



Rodney A. Maile
ADMINISTRATIVE DIRECTOR

Brandon M. Kimura
DEPUTY ADMINISTRATIVE DIRECTOR

December 9, 2022

Via electronic submission

The Honorable Ronald D. Kouchi
President of the Senate
State Capitol, Room 409
Honolulu, HI 96813

The Honorable Scott Saiki
Speaker of the House of Representatives
State Capitol, Room 431
Honolulu, HI 96813

Dear President Kouchi and Speaker Saiki:

Pursuant to Section 601-3.6, Hawaii's Revised Statutes (HRS), the Judiciary is transmitting a copy of the *Report on the Spouse and Child Abuse Special Account*, including an accounting of the receipts of and expenditures from the account.

In accordance with Section 93-16, Hawaii Revised Statutes, we are also transmitting a copy of this report to the Legislative Reference Bureau Library.

The public may view an electronic copy of this report on the Judiciary's website at the following link: https://www.courts.state.hi.us/news_and_reports/reports/reports.

Should you have any questions regarding this report, please feel free to contact Karen Takahashi of the Judiciary's Legislative Coordinating Office at 808-539-4896, or via e-mail at Karen.T.Takahashi@courts.hawaii.gov.

Sincerely,

Rodney A. Maile
Administrative Director of the Courts

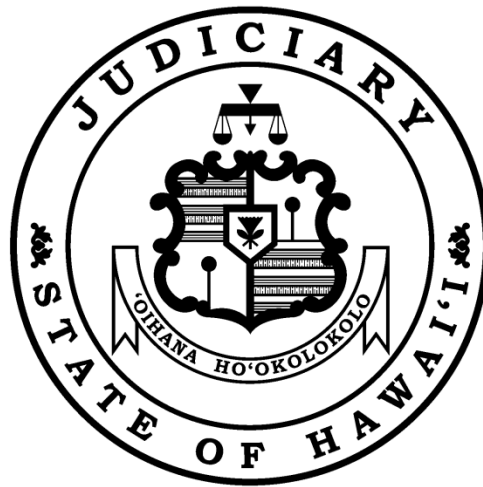
Attachment

- c: Legislative Reference Bureau Library
- Office of the Clerk, Hawaii State Senate
- Office of the Clerk, Hawaii House of Representatives

**ANNUAL REPORT TO THE THIRTY-SECOND LEGISLATURE
2023 REGULAR SESSION**

A Report on the Spouse and Child Abuse Special Account

Pursuant to HRS § 601-3.6



Prepared by:

The Judiciary, State of Hawai'i

December 2022

**ANNUAL REPORT TO THE THIRTY-SECOND LEGISLATURE
2023 REGULAR SESSION**

A Report on the Spouse and Child Abuse Special Account

Pursuant to HRS § 601-3.6

This report is respectfully prepared pursuant to Act 232, Session Laws of Hawai'i 1994, HRS § 601-3.6, which requests an annual report on the Spouse and Child Abuse Special Account (Special Account).

In 1994, the Special Account, placed in the Judiciary, was created by the Legislature, State of Hawai'i, for the purpose of developing and/or expanding new and existing programs. The scope of the Judiciary's Special Account may include, but is not limited to, grants or purchases of services which support or provide domestic violence or child abuse intervention or prevention, as authorized by law, as well as staff programs.

The Judiciary's Special Account is financed through a portion of the monies collected by the Department of Health from the issuance of birth, death, and marriage certificates. In addition, any fines collected pursuant to Hawai'i Revised Statutes Chapter 586-11 (Violation for an Order of Protection) and contributions from state tax refunds are deposited into the Judiciary's Special Account.

Programs and Activities Funded Through the Spouse and Child Abuse Special Account

Monies from the Judiciary's Special Account continue to provide funding for a broad range of statewide programs, projects, and activities, which address interventions in domestic violence and the prevention of child abuse and neglect. The process for determining which services, programs, and activities received funding involved internal planning and collaboration within the Judiciary, as well as coordination with private and public stakeholders in the community.

The following programs, projects, and activities were funded by the Judiciary's Special Account in Fiscal Year 2022:

1. Purchase of Service Programs

The following nonprofit organizations named below received funding to provide or supplement their contracted services with the Judiciary:

➤ Child and Family Service/Developing Options to Violence (O'ahu)

The Developing Options to Violence program provided specialized domestic violence intervention services which included:

- group/individual counseling services for adult survivors of domestic violence;
- counseling services for children and youth who have been a victim or witness to family violence;
- domestic violence intervention services for juveniles who have been adjudicated by the Family Court for the charge of abuse of family or household member or a related charge, such as intimate partner violence;
- domestic violence intervention services for adults who perpetrate domestic violence.

