

Honolulu, Hawaii

FEB 11 2016

RE: S.B. No. 2910
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,
to which was referred S.B. No. 2910 entitled:

"A BILL FOR AN ACT RELATING TO TIME SHARE COMMISSIONERS OF
DEEDS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Clarify the Lieutenant Governor's rulemaking authority relating to Commissioners of Deeds;
- (2) Authorize the Lieutenant Governor to assess and collect fees and administrative fines relating to Commissioners of Deeds;
- (3) Clarify that the Lieutenant Governor is responsible for the Commissioners of Deeds program;
- (4) Increase the surety bond requirement for Commissioners of Deeds from \$1,000 to \$10,000; and
- (5) Appropriate funds for the establishment and administration of the Commissioners of Deeds program.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, American Resort Development Association - Hawai'i, and Wyndham Vacation Ownership.



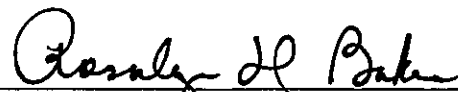
Your Committee finds that Act 277, Session Laws of Hawaii 2013 (Act 277), established the Commissioners of Deeds program within the Office of the Lieutenant Governor. The program includes a process for the Governor to appoint individuals to serve as Commissioners of Deeds to administer oaths, take acknowledgments, and take proofs of execution outside of the United States in connection with the execution of conveyance documents relating to a time share interest, any property subject to a time share plan, or the operation of a time share plan covering any property located within Hawaii and includes protections for consumers wishing to purchase a time share property in Hawaii.

Your Committee further finds that a working group, convened to discuss and analyze the implementation of Act 277, has determined that additional legislation and authorization are necessary to fully implement the Commissioners of Deeds program. Accordingly, this measure addresses the issues identified by the working group and will provide the Office of the Lieutenant Governor with the authority and clarification needed to properly implement Act 277.

Your Committee has amended this measure by 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 Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2910, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2910, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Commerce, Consumer
Protection, and Health,




ROSALYN H. BAKER, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce, Consumer Protection, and Health
CPH

Bill / Resolution No.:*	Committee Referral:	Date:		
SB 2910	CPH, WAM	2-5-16		
<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
BAKER, Rosalyn H. (C)	/			
KIDANI, Michelle N. (VC)	/			
ESPERO, Will	/			
IHARA, Jr., Les	/			
NISHIHARA, Clarence K.				/
RUDERMAN, Russell E.				/
SLOM, Sam			/	
TOTAL	4		1	2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> 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