

JAN 17 2020

A BILL FOR AN ACT

RELATING TO DISCRETIONARY TRANSFERS TO THE SUPREME COURT.

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

1 SECTION 1. Section 602-58, Hawaii Revised Statutes, is
2 amended by amending subsection (b) to read as follows:

3 "(b) The supreme court, in a manner and within the time
4 provided by the rules of court, may grant an application to
5 transfer any case within the jurisdiction of the intermediate
6 appellate court to the supreme court upon the grounds that the
7 case involves:

8 (1) A question of first impression or a novel legal
9 question; [~~or~~]

10 (2) Issues upon which there is an inconsistency in the
11 decisions of the intermediate appellate court or of
12 the supreme court[~~or~~]; or

13 (3) An issue of child custody; provided that this
14 paragraph shall not apply to child custody cases
15 arising under chapter 587A."

16 SECTION 2. Statutory material to be repealed is bracketed
17 and stricken. New statutory material is underscored.



S.B. NO. 2118

1 SECTION 3. This Act shall take effect upon its approval.

2 INTRODUCED BY: *Am. N. W.*
By Request



S.B. NO. 2118

Report Title:

Judiciary Package; Discretionary Transfers; Supreme Court

Description:

Allows child custody appeals to be transferred from the Intermediate Court of Appeals to the Supreme Court, except in cases brought under the Child Protective Act.

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

