



**GOV. MSG. NO. 1191**

EXECUTIVE CHAMBERS  
HONOLULU

DAVID Y. IGE  
GOVERNOR

**JUN 17 2022**

The Honorable Ronald D. Kouchi,  
President  
and Members of the Senate  
Thirty-First State Legislature  
State Capitol, Room 409  
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,  
Speaker and Members of the  
House of Representatives  
Thirty-First State Legislature  
State Capitol, Room 431  
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on **JUN 17 2022**, the following bill was signed into law:

SB2663 SD1 HD2 CD1

RELATING TO FILING FEES.  
**ACT 091**

Sincerely,

DAVID Y. IGE  
Governor, State of Hawai'i

Approved by the Governor

on JUN 17 2022

THE SENATE  
THIRTY-FIRST LEGISLATURE, 2022  
STATE OF HAWAII

**ACT 091**  
**S.B. NO.** 2663  
S.D. 1  
H.D. 2  
C.D. 1

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# A BILL FOR AN ACT

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RELATING TO FILING FEES.

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

1       SECTION 1. The legislature finds that having different  
2       filing fee schedules for divorce and paternity actions creates a  
3       burdensome and confusing situation for low-income litigants.  
4       Although the waiver of initial filing fees for termination of  
5       parental right actions, including paternity actions, was  
6       intended to reduce the burden on unmarried litigants who may  
7       have less ability to pay the initial filing fee, the fees to  
8       file subsequent motions still create significant ongoing expense  
9       in paternity cases. Eliminating fees to file motions and  
10      increasing the initial filing fee in paternity cases to match  
11      the filing fee in divorce cases will reduce uncertainty  
12      regarding the cost of paternity actions by requiring a single  
13      fee at the initiation of the case, as opposed to an unknown  
14      number of fees as the case progresses.

15      Accordingly, the purpose of this Act is to alter the filing  
16      fee schedules for actions to determine father and child  
17      relationships to achieve parity with divorce cases by:

18      (1) Establishing an initial filing fee of \$100; and



1           (2) Eliminating the filing fee to file motions.

SECTION 2. Section 607-4, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

4 " (b) The fees referred to in subsection (a) are:

5           (1) Except for petitions for temporary restraining order  
6           under section 604-10.5, the fee for which shall be the  
7           same as that provided in section ~~[607-5(b)(19),]~~  
8           607-5(b)(20), for the institution of each action or  
9           proceeding, to include all charges except as provided  
10          by paragraphs

11           (2) to (6) .....\$100

12           (2) Intervention; answer containing one or more cross-  
13           claims or counterclaims; third-party complaint, for  
14           each such matter .....\$10

(3) Demand for jury trial ..... Fee prescribed  
by section 607-5

17           (4)   Filing of notice of appeal, to be paid in addition to  
18           the deposit of appellate court costs .....\$100

19           (5) Making of a copy; comparing of copy with  
20           original ..... Fees prescribed by section 92-21

1 (6) Posting notice; service fees; garnishee fees; mileage  
2 charges; or other services actually  
3 performed .....Amounts necessary to cover  
4 actual costs or disbursements

5 (7) Administrative costs associated with the  
6 processing of traffic citations that involve  
7 stopping (when prohibited), standing,  
8 or parking .....\$10 for each violation in  
9 addition to any fine imposed by  
10 the court, and whether or  
11 not such fine is suspended

12 (8) Administrative costs associated with the processing of  
13 traffic citations which do not involve stopping,  
14 standing, or parking .....\$40 for each violation in  
15 addition to any fine imposed  
16 by the court, and whether or  
17 not such fine is suspended

18 (9) Administrative costs associated with the processing of  
19 traffic citations issued for violations of a statute  
20 or ordinance relating to vehicles or their drivers, or  
21 owners, except those as provided by paragraphs (7) and

1 (8) ..... \$30 for each violation in  
2 addition to any fine imposed  
3 by the court, and whether or  
4 not such fine is suspended

5 (10) Administrative costs associated with the processing of  
6 all civil filings except those brought by the State or  
7 any of the various counties and political subdivisions  
8 of the State, those commenced by a petition for  
9 temporary restraining order under section 604-10.5,  
10 and those commenced and conducted in the small claims  
11 division of the district court ..... \$20."

