

Honolulu, Hawaii

April 28, 2011

RE: H.B. No. 909
H.D. 2
S.D. 2
C.D. 1

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

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 909, H.D. 2, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO FAMILY COURT,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to:

- (1) Require the family court, once a complaint for annulment, divorce, or separation is filed in this State, to:
 - (A) Order each of the parties to timely provide to the other party full financial and property disclosure on forms provided by the court; and
 - (B) Issue financial restraining orders;

and



- (2) Specify that the unauthorized dissipation, if any, of the marital estate by either party shall be considered by the family court in issuing further support orders and when ordering payment of attorney's fees and costs.

Your Committee on Conference has amended this bill by:

- (1) Specifying that the concealment of or failure to disclose income or an asset, or violation of a restraining order issued under section 580-10(a) or (b), Hawaii Revised Statutes, if any, by either party rather than the unauthorized dissipation, if any, of the marital estate shall be considered by the family court in issuing further support orders and when ordering payment of attorney's fees and costs; and
- (2) Changing its effective date to October 1, 2011.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 909, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 909, H.D. 2, S.D. 2, C.D. 1.

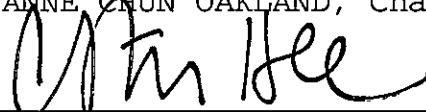
Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

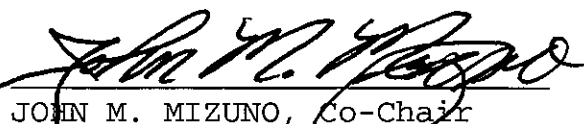
ON THE PART OF THE HOUSE




SUZANNE CHUN OAKLAND, Chair



CLAYTON HEE, Co-Chair



JOHN M. MIZUNO, Co-Chair



BLAKE K. OSHIRO, Co-Chair



Hawaii State Legislature

CER 04

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: HB 909, HD 2, SD 2	Date/Time: 4/27/11 11:07a.m.
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The recommendation of the House and Senate managers is to pass with amendments (CD).

The Committee is reconsidering its previous decision.

The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure

The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
CHUN OAKLAND, Suzanne, Chr.	✓				MIZUNO, John M., Co-Chr.	✓			
HEE, Clayton, Co-Chr.	✓				OSHIRO, Blake K., Co-Chr.	✓			
SHIMABUKURO, Maile S.L.	✓				BELATTI, Della Au				✓
SLOM, Sam				✓	JORDAN, Jo	✓			
					PINE, Kymberly Marcos	✓			
TOTAL	3	0	0	1	TOTAL	4	0	0	1

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: <i>Suzanne Chun Oakland</i>	House Lead Chair's or Designee's Signature: <i>John M. Mizuno</i>
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