STAND. COM. REP. NO. 0221

Honolulu, Hawaii

MAR 2 3 2022

RE: H.B. No. 1434 H.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirty-First State Legislature Regular Session of 2022 State of Hawaii

Sir:

Your Committee on Government Operations, to which was referred H.B. No. 1434, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE COUNTIES,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize counties, after adoption of an ordinance, to sell private property after all notices, orders, and appeal proceedings are exhausted and to use those revenues to satisfy unpaid civil fines related to a property subject to a recorded lien.

Your Committee received testimony in support of this measure from the Department of Planning and Permitting of the City and County of Honolulu and four members of the Honolulu City Council. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that county planning agencies currently lack sufficient enforcement powers. This can result in unmitigated violations of county ordinances where the accrual of large fines is inadequate to deter violations or compel compliance. Accordingly, this measure provides a necessary enforcement tool for county planning agencies by allowing counties, under certain circumstances intended to protect due



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process rights, to nonjudicially foreclose on liens arising from civil fines.

As affirmed by the record of votes of the members of your Committee on Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1434, H.D. 1, and recommends that it pass Second Reading and be referred to your Committees on Judiciary and Ways and Means.

> Respectfully submitted on behalf of the members of the Committee on Government Operations,

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The Senate Thirty-First Legislature State of Hawai'i

Record of Votes Committee on Government Operations GVO

Bill / Resolution No.:*	Committee Referral:		Da	Date:	
HB 1434 HD1	GV9 JDC/WAM			3/15/22	
The Committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
MORIWAKI, Sharon Y. (C)		$\boldsymbol{\mathcal{X}}$			
DELA CRUZ, Donovan M. (VC)		X			
CHANG, Stanley		×.			
GABBARD, Mike		×			
FEVELLA, Kurt		\angle			
				+	
				+	
				<u> </u>	
				+	
				+	
TOTAL					
Recommendation:					
Chair's or Desighee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

*Only <u>one</u> measure per Record of Votes