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# A BILL FOR AN ACT

RELATING TO MORTGAGES.

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

1           SECTION 1. The legislature finds that the Hawaii housing  
2 finance and development corporation is tasked with developing  
3 and financing low- and moderate-income housing projects and  
4 administering homeownership programs. One function of the  
5 Hawaii housing finance and development corporation is providing  
6 mortgages for affordable housing units to qualifying residents.  
7           The legislature further finds that affordable units priced  
8 between \$350,000 and \$600,000 might still be unaffordable to  
9 first-time buyers without the financial assistance of family and  
10 friends. The legislature additionally finds that the "family"  
11 of Hawaii's residents frequently extends to cousins, uncles,  
12 aunties, step-parents, and hanai family members who may not be  
13 considered family under the definition used by the Hawaii  
14 housing finance and development corporation, but who have the  
15 financial capacity and the willingness to assist buyers with the  
16 down payment or the qualification for a mortgage.

17           The purpose of this Act is to allow an extended or hanai  
18 family member to act as a co-mortgagor in assisting a qualified



1 resident in securing a mortgage to purchase a dwelling unit from  
2 the Hawaii housing finance and development corporation.

3 SECTION 2. Section 201H-46, Hawaii Revised Statutes, is  
4 amended to read as follows:

5 " ~~§201H-46~~ Co-mortgagor. For purposes of qualifying  
6 for a mortgage loan to finance the purchase of a dwelling unit  
7 under this part, a ~~qualified resident~~ as defined in  
8 section 201H-32 may be assisted by a co-mortgagor who is a  
9 family member as defined by the corporation, and who may include  
10 extended or hanai family members, who may own other lands in fee  
11 simple or leasehold suitable for dwelling purposes, whose  
12 interest in the dwelling unit to be purchased is limited to no  
13 more than one per cent, and who certifies that the co-mortgagor  
14 does not intend to reside in the dwelling unit. The income and  
15 assets of the co-mortgagor shall not be counted in determining  
16 the eligibility of the ~~qualified resident~~ under this  
17 chapter."

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 Statutory material to be repealed is bracketed  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

20 SECTION 4. This Act shall take effect on July 1, 2017.



**Report Title:**

Hawaii Housing Finance and Development Corporation; Co-mortgagor; Extended or Hanai Family Members

**Description:**

Allows an extended or hanai family member to act as a co-mortgagor in assisting a qualified resident in securing a mortgage to purchase a dwelling unit from the Hawaii Housing Finance and Development Corporation. (CD1)

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

