

STAND. COM. REP. NO. 1278-12

Honolulu, Hawaii

March 23, 2012

RE: S.B. No. 3008
H.D. 2

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 3008, H.D. 1, entitled:

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

begs leave to report as follows:

The purpose of this measure is to allow family court plaintiffs and petitioners, who are unable to afford notice by publication, to serve notice on a defendant or respondent, after submitting to the family court an affidavit concerning impoverishment and the details of a diligent search, by means of a family court order that provides that service is to be made upon the defendant or respondent by certified mail, return receipt requested, by mailing a certified copy of the pleadings to the person's closest known relative, and by posting the pleadings and process at the courthouse.

The Legal Aid Society of Hawaii and the Domestic Violence Action Center supported the measure. The Judiciary offered comments on the measure.

Your Committee has amended this measure by changing its effective date to September 1, 2012, per the Family Court's request, to give the Hawaii Supreme Court the time that it needs to determine whether new court rules are needed to implement this legislation.

SB3008 HD2 HSCR JUD HMS 2012-3120



As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 3008, H.D. 1, as amended herein, and recommends that it be referred to the Committee on Finance in the form attached hereto as S.B. No. 3008, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,


GILBERT KEITH-AGARAN, Chair



