



*The Judiciary, State of Hawaii*

**Testimony to the Twenty -Fourth State Legislature, 2008 Session**

House Committee on Finance

The Honorable Marcus R. Oshiro, Chair

The Honorable Marilyn B. Lee, Vice Chair

Wednesday, April 9, 2008, 1:00 p.m.

State Capitol, Conference Room 308

by

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Administrative Director of the Courts

**WRITTEN TESTIMONY ONLY**

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**Measure No. and Title:** House Concurrent Resolution No. 372, Requesting the Judiciary to Report on the Feasibility of Creating a Fifth Judge of the Circuit Court of the Second Circuit and Holding Sessions on Molokai Under Certain Circumstances

**Judiciary's Position:**

The Judiciary takes no position on this measure but offers the following comments.

In previous testimony on a similar measure this session (House Bill No. 2383), the Judiciary recommended further analysis of this issue to determine its feasibility and whether there exists viable alternatives, or further options, for achieving the desired result. Therefore, we are willing to participate in a study in accordance with this resolution but offer that because holding circuit court sessions on Molokai would impact various state, county, and private entities, this measure require the establishment of a task force comprised of members from the Molokai police department, prosecuting attorney's office, public defender's office, sheriff's office, private attorneys, and the Judiciary to submit a report of its findings and recommendations, including any proposed legislation, to the 2009 Legislature.

Thank you for the opportunity to provide testimony on this measure.