

Hawai'i's eviction mediation program following the end of the moratorium

What You Should Know as a Landlord

The moratorium that has prevented you from evicting your tenant for non-payment of rent over the past 15 months will end on August 6, 2021.

Starting August 7, 2021, if your tenant is four months or more behind on their rent, you may send a notice to your tenant informing them that you will move forward with the eviction process if they do not pay the rent or schedule a mediation session within 15 days from the notice.

Dates to Note:

- On September 6, 2021, you may send a notice to tenants who are three months behind in their rent.
- On November 6, 2021, you may send a notice to tenants who are two months behind in their rent.
- On January 6, 2022, you may send a notice to tenants who are one month behind in their rent.

What is Mediation?

- Mediation provides you with the **opportunity to negotiate a payment plan** with your tenant, help you agree on applying for rental assistance together, to repay rent owed, or for rent moving forward, or reach other agreements that will support the needs of you and your tenant. You can only receive rental assistance if your tenant still resides in the unit.
- Mediation is not part of the legal system and there is **no cost to participate**. It is safe, private, and you make your own decisions.

What are the Steps I Need to Take for Mediation?

If your tenant lives on O'ahu, you must also provide the notice to The Mediation Center of the Pacific (MCP) through a designated link at www.mediatehawaii.org. **Call MCP at (808) 807-0080 with questions.**

- On the website, you will be prompted to **input the required information** and upload the notice you provided to your tenant.
- Once the information is uploaded, you will **receive an electronic confirmation** that your notice and information is received.
- **MCP will reach out to your tenant** to schedule a mediation session **within 15 days** from the date of the notice.
- Scheduling of mediations **will be prioritized** according to the notification dates specified in Act 57.

What Can I Expect?

- You will **work with a mediator** who does not take sides or tell you what to do.
- You will first **meet together with the mediator** and your tenant, and then you will **meet privately with the mediator** without your tenant present.
- If you are not comfortable being in the same meeting with your tenant, **you do not need to do so.**
- If you reach an agreement with your tenant, the mediator will put the agreement in writing and then you and your tenant will not have to go to court, **saving you time and money.**
- If English is not your primary language, MCP will **provide you with an interpreter.**
- Meetings are held **remotely through Zoom**. If you do not have online access, MCP will help you make arrangements.
- If mediation does not result in an agreement, you can move forward with the eviction process and **MCP will provide you with a form** verifying that you participated in mediation and no agreement was reached.



THE MEDIATION CENTER
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What You Should Know as a Tenant

The moratorium that has prevented your landlord from evicting you for non-payment of rent over the past 15 months will end on August 6, 2021.

Starting August 7, 2021, if you receive a notice from your landlord telling you that they will evict you for rent that you owe and you live on O'ahu, contact The Mediation Center of the Pacific (MCP) at (808) 807-0080 immediately to schedule a mediation.

If you do not schedule a mediation within 15 days from the notice to evict, your landlord can move forward with the eviction process.

What is Mediation?

- Mediation provides you with the **opportunity to negotiate a payment plan** with your landlord, or help you agree on applying for rental assistance together, and even help you negotiate new terms to your lease (if the landlord agrees), so you will not be evicted.
- Mediation is not part of the legal system and there is **no cost to participate**. It is safe, private, and you make your own decisions.

What Can I Expect?

- You will **work with a mediator** who does not take sides or tell you what to do.
- You will first **meet together with the mediator** and your landlord, and then you will **meet privately with the mediator** without your landlord present.
- If you are not comfortable being in the same meeting with your landlord, **you do not need to do so**.
- If you reach an agreement with your landlord, the **mediator will put the agreement in writing** and then you and your landlord will not have to go to court.
- If English is not your primary language, **MCP will provide you with an interpreter**.
- Meetings are held **remotely through Zoom**. If you do not have a way to attend online meetings, MCP will help you make arrangements.



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