

Honolulu, Hawaii

February 20, 2015

RE: H.B. No. 805

H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Sir:

Your Committee on Veterans, Military, & International
Affairs, & Culture and the Arts, to which was referred H.B. No.
805 entitled:

"A BILL FOR AN ACT RELATING TO VETERANS DISABILITY BENEFITS,"

begs leave to report as follows:

The purpose of this measure is to exempt federal veterans
disability benefits from being used as security for the
satisfaction of a court judgment in a civil proceeding, except
that portion of the benefits that is subject to child and spousal
support under title 42 United States Code section
659(h) (1) (A) (ii) (V).

Your Committee received testimony in support of this measure
from the National Association for Uniformed Services.

Your Committee finds that many disabled veterans live on
their disability income, which often falls short of necessary
living expenses. Your Committee believes that by exempting
certain federal veterans benefits from seizure to enforce a court
judgment, this measure will help ensure that disabled veterans
receive sufficient income while still requiring the provision of
appropriate child and spousal support.

Your Committee has amended this measure by:



- (1) Clarifying that the measure's exemption applies to federal disability compensation benefits, as determined pursuant to the United States Department of Veterans Affairs disability compensation benefits rate;
- (2) Providing that only that portion of a veteran's disability benefits that is not considered to be the veteran's disability compensation shall be subject to child and spousal support enforcement under title 42 United States Code section 659(h)(1)(A)(ii)(V); and
- (3) Amending the title of the new section to more appropriately reflect the amendments made to the substantive provisions of the section.

As affirmed by the record of votes of the members of your Committee on Veterans, Military, & International Affairs, & Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 805, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 805, H.D. 1, and be referred to the Committee on Finance.

Respectfully submitted on
behalf of the members of the
Committee on Veterans,
Military, & International
Affairs, & Culture and the
Arts,



KEN ITO, Chair



State of Hawaii
House of Representatives
The Twenty-eighth Legislature

HB 805

**Record of Votes of the Committee on Veterans, Military, International Affairs & Culture
and the Arts**

Bill/Resolution No.: HB 805	Committee Referral: VMI, FIH	Date: 2/17/15		
<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)				
VMI Members	Ayes	Ayes (WR)	Nays	Excused
1. ITO, Ken (C)	✓			
2. TOKIOKA, James Kunane (VC)	✓			
3. BROWER, Tom				✓
4. CACHOLA, Romy M.	✓			
5. CHOY, Isaac W.	✓			
6. KAWAKAMI, Derek S.K.	✓			
7. KONG, Sam Satoru	✓			
8. OHNO, Takashi	✓			
9. ONISHI, Richard H.K.	✓			
10. TSUJI, Clift	✓			
11. WOODSON, Justin H.	✓			
12. MATSUMOTO, Lauren Kealohilani	✓			
13. WARD, Gene	✓			
TOTAL (13)	12			1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small style="margin-left: 100px;">committee acronym(s)</small>				
Vice Chair's or designee's signature: _____ 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				