

JAN 20 2017

S.B. NO. 322

A BILL FOR AN ACT

RELATING TO COURT JURISDICTION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 603-21.5, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The several circuit courts shall have concurrent
4 jurisdiction with the family court over:

- 5 (1) Any felony under section 571-14, violation of an order
6 issued pursuant to chapter 586, or a violation of
7 section 709-906 when multiple offenses are charged
8 through complaint or indictment and at least one other
9 offense is a criminal offense under subsection (a)(1);
- 10 (2) Any felony under section 571-14 when multiple offenses
11 are charged through complaint or indictment and at
12 least one other offense is a violation of an order
13 issued pursuant to chapter 586, a violation of section
14 709-903.5, 709-904, 709-905, 709-906, or a misdemeanor
15 under the jurisdiction of section 604-8;
- 16 (3) Any violation of section 711-1106.4; and



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1 (4) Guardianships and related proceedings concerning
 2 incapacitated adults pursuant to article V of chapter
 3 560."

4 SECTION 2. Section 604-8, Hawaii Revised Statutes, is
 5 amended by amending subsection (b) to read as follows:

6 "(b) The district court shall have concurrent jurisdiction
 7 with the family court of any violation of an order issued
 8 pursuant to chapter 586 or any violation of section 709-904,
 9 709-905, or 709-906 when multiple offenses are charged and at
 10 least one other offense is a criminal offense within the
 11 jurisdiction of the district courts."

12 SECTION 3. This Act does not affect rights and duties that
 13 matured, penalties that were incurred, and proceedings that were
 14 begun before its effective date.

15 SECTION 4. New statutory material is underscored.

16 SECTION 5. This Act shall take effect upon its approval.

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INTRODUCED BY: ~~AC. Fitch~~ *AC. Fitch*
Clemente
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Report Title:

Courts; Jurisdiction; Concurrent Jurisdiction

Description:

Provides that circuit and family courts shall have concurrent jurisdiction regarding the offense of endangering the welfare of a minor in the first degree, endangering the welfare of a minor in the second degree, and endangering the welfare of an incompetent person. Provides that district and family courts shall have concurrent jurisdiction regarding the offense of endangering the welfare of a minor in the second degree and endangering the welfare of an incompetent person.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

