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January 31, 2014

Via Email through www.capitol.hawaii.gov/submittestimony.aspx

The Honorable Cindy Evans, Chair
The Honorable Nicole E. Lowen, Vice Chair
Members of the House Committee on Water & Land
Conference Room 325
415 South Beretania Street
Honolulu, Hawaii 96813

Re: House Bill 1579 Relating To Judgment Liens
Hearing Date: Monday, February 3, 2014 at 9:15 a.m.

Dear Representatives Evans, Lowen, and Members of the House Committee on Water & Land:

The undersigned respectfully submit this written testimony in support of House Bill 1579 Relating To Judgment Liens.

There have been questions raised about the proper way for a judgment creditor under a monetary judgment to encumber property of the judgment debtor that has been registered with the land court. The intent of House Bill 1579 is to provide a clearer way for judgment creditors to have monetary judgment liens attach to registered property without having to amend the judgment or attach a flysheet when presenting the judgment to the assistant registrar of the land court. We support this Bill because, if enacted, it would reduce confusion in the procedures for recording judgments.

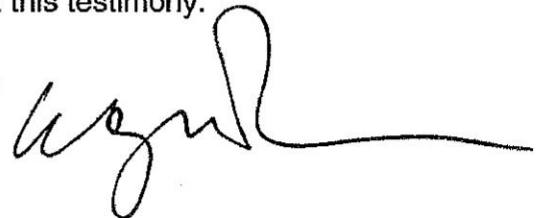
Although the judgment would not be filed in the Land Court or noted on the applicable Certificate of Title, by recording in the Bureau of Conveyances, the judgment would be picked up in a standard title search of the registered lot.

Thank you very much for the opportunity to submit this testimony.

Very truly yours,



Lorrin Hirano
Wayne Nasser





Collection Law Section

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Steven Guttman

Vice Chair:
William J. Plum

Secretary:
Thomas J. Wong

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Andrew Salenger
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Yuriko J. Sugimura
Thomas J. Wong
Reginald K.T. Yee

Reply to: **STEVEN GUTTMAN, CHAIR**
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HONOLULU, HAWAII 96813
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E-MAIL: sguttman@kdubm.com

February 1, 2014

Rep. Cindy Evans, Chair
Rep. Nicole E. Lowen, Vice-Chair
House Committee on Water & Land

Re: HB 1579 Relating to Judgement Liens
Hearing: Monday, Feb. 3, 2014, 9:15 a.m.,

Dear Chair Evans, Vice-Chair Lowen and Members of the Committee:

This testimony is being submitted on behalf of the Collection Law Section of the Hawaii Bar Association ("CLS").¹ The CLS supports this bill and urges that it be passed out of this Committee.

HB 1579 is an excellent idea and would simplify the process for the recordation of money judgments, orders or decrees. Currently, any person or business holding a money judgment, order or decree often has to deal with additional steps and complexity to record in Land Court, that would no longer be necessary with a streamlined system. Additionally, there would be savings to the both individuals and businesses in Hawaii, since many individuals and businesses would no longer need the hire an attorney to help them record, or if an attorney was used, there would be potentially less time involved that the attorney would need to spend on the matter.

We therefore encourage you to pass the above legislation.

Thank you.

/S/ William J. Plum

William J. Plum
Vice-Chair

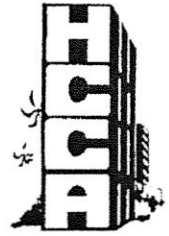
cc: Steven Guttman
Patricia A. Mau-Shimizu

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¹ *The comments and recommendations submitted reflect the position and viewpoint of the Collection Law Section of the HSBA. The position and viewpoint has not been reviewed or approved by the HSBA Board of Directors, and is not necessarily the same of the Hawaii State Bar Association.*



**Hawaii Council of Associations
of Apartment Owners**
DBA: Hawaii Council of Community Associations
1050 Bishop Street, #366, Honolulu, Hawaii 96813



February 2, 2014

Rep. Cindy Evans, Chair
Rep. Loren Nicole E. Lowen, Vice-Chair
House Committee on Water and Land

Re: HB1579 RELATING TO JUDGMENT LIENS
Hearing: Mon., Feb. 3, 2014, 9:15 a.m., Conf. Rm. #325

Chair Evans, Vice-Chair Lowen and Members of the Committee:

I am Jane Sugimura, President of the Hawaii Council of Associations of Apartment Owners (HCAAO dba HCCA).

HCAAO agrees with position of the Collection Law Section of the Hawaii State Bar Association. This bill if enacted would facilitate the recording of Association liens (for unpaid assessments by unit owners) and this would ensure that the Associations would recover on their liens if through inadvertence a lien was not filed with the Land Court. Accordingly, we ask that you pass this bill.

Thank you for the opportunity to testify on this matter.


Jane Sugimura
President