✓			
<b>5. TARNAS, David A.</b>	✓			
<b>6. WILDBERGER, Tina</b>	✓			
<b>7. WARD, Gene</b>				✓
<b>TOTAL (7)</b>	<b>6</b>	<b>0</b>	<b>0</b>	<b>1</b>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: <u>Chris Todd</u>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				