

Honolulu, Hawaii

FEB 13, 2020

RE: H.B. No. 2058
H.D. 1

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirtieth State Legislature
Regular Session of 2020
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2058 entitled:

"A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE,"

begs leave to report as follows:

The purpose of this measure is to reduce the emotional and financial hardship for domestic abuse victims obtaining temporary restraining orders by limiting the number of continuances a court may grant, absent exigent circumstances, for a show cause hearing.

Your Committee received testimony in support of this measure from Domestic Violence Action Center, Planned Parenthood Votes Northwest and Hawaii, American Association of University Women Hawaii, and three individuals. Your Committee received comments on this measure from the Judiciary and Department of the Attorney General.

Your Committee finds that establishing a limitation on the number of continuances a court may grant for show cause hearings may help expedite a victim's escape from an abuser and minimize the victim's leave of absence from work to attend court appearances.

Your Committee has amended this measure by changing the:



- (1) Standard for exceptions to the limitation on continuances from exigent circumstances to good cause; and
- (2) Effective date to July 1, 2050, to encourage further discussion.

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. 2058, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2058, H.D. 1, and be referred to your Committee on Finance.

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



CHRIS LEE, Chair



State of Hawaii
House of Representatives **HSCR 377-20**
The THIRTIETH Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 2058	Committee Referral: JUD, FIN	Date: 2/3/2020		
<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)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)	/			
2. SAN BUENAVENTURA, Joy A. (VC)	/			
3. BROWER, Tom	/			
4. CREAGAN, Richard P.				/
5. LOWEN, Nicole E.	/			
6. McKELVEY, Angus L.K.	/			
7. NAKASHIMA, Mark M.	/			
8. PERRUSO, Amy A.	/			
9. SAY, Calvin K.Y.				/
10. TAKAYAMA, Gregg	/			
11. YAMANE, Ryan I.	/			
12. THIELEN, Cynthia	/			
TOTAL (12)	10			2
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				