STAND. COM. REP. NO. **266** -08

Honolulu, Hawaii

Fe48, 2008

RE: H.B. No. 2302 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2008 State of Hawaii

Sir:

Your Committee on Water, Land, Ocean Resources & Hawaiian Affairs, to which was referred H.B. No. 2302 entitled:

"A BILL FOR AN ACT RELATING TO REAL PROPERTY,"

begs leave to report as follows:

The purpose of this bill is to streamline the process of recording land title documents in the Land Court and Bureau of Conveyances by:

- (1) Authorizing the Registrar of the Bureau of Conveyances to accept electronic documents with electronic signatures for recording; and
- (2) Requiring the Judiciary to study:
 - (a) The effects of electronic recording on the adjudication of Land Court applications; and
 - (b) Permissible uses for electronic recording in the Land Court.

The Commission to Promote Uniform Legislation testified in support of this bill. The Department of Land and Natural Resources and Hawaii Association of REALTORS supported the intent of this measure. The Judiciary, Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO, and Hawaii Land Title Association provided comments.

HB2302 HD1 HSCR WLH HMS 2008-1888

Your Committee has amended this bill by:

- (1) Replacing the authorization to the Registrar to accept an electronic signature in place of an original signature, with the provision that an electronic signature satisfies any legal requirements for signatures on recorded documents; and
- (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.

As affirmed by the record of votes of the members of your Committee on Water, Land, Ocean Resources & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2302, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2302, H.D. 1, and be referred to the Committees on Consumer Protection & Commerce and Judiciary.

Respectfully submitted on behalf of the members of the Committee on Water, Land, Ocean Resources & Hawaiian Affairs,

KEN ITO, Chair

State of Hawaii House of Representatives The Twenty-fourth Legislature



Record of Votes of the Committee on Water, Land, Ocean Resources & Hawaiian Affairs

Bill/Resolution No.: HB 2302	Committee Referral: WLH, CPC/JUD, FIN			Date: 2/6/08		
☐ The committee is reconsidering its previous decision on the measure.						
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold Pass short form bill with HD to recommit for future public hearing (recommit)						
WLH Members		Ayes	Ayes (W	R)	Nays	Excused
1. ITO, Ken (C)				-		
2. KARAMATSU, Jon Riki (VC)						
3. CARROLL, Mele						
J. O. Michael M. M. Michael M.						
4. MAGAOAY, Michael Y.		J				
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5. MORITA, Hermina M.	June 346 Basic Astronomy					
6 SACUM Dolond D. III						
6. SAGUM, Roland D., III						
7. SAIKI, Scott K.	AM RECORD CO.					
8. THIELEN, Cynthia						

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TOTAL (O)		9			<i>(</i>)	•)
TOTAL (8)		0	0		U	0
The recommendation is: S Adopted						
Vice Chair's or designee's signature:						
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office						