

STAND. COM. REP. NO. **2612**

Honolulu, Hawaii

MAR 02 2018

RE: S.B. No. 2749
S.D. 2

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Ninth State Legislature
Regular Session of 2018
State of Hawaii

Sir:

Your Committees on Judiciary and Ways and Means, to which was referred S.B. No. 2749, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CHILD SUPPORT GUIDELINES,"

beg leave to report as follows:

The purpose and intent of this measure is to align provisions in the Hawaii Revised Statutes relating to child support guidelines to be in compliance with federal regulations.

Your Committees received testimony in support of this measure from the Department of the Attorney General, Department of Human Services, and one individual. Your Committees received testimony in opposition to this measure from the Judiciary.

Your Committees find that the federal final rule amendments to guidelines for child support payments require states to implement such amendments in their child support guidelines. This measure provides more opportunity for the public to be involved in the review of child support guidelines, access to information on how the review was conducted, and overall access to the guidelines. Your Committees further find that the Child Support Enforcement Agency is best situated to collect the data necessary for the quadrennial review required by section 2 of this measure, as amended by your Committees, and that more financial resources will be required to effectively facilitate the collection of the necessary data. Your Committees find that the Department of the



Attorney General has suggested amendments to this measure that would further the purpose and intent of this measure.

Accordingly, your Committees have amended this measure by:

- (1) Modifying the required contents of a child support order when the court imputes income, deviates from the child support guidelines, or when the child support order is issued by default;
- (2) Clarifying that the factors for imputation apply in all situations, and that imputation is not automatically required for incarcerated individuals;
- (3) Clarifying that the data necessary for the quadrennial review shall be collected by the Child Support Enforcement Agency;
- (4) Making an appropriation in a blank amount to the Child Support Enforcement Agency to facilitate collection of data to be considered in the quadrennial review;
- (5) Inserting an effective date of July 1, 2035, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Judiciary and Ways and Means that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 2749, S.D. 1, as amended herein, and recommend that it pass Third Reading in the form attached hereto as S.B. No. 2749, S.D. 2.

Respectfully submitted on
behalf of the members of the
Committees on Judiciary and
Ways and Means,


DONOVAN M. DELA CRUZ, Chair


BRIAN T. TANIGUCHI, Chair



The Senate
Twenty-Ninth Legislature
State of Hawai'i

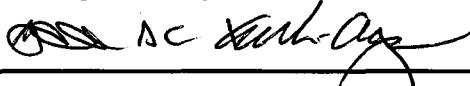
Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:*	Committee Referral:	Date:		
SB2749, SDI	HMS, JDC/WAM	2/23/18		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is:				
<input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
RHOADS, Karl (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado				✓
THIELEN, Laura H.	✓			
TOTAL	4	0	0	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
<i>Karl Rhoads</i>				
Distribution:				
Original	Yellow	Pink	Goldenrod	
File with Committee Report	Clerk's Office	Drafting Agency	Committee File Copy	

*Only one measure per Record of Votes

The Senate
Twenty-Ninth Legislature
State of Hawai'i

Record of Votes
Committee on Ways and Means
WAM

Bill / Resolution No.:* SB2749, SDI	Committee Referral: HMS, JDC/WAM	Date: 2/23/18		
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The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
DELA CRUZ, Donovan M. (C)	X			
KEITH-AGARAN, Gilbert S.C. (VC)	X			
ENGLISH, J. Kalani	X			
GALUTERIA, Brickwood	X			
HARIMOTO, Breene	X			
INOUYE, Lorraine R.	X			
KAHELE, Kaiali'i				X
KIDANI, Michelle N.	X			
RIVIERE, Gil	X			
SHIMABUKURO, Maile S.L.				X
WAKAI, Glenn				X
TOTAL	8			3
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

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