
A BILL FOR AN ACT

RELATING TO COURTS OF APPEAL.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 602-59, Hawaii Revised Statutes, is
2 amended by amending subsection (c) to read as follows:
3 "(c) An application for writ of certiorari may be filed
4 with the supreme court no later than [~~ninety~~] thirty days after
5 the filing of the judgment or dismissal order of the
6 intermediate appellate court. Upon a written request filed
7 prior to the expiration of the thirty-day period, a party may
8 extend the time for filing an application for writ of certiorari
9 for no more than an additional thirty days. Opposition to an
10 application for a writ of certiorari may be filed no later than
11 fifteen days after the application is filed. The supreme court
12 shall determine to accept the application within thirty days
13 after an objection is or could have been filed. The failure of
14 the supreme court to accept within thirty days shall constitute
15 a rejection of the application."

16 SECTION 2. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.



1 SECTION 3. This Act shall take effect on January 1, 2012;
2 provided that section 602-59(c), Hawaii Revised Statutes, shall
3 apply in the form in which it read on the day before the
4 effective date of this Act to cases where the intermediate
5 appellate court's judgment or dismissal order was filed before
6 the effective date of this Act.



Report Title:

Court of Appeals; Time Period for Filing Application for
Certiorari

Description:

Shortens the time period for filing an application for writ of
certiorari with the supreme court from 90 to 30 days, but
permits an extension upon written request of up to 30 additional
days. Effective January 1, 2012. (HB299 HD1)

*The summary description of legislation appearing on this page is for informational purposes only and is
not legislation or evidence of legislative intent.*

