

HOUSE OF REPRESENTATIVES  
THE TWENTY-FIFTH LEGISLATURE  
REGULAR SESSION OF 2009

RECEIVED

2009 MAR 13 P 2:13

COMMITTEE ON JUDICIARY

Rep. Jon Riki Karamatsu, Chair  
Rep. Ken Ito, Vice Chair

SENATE CHIEF CLERK  
HOUSE OF  
REPRESENTATIVES

|                          |                          |
|--------------------------|--------------------------|
| Rep. Della Au Belatti    | Rep. Hermina M. Morita   |
| Rep. Rida Cabanilla      | Rep. Blake K. Oshiro     |
| Rep. Mele Carroll        | Rep. Joseph M. Souki     |
| Rep. Robert N. Herkes    | Rep. Clift Tsuji         |
| Rep. Sylvia Luke         | Rep. Glenn Wakai         |
| Rep. Angus L.K. McKelvey | Rep. Barbara C. Marumoto |
| Rep. John M. Mizuno      | Rep. Cynthia Thielen     |

NOTICE OF HEARING

DATE: Tuesday, March 17, 2009  
TIME: 2:00 p.m.  
PLACE: Conference Room 325  
State Capitol  
415 South Beretania Street

A G E N D A

SB 92  
(SSCR49)  
Status

RELATING TO STATUTORY REVISION: AMENDING OR  
REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED  
STATUTES AND THE SESSION LAWS OF HAWAII FOR THE  
PURPOSE OF CORRECTING ERRORS AND REFERENCES,  
CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR  
UNNECESSARY PROVISIONS.

JUD

Amends or repeals various provisions of the Hawaii Revised Statutes and the Session Laws of Hawaii for the purpose of correcting errors and references, clarifying language, and deleting obsolete or unnecessary provisions.

SB 119  
(SSCR48)  
Status

RELATING TO THE UNIFORM FOREIGN-COUNTRY MONEY  
JUDGMENTS RECOGNITION ACT.

JUD, FIN

Enacts Uniform Foreign Country Money Judgments Recognition Act and in so doing, replaces and updates similar law codified as chapter 658C, HRS. Updates former law by, among other things, allocating burden of proof with respect to application of law, setting out procedure for obtaining recognition of foreign country money judgments, expanding grounds for denying recognition and allocating burden of proof to do so. Establishes statute of limitations.



|  |   |          |
|--|---|----------|
| <u>SB 120, SD1</u><br><u>(SSCR47)</u><br><u>Status</u>   | <b>RELATING TO THE UNIFORM MEDIATION ACT.</b><br>Adopts the Uniform Mediation Act. Provides certain rules for mediations. Establishes a privilege that assures confidentiality of mediations in legal proceedings. Protects integrity and knowing consent through provisions that provide exceptions to the privilege, limit disclosures by the mediator to judges and others who may rule on the case, requires mediators to disclose conflicts of interest, and assures that parties may bring a lawyer or other support person to the mediation session. (SD1) | JUD, FIN |
| <u>SB 532, SD1</u><br><u>(SSCR589)</u><br><u>Status</u>  | <b>RELATING TO LIMITING CIVIL LIABILITY.</b><br>Limits the civil liability of property owners for damages to persons injured or killed on premises while committing certain felony offenses. (SD1)  | JUD      |
| <u>SB 350, SD1</u><br><u>(SSCR593)</u><br><u>Status</u>  | <b>RELATING TO USE OF FORCE.</b><br>Permits the use of deadly force by the resident of a dwelling against a person not lawfully in the dwelling who uses force against the resident. Expands the exemption from the duty to retreat from the home and workplace to any place where the actor may lawfully be present. Effective July 1, 2050. (SD1)   | JUD      |
| <u>SB 1222, SD1</u><br><u>(SSCR590)</u><br><u>Status</u> | <b>RELATING TO THE HUMANE TREATMENT OF PET ANIMALS.</b><br>Clarifies animal cruelty law. Prohibits the confinement of a pet animal in a kennel or cage in cruel or inhumane manner or for an unreasonable period of time. Prohibits the tethering of a dog to a stationary object with a chain, or choke, pinch, chain, or prong collar. Amends the law on animal hoarding. (SD1).  | JUD      |

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing with a transmittal cover indicating:

- Testifier's name with position/title and organization;
- The Committee the comments are directed to;
- The date and time of the hearing;
- Measure number; and
- The number of copies the Committee is requesting.

While every effort will be made to copy, organize, and collate all testimony received, materials received on the day of the hearing or improperly identified or directed to the incorrect office, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: 1 (one) copies (including an original) to Room 302 in the State Capitol;

FAX: For comments less than 5 pages in length, transmit to 586-8494 (Oahu) or 1-800-535-3859 (Neighbor Islands); or

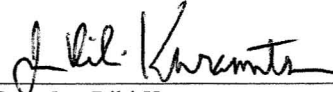
EMAIL: For comments less than 5 pages in length, transmit to [JUDtestimony@Capitol.hawaii.gov](mailto:JUDtestimony@Capitol.hawaii.gov).

Testimony submitted will be placed on the Legislative Web site after the hearing adjourns. This public posting of testimony on the Web site should be considered when including personal information in your testimony.



If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-8490 or email your request for an interpreter to [HouseInterpreter@Capitol.hawaii.gov](mailto:HouseInterpreter@Capitol.hawaii.gov) at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

Selected meetings are broadcast live. Check the current legislative broadcast schedule on the "Capitol TV" Web site at [www.capitoltv.org](http://www.capitoltv.org) OR call 550-8074.



---

Rep. Jon Riki Karamatsu  
Chair

