

Honolulu, Hawaii

April 24, 2014

RE: H.B. No. 2163  
H.D. 2  
S.D. 1  
C.D. 1

Honorable Joseph M. Souki  
Speaker, House of Representatives  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Seventh State Legislature  
Regular Session of 2014  
State of Hawaii

Sir and Madam:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2163, H.D. 2, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PARENTAL PARITY,"

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 measure is to require the court to balance the interests of parents involved in a divorce proceeding by:

- (1) Requiring the court to consider frequent, continuing, and meaningful contact with each parent when awarding custody of a minor child unless the court finds that one or both parents are unable to act in the best interests of the child;
- (2) Requiring the court to consider any necessary reduction in employment due to the needs of a dependent child and



wasting of assets when ordering spousal support and maintenance; and

- (3) Establishing that in the division and distribution of property as a result of a divorce, any value given for a joint investment or asset is presumed to be a joint gift, except when assets are inherited.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the wasting of assets to be considered when ordering spousal support and maintenance applies only to parents; and
- (2) Specifying that the presumption of a joint gift when dividing property as a result of a divorce:
- (A) Applies only to parents; and
- (B) Is a rebuttable presumption.

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. 2163, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2163, H.D. 2, S.D. 1, C.D. 1.


Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

  
CLAYTON HEE, Chair

  
MELE CARROLL, Co-Chair

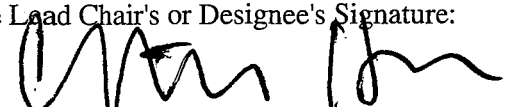
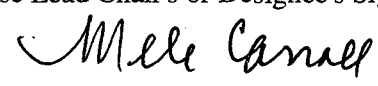
  
MAILE S.L. SHIMABUKURO, Co-Chair

  
KARL RHOADS, Co-Chair



Hawaii State Legislature  
 Record of Votes of a  
 Conference Committee

CCR 55-14

Bill / Concurrent Resolution No.: <b>HB 2163, HD 2, SD 1</b>					Date/Time: <i>4/28/14 5:36pm</i>						
<input checked="" type="checkbox"/> The recommendation of the House and Senate managers is to pass with amendments (CD).											
<input type="checkbox"/> The Committee is reconsidering its previous decision.											
<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure					<input type="checkbox"/> 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
HEE, Clayton, Chr.		✓				CARROLL, Mele, Co-Chr.		✓			
SHIMABUKURO, Maile S.L., Co-Chr.		✓				RHOADS, Karl, Co-Chr.		✓			
SLOM, Sam					✓	KAWAKAMI, Derek S.K.					✓
						FUKUMOTO, Beth		✓			
TOTAL		2			1	TOTAL		3			1
A = Aye		WR = Aye with Reservations			N = Nay		E = Excused				
Senate Recommendation is:						House Recommendation is:					
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted						<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted					
Senate Lead Chair's or Designee's Signature:						House Lead Chair's or Designee's Signature:					
											
Distribution:		Original			Yellow		Pink		Goldenrod		
		File with Conference Committee Report			House Clerk's Office		Senate Clerk's Office		Drafting Agency		