

STAND. COM. REP. NO. 1284

Honolulu, Hawaii

MAR 20 2019

RE: H.B. No. 766
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 766, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SERVICE IN NON-CRIMINAL PROCEEDINGS,"

begs leave to report as follows:

The purpose and intent of this measure is to establish a task force within the Judiciary to review allowing service of notice and process by electronic mail in civil and administrative proceedings.

Your Committee received comments on this measure from the Hawai'i Civil Rights Commission.

Your Committee finds that as technology progresses and gains widespread adoption that the practice of law and its specific procedural requirements should also be open to change. Your Committee further finds that there may be many parties who would accept service by electronic mail if it were to be allowed. This measure will establish a task force to explore this potential change in court procedure for civil and administrative proceedings.

Your Committee has amended this measure by:



- (1) Making it effective upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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 H.B. No. 766, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 766, H.D. 1, S.D. 1, and be referred to your Committee on Ways and Means.

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

Karl Rhoads

KARL RHOADS, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* HB 766 HD1	Committee Referral: JDC, WAM	Date: 3/12/19		
<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
RHOADS, Karl (C)	✓			
WAKAI, Glenn (VC)	✓			
GABBARD, Mike	✓			
KIM, Donna Mercado	✓			
FEVELLA, Kurt				✓
TOTAL	4	0	0	1
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				

*Only one measure per Record of Votes