

Honolulu, Hawaii

Feb. 17, 2006

RE: S.B. No. 2599

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. 2599 entitled:

"A BILL FOR AN ACT RELATING TO APPEALS,"

begs leave to report as follows:

The purpose of this measure is to establish the intermediate appellate court's jurisdiction in appellate cases related to geothermal resource subzone designations, income taxes, access to correctional facilities and records, and barbering and cosmetology licensures, while clarifying the requirement for payment of appellate filing fees.

Testimony in support of this measure was submitted by the Judiciary. The Department of Taxation took no position on this measure.

This housekeeping measure was part of the Judiciary's 2006 legislative package and reconciles amendments made to section 607-7, Hawaii Revised Statutes, by section 65 of Act 202, Session Laws of Hawaii, 2004 ("Act 202"), with amendments made to section 607-7, Hawaii Revised Statutes, by Act 3, Session Laws of Hawaii, 2004. This measure also reconciles amendments made to section 235-114, Hawaii Revised Statutes, by section 25 of Act 202, with amendments made to section 235-114 by Act 123, Session Laws of Hawaii, 2004.

In addition to reconciling changes made in the 2004 legislative session, the measure amends sections 205-5.1, 353-11 and 438-6, Hawaii Revised Statutes, to require that the

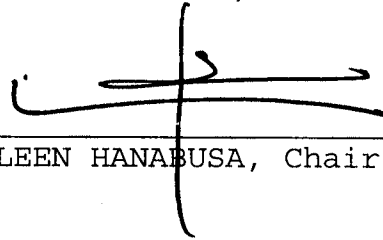


intermediate appellate court have initial jurisdiction over appeals in accordance with the intent and purpose of Act 202.

Your Committee finds that this housekeeping measure will make the court's jurisdiction conform with Act 202.

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. 2599 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



