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## A BILL FOR AN ACT

RELATING TO ATTACHMENT AND EXECUTION OF REAL PROPERTY.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. The legislature finds that it has not increased  
2 the real property exemption amount from attachment or execution  
3 since 1978, and since that time inflation has risen by three  
4 hundred per cent. Therefore, the purpose of this Act is to  
5 increase the exemption amount up to current valuation standards.

6           SECTION 2. Section 651-92, Hawaii Revised Statutes, is  
7 amended by amending subsection (a) to read as follows:

8           "(a) Real property shall be exempt from attachment or  
9 execution as follows:

10           (1) An interest in one parcel of real property in the  
11 State of Hawaii, of a fair market value not exceeding  
12 [~~\$30,000,~~] \$90,000, owned by the defendant who is  
13 either the head of a family or an individual sixty-  
14 five years of age or older[-]; or

15           (2) An interest in one parcel of real property in the  
16 State of Hawaii, of a fair market value not exceeding



1            [~~\$20,000,~~] \$60,000, owned by the defendant who is a  
2            person.

3    The fair market value of the interest exempted in paragraph (1)  
4    or (2) shall be determined by appraisal and shall be an interest  
5    which is over and above all liens and encumbrances on the real  
6    property recorded [~~prior to~~] before the lien under which  
7    attachment or execution is to be made. Not more than one  
8    exemption shall be claimed on any one parcel of real property  
9    even though more than one person residing on [~~such~~] the real  
10   property may otherwise be entitled to an exemption.

11            Any claim of exemption under this section made before  
12   [~~May 27, 1976,~~] January 1, 2026, shall be deemed to be amended  
13   on [~~May 27, 1976,~~] January 1, 2026, by increasing the exemption  
14   to the amount permitted by this section on [~~May 27, 1976,~~]  
15   January 1, 2026, to the extent that [~~such~~] the increase does not  
16   impair or defeat the right of any creditor who has executed upon  
17   the real property prior to [~~May 27, 1976,~~] January 1, 2026."

18            SECTION 3. Statutory material to be repealed is bracketed  
19   and stricken. New statutory material is underscored.

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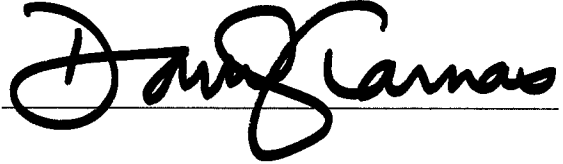


# H.B. NO. 147

1 SECTION 4. This Act shall take effect on July 1, 2025.

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INTRODUCED BY:

A handwritten signature in black ink, appearing to read "Doug Carnas", is written over a horizontal line.

JAN 14 2025



# H.B. NO. 147

**Report Title:**

Real Property; Exemption; Attachment; Execution

**Description:**

Increases the real property exemption amount for attachment or execution.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