12 SECTION 3. Section 607-5, Hawaii Revised Statutes, is  
13 amended by amending subsection (b) to read as follows:

14 "(b) PART I

15 Action or proceeding, general:

16 (1) Civil action or special proceeding, unless  
17 another item in part I applies ..... \$200  
18 (1a) Petition for conversion of nonjudicial  
19 foreclosure to judicial foreclosure ..... \$250  
20 (2) Appeal to a circuit court ..... \$100



- 1           (3)   Transfer of action to circuit court from district  
2                   court, in addition to district court fees .....\$125
- 3   Trusts:
- 4           (4)   Proceeding for (A) appointment of trustee; (B)  
5                   appointment of successor; (C) resignation of  
6                   trustee; (D) instructions; (E) approval of  
7                   investment; (F) approval of sale, mortgage,  
8                   lease, or other disposition of property; (G)  
9                   approval of compromise of claim, for each such  
10                  matter .....\$100
- 11          (5)   Proceeding for (A) removal of trustee; (B) order  
12                  requiring accounting; (C) invalidation of action  
13                  taken by trustee; (D) termination of trust, for  
14                  each such matter .....\$100
- 15          (6)   Accounting, this fee to be paid for each account  
16                  filed and to include the settlement of the  
17                  account .....\$10
- 18          (7)   Vesting order .....no charge under part I
- 19          (8)   Allowance of fees of trustees, attorneys, or  
20                  other fees for services incurred in a



- 1           proceeding for which a fee has been paid
- 2           under this section .....no charge under part I
- 3       (8a) Registration of a trust, or release of
- 4           registration, under chapter 560 .....\$3
- 5       (9) Any other proceeding relating to a trust .....\$15
- 6   Conservatorship:
- 7       (10) Proceeding for (A) appointment; (B) appointment
- 8           of successor; (C) resignation; (D) instructions,
- 9           unless included in one of the foregoing
- 10          proceedings; (E), (F), (G) approval of any matter
- 11          listed in (E), (F), or (G) of item (4) in
- 12          relation to a trust, for each such matter .....\$100
- 13       (11) Proceeding of the nature listed in (A), (B), (C),
- 14          or (D) of item (5) in relation to a trust, for
- 15          each such matter .....\$15
- 16       (12) Accounting, same as provided by item (6) in
- 17          relation to a trust .....\$10
- 18       (13) Any other proceeding relating to a
- 19          conservatorship .....no charge under part I
- 20   Guardianship:



- 1       (13a) Guardianship, including all matters of the nature  
2               listed in items (4) to (9), whether in family or  
3               circuit court .....\$100
- 4       Probate (decedents' estates). These fees include all matters of  
5       the nature listed in items (4) to (9), without additional  
6       charge:
- 7       (14) Probate, administration, domiciliary foreign  
8               personal representative, or ancillary  
9               administration, this fee to be paid once only for  
10              each decedent's estate .....\$100
- 11      Family court cases:
- 12       (15) Matrimonial action (annulment, divorce,  
13              separation, or separate maintenance) .....\$100
- 14       (16) Adoption .....\$100
- 15       (17) Guardianship, including all matters of the nature  
16              listed in items (4) to (9)As provided in item ~~[13(a)]~~ 13a
- 17       (18) Termination of parental rights, except  
18              determinations of father and child relationship  
19              pursuant to section 584-6 .....no charge under part I
- 20       (19) Determinations of father and child relationship  
21              pursuant to section 584-6 .....\$100





1        [~~(19)~~] (20) Any other family court proceeding, except  
2                   motions or other pleadings in matrimonial,  
3                   adoption, determinations of father and child  
4                   relationship pursuant to section 584-6, and  
5                   guardianship actions, but including without  
6                   limitation custody proceedings even if in the  
7                   form of an habeas corpus proceeding ..... \$15"

8            SECTION 4. Statutory material to be repealed is bracketed  
9 and stricken. New statutory material is underscored.

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



S.B. NO. 2663  
S.D. 1  
H.D. 2  
C.D. 1

APPROVED this 17 day of June, 2022


A handwritten signature in black ink, appearing to read "David Ige". The signature is fluid and cursive, with a large, sweeping "D" and a stylized "Ige".


GOVERNOR OF THE STATE OF HAWAII

**THE SENATE OF THE STATE OF HAWAI‘I**

Date: May 3, 2022  
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai‘i, Regular Session of 2022.

  
President of the Senate

  
Clerk of the Senate

SB No. 2663, SD 1, HD 2, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: May 3, 2022  
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022.



Scott K. Saiki  
Speaker  
House of Representatives



Brian L. Takeshita  
Chief Clerk  
House of Representatives