

Honolulu, Hawaii

FEB 26 2010

RE: S.B. No. 2878  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred S.B. No. 2878 entitled:

"A BILL FOR AN ACT RELATING TO TRUSTEES,"

begs leave to report as follows:

The purpose of this measure is to authorize trustees of revocable living trusts to base their compensation on the compensation levels allowed for trustees of estates.

Testimony in support of this measure was submitted by one individual. Testimony in opposition to this measure was submitted by one individual. Written testimony presented to the Committee may be reviewed on the Legislature's website.

Your Committee finds that revocable living trusts are important instruments that allow people to ensure that their wishes are honored after they pass away. Your Committee also finds that trustees of those trusts are essential in facilitating the decedent's requests, and if these instruments contain provisions to compensate trustees, an objective mechanism by which to determine fair compensation should be established. Accordingly, your Committee believes that aligning the compensation formula for revocable living trusts trustees with that of estate trustees is appropriate.

Your Committee has made technical, nonsubstantive stylistic changes for the purposes of clarity and consistency.



As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2878, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2878, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Judiciary and  
Government Operations,

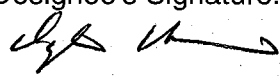


BRIAN T. TANIGUCHI, Chair



The Senate  
Twenty-Fifth Legislature  
State of Hawaii

**Record of Votes**  
**Committee on Judiciary and Government Operations**  
**JGO**

Bill / Resolution No.:* <b>SB 2978</b>	Committee Referral: <b>JGO</b>	Date: <b>2/22/10</b>		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)	✓			
BUNDA, Robert				✓
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam				✓
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>2</b>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report   Clerk's Office   Drafting Agency   Committee File Copy				

\*Only one measure per Record of Votes