

STAND. COM. REP. NO. **3208**

Honolulu, Hawaii

FEB 28 2020

RE: S.B. No. 2273
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2273, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TIME SHARING,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Require developers to provide a notice to purchasers of time share interests of any material change or pertinent change in the information in the current disclosure statement; and
- (2) Provide purchasers of time share interests rescission rights for material changes made to the disclosure statement prior to closing.

Your Committee received testimony in support of this measure from the Kohala Coast Resort Association, American Resort Development Association-Hawaii, Marriott Vacations Worldwide Corporation, and two individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs' Professional and Vocational Licensing Division.

Your Committee finds that existing law provides purchasers of condominiums with the right to rescind when material changes have been made to the condominium public reports after a sales contract



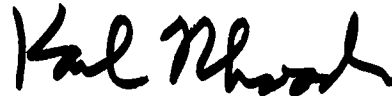
becomes binding; however, there are no laws that provide purchasers of time share interests with rescission rights under similar circumstances. This measure grants similar protections enjoyed by condominium purchasers to time share purchasers.

Your Committee has amended this measure by:

- (1) Specifying that in all cases other than new sales, the notice of change shall be provided by certified mail; and
- (2) 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 Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2273, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2273, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



KARL RHOADS, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

**Record of Votes
Committee on Judiciary
JDC**

Bill / Resolution No.:* SB 2273 SDI	Committee Referral: CPH, JDC	Date: 2/25/2020		
<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
RHOADS, Karl (C)	/			
KEOHOKALOLE, Jarrett (VC)	/			
GABBARD, Mike				/
KIM, Donna Mercado	/			
FEVELLA, Kurt				/
TOTAL	3			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**