

Honolulu, Hawaii

MAR 22 2024

RE: H.B. No. 2611  
H.D. 2  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirty-Second State Legislature  
Regular Session of 2024  
State of Hawaii

Sir:

Your Committee on Water and Land, to which was referred H.B. No. 2611, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO ADMINISTRATIVE FEES,"

begs leave to report as follows:

The purpose and intent of this measure is to support efficient, equitable, and reliable services for conveyance transactions and records in the State by:

- (1) Statutorily establishing a transaction fee for each recording in the Bureau of Conveyances and Land Court for certain services rendered by the Bureau of Conveyances;
- (2) Authorizing the Board of Land and Natural Resources to adopt, amend, or repeal administrative fees under chapters 501 and 502, Hawaii Revised Statutes, separate from the administrative rulemaking process;
- (3) Amending the authorized use of moneys in the Bureau of Conveyance Special Fund; and
- (4) Repealing language that required fees for the use of microfilms of documents recorded in the Bureau of



Conveyances to be established by the Department of Land and Natural Resources by rules.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources.

Your Committee received comments on this measure from NAIOP Hawaii.

Your Committee finds that Act 120, Session Laws of Hawaii 2009, created a \$5 transaction fee that was applied to all regular system recordings, allowing the Bureau of Conveyances to improve the automation and integrity of its recording process. Your Committee further finds that there is a fee discrepancy between the regular system and Land Court system, although the Office of the Assistant Registrar of the Land Court provides similar recordation services to the Bureau of Conveyances. This measure statutorily establishes equitable fee assessments in both recording systems to fund further improvements to the efficiency, reliability, and automation of these systems.

Your Committee has amended this measure by:

- (1) Deleting language that would have authorized the Board of Land and Natural Resources to adopt, amend, or repeal administrative fees pursuant to chapters 501 and 502, Hawaii Revised Statutes, and established requirements for such;
- (2) Making conforming amendments;
- (3) Amending section 1 to reflect its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2611, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2611, H.D. 2, S.D. 1, and be referred to your Committee on Ways and Means.



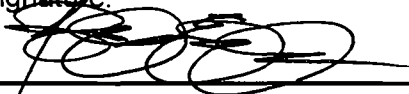
Respectfully submitted on  
behalf of the members of the  
Committee on Water and Land,

  
LORRAINE R. INOUE, Chair



The Senate  
 Thirty-Second Legislature  
 State of Hawai'i

Record of Votes  
 Committee on Water and Land  
 WTL

Bill / Resolution No.:* <b>HB 2611, HD2</b>	Committee Referral: <b>WTL, WAM</b>	Date: <b>3/18/24</b>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
INOUYE, Lorraine R. (C)	✓			
ELEFANTE, Brandon J.C. (VC)	✓			
CHANG, Stanley				✓
MCKELVEY, Angus L.K.	✓			
FEVELLA, Kurt	✓			
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>1</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original    Yellow    Pink    Goldenrod File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy				

\*Only one measure per Record of Votes