

STAND. COM. REP. NO. 2116

Honolulu, Hawaii

FEB 02 2024

RE: S.B. No. 462

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

Sir:

Your Committee on Health and Human Services, to which was referred S.B. No. 462 entitled:

"A BILL FOR AN ACT RELATING TO ATTACHMENT AND EXECUTION,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Increase the amount of interest in real property that is exempt from attachment and execution;
- (2) Amend the value of certain personal property that is exempt from attachment and execution, including increasing the exemption amount for a motor vehicle; and
- (3) Exempt from attachment and execution, a combined total of one month of child support and one month of spousal support, or \$5,000, whichever is less.

Your Committee received testimony in support of this measure from the Hawaii Appleseed Center for Law and Economic Justice and one individual.

Your Committee received testimony in opposition to this measure from the Collection Law Section of the Hawaii State Bar Association.



Your Committee received comments on this measure from the Hawaii Credit Union League, Mortgage Bankers Association of Hawaii, Hawaii Financial Services Association, and Hawaii Bankers Association.

Your Committee finds that the current statutory exemptions from attachment or execution of real and personal property are outdated, and need to be updated. This measure increases the amount of the exemption for interest in real property to \$100,000 in equity; certain personal property to its fair market value; and a motor vehicle to \$15,000. This measure also establishes exemptions for child support and spousal support. This measure will serve to keep more local families in stable housing while giving them room to regain a measure of economic security and reduce long-term poverty in the State.

As affirmed by the record of votes of the members of your Committee on Health and Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 462 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 Health and Human
Services,



JOY A. SAN BUENAVENTURA, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Health and Human Services
HHS

Bill / Resolution No.:* SB 462	Committee Referral: HHS, JDC/WAM	Date: 01/26/2024
--	--	----------------------------

The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
SAN BUENAVENTURA, Joy A. (C)	✓			
AQUINO, Henry J.C. (VC)	✓			
KEOHOKALOLE, Jarrett	✓			
SHIMABUKURO, Maile S.L.	✓			
AWA, Brenton	✓			
TOTAL	5			

Recommendation:
 Adopted
 Not Adopted

Chair's or Designee's Signature:

Distribution:
Original
Yellow
Pink
Goldenrod
File with Committee Report
Clerk's Office
Drafting Agency
Committee File Copy

***Only one measure per Record of Votes**