

STAND. COM. REP. NO.

219

Honolulu, Hawaii

Feb 11, 2011

RE: H.B. No. 871
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committees on Human Services and International Affairs,
to which was referred H.B. No. 871 entitled:

"A BILL FOR AN ACT RELATING TO THE UNIFORM INTERSTATE FAMILY
SUPPORT ACT,"

beg leave to report as follows:

The purpose of this bill is to update the Uniform Interstate
Family Support Act (UIFSA) to:

- (1) Reflect the changes made to UIFSA by the National
Conference on Commissioners on Uniform State Laws; and
- (2) Include the requirements of the Hague Convention on the
International Recovery of Child Support and Other Forms
of Family Maintenance.

Your Committees' understanding is that the State is in
compliance with section 466(f) of the Social Security Act (42
U.S.C. §666(f)), which specifically requires states to adopt the
1996 version of UIFSA. Your Committees note the concerns raised
by the Department of the Attorney General (AG) that unless and
until federal law is changed to require states to adopt this
version of UIFSA, Hawaii will be out of compliance with existing
federal law should this bill pass. The AG has also raised
inconsistencies in the wording and application of definitions
contained in the bill. Your Committees believe that this bill

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merits further consideration and therefore request the House Committee on Judiciary to consider this bill and the concerns raised by the AG.

The Commission to Promote Uniform Legislation testified in support of this measure. The AG testified in opposition to this measure.

Your Committees have amended this bill by:

- (1) Extending the effective date of this bill to July 1, 2020, to facilitate continued discussion; and
- (2) Making technical, nonsubstantive amendments for clarity and style.

As affirmed by the records of votes of the members of your Committees on Human Services and International Affairs that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 871, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 871, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committees on Human Services
and International Affairs,



KAREN L. AWANA, Chair



JOHN M. MIZUNO, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

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Record of Votes of the Committee on International Affairs

Bill/Resolution No.: HB 871	Committee Referral: HUS/INT, JUD, FIN	Date: 2/10/11		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
INT Members	Ayes	Ayes (WR)	Nays	Excused
1. AWANA, Karen L. (C)	✓			
2. HASHEM, Mark J. (VC)	✓			
3. BROWER, Tom	✓			
4. CHOY, Isaac W.	✓			
5. EVANS, Cindy	✓			
6. McKELVEY, Angus L.K.				✓
7. NISHIMOTO, Scott Y.				✓
8. TOKIOKA, James Kunane	✓			
9. TSUJI, Clift	✓			
10. MARUMOTO, Barbara C.		✓		
11. WARD, Gene			✓	
TOTAL (11)	7	1	1	2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: 10pt;">committee acronym(s)</div>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				