

Honolulu, Hawaii

Feb. 17, 2006

RE: S.B. No. 2597

Honorable Robert Bunda
President of the Senate
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Judiciary and Hawaiian Affairs, to which was referred S.B. No. 2597 entitled:

"A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION,"

begs leave to report as follows:

The purpose of this measure is to clarify the intermediate appellate court's jurisdiction over appeals from any court or agency and to authorize the intermediate appellate court to issue any necessary or appropriate order or writ.

Testimony in support of the measure was submitted by the Judiciary.

This measure was part of the Judiciary's legislative package and amends section 602-57, Hawaii Revised Statutes, to clarify that the intermediate appellate court is authorized to hear appeals from any court or agency when the appeal is allowed by law, and to provide that the intermediate appellate court has jurisdiction to make or issue any order or writ necessary or appropriate in aid of the court's jurisdiction. This measure will clarify the intent of section 57 of Act 202, Session Laws of Hawaii, 2004.

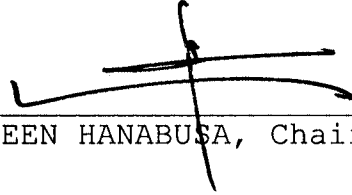
Your Committee finds that this measure is appropriate in light of the pending change to the appellate courts.

As affirmed by the record of votes of the members of your Committee on Judiciary and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and



purpose of S.B. No. 2597 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Hawaiian Affairs,




COLLEEN HANABUSA, Chair



The Senate
 Twenty-Third Legislature
 State of Hawaii

Record of Votes of the
 Committee on Judiciary and Hawaiian Affairs
 (Bills and Resolutions)

Measure:*	Committee Referral:	Date:
SB 2597	JHW	2/8/06
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____		
The Recommendation is to:		
<input checked="" type="checkbox"/> Pass, unamended (2312)	<input type="checkbox"/> Pass, with amendments (2311)	<input type="checkbox"/> Hold (2310)
<input type="checkbox"/> Recommit (2313)		
Members	Ayes	Ayes(WR)
Nays	Excused	
HANABUSA, Colleen (C)	/	
HEE, Clayton (VC)	/	
CHUN OAKLAND, Suzanne	/	
ENGLISH, J. Kalani	/	
IHARA, Jr., Les	/	
WHALEN, Paul	/	
TOTAL	5	0
		0
		1
Recommendation:		
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature: 		
Distribution:		
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency
Goldenrod Committee File Copy		

*Do not list more than one measure per Record of Votes.