➤ Domestic Violence Action Center (O'ahu)

The following advocacy services for victims of domestic violence were provided by the Domestic Violence Action Center:

- advocacy and support services for victims filing temporary restraining orders;
- court outreach at Family Court in Kapolei and Circuit Court in Honolulu as well as in criminal domestic violence matters;
- civil legal services;
- hotline services (information and referrals);
- case management.

➤ Parents and Children Together/Family Peace Center (O'ahu)

Funding was provided to the Family Peace Center on O'ahu for essential domestic violence services. The specific services provided included:

- victim advocacy and support groups;
- counseling and/or case management for adult survivors/victims;
- counseling for children and youth who have been a victim or witness to family violence;
- domestic violence intervention services for juveniles who have been adjudicated by the Family Court for the charge of abuse of family or household member or a related charge, such as intimate partner violence; efforts also involved outreach to engage family members of the juveniles in services;
- domestic violence intervention services for adults who perpetrate domestic violence.

➤ Parents and Children Together/Family Visitation Center (O'ahu)

Supervised child visitation and safe exchange services were provided to court-referred families on the island of O'ahu. The majority of referrals involved temporary restraining orders and orders of protection, however, other referrals involved divorce, child custody, and paternity cases. The Family Court of the First Circuit relies on the Family Visitation Center (FVC) services to provide safe, supervised visits and exchanges when there is a concern of domestic violence. The

FVC provides its services through a lens that specifically considers domestic violence, safety for victims and their children, and accountability for those who have committed domestic violence. The center itself has been modified to provide safety and security for all involved. PACT is the only provider of this type of service on the island of O'ahu.

2. Federal Grant Projects

Matching funds from the Judiciary's Special Account were used for the federally-funded Judiciary grant projects listed below:

➤ State Access and Visitation Program Grant

This formula grant is awarded to the Judiciary annually by the U.S. Department of Health and Human Services, Office of Child Support Enforcement, to provide supervised child visitation and exchange services in a safe setting. The Federal grant funds and matching funds from the Special Account were used to provide these services on the islands of O'ahu and Hawai'i. Priority was given to cases involved in domestic violence or other high-conflict situations. The federal grant was awarded in the amount of \$100,000 and required a 10% match in funds; \$11,111 in matching funds from the Special Account were allocated to these services. Parents and Children Together/FVC on O'ahu received a purchase-of-service contract to provide these services.

➤ STOP Violence Against Women Act Grant, 19-WF-09 / "Sustaining Efforts to Address Domestic Violence Statewide"

This grant ended on May 31, 2022.

- Funds supported the 2021 annual *Domestic Violence 101: Fundamentals of Domestic Violence* training, a collaboration between the Departments of Health, Attorney General, and Human Services, as well as the Judiciary. Held in October (Domestic Violence Awareness Month), the virtual three-part series featured local experts who provided insight into the complexities of intimate partner violence to a predominantly Hawai'i audience. The array of participants included, but was not limited to, social workers, probation and parole officers, child welfare professionals, domestic violence advocates, education professionals, and substance abuse treatment professionals.
- Funds supported the attendance of domestic violence stakeholders from across the state to attend the virtual conference, *Institute for Coordinated Community Response*. Some conference sessions included the following: How to Build and Sustain Collaborative Relationships, How to Approach Repeat Calls, Overcoming Sociocultural Barriers in Advocacy and Counseling, Addressing Systemic Bias in Gender-Based Prosecution, Domestic Violence High Risk Teams in Rural Settings, Animal Abuse and Family Violence, and Addressing Systems and Institutions to Promote an Equitable Criminal Legal System Response to Intimate

Partner Violence.

- Funds supported trauma-informed care training for court officers who provide assistance to persons involved in the court's domestic abuse temporary restraining order/order for protection process.
- Funds supported efforts regarding the revision of the standards that guide batterer intervention programs across state. There was a statewide meeting with agencies that provide intervention services for those who perpetrate intimate partner violence, a statewide meeting that included domestic violence advocates and a statewide training entitled, *Trauma-Informed and Culturally Responsive Approaches to Abusive Partner Intervention*.
- Funds supported the attendance of Family Court judges, domestic violence probation officers, and temporary restraining order court officers to the annual *Hawai'i Summit of the Institute on Violence Abuse and Trauma*. The primary goal of the summit was to bring together local, national, and international stakeholders, at all levels, including those working on the front lines with children, adults, and families to learn from each other. Topics included current research, best practices, and multidisciplinary solutions. Summit tracks included, but were not limited to, Criminal and Civil Justice Systems, Intimate Partner Violence, and Adverse Childhood Experiences.
- Funds supported the attendance of juvenile and adult probation staff from across the state to attend two webinars regarding supervision and treatment of persons on probation for sex offenses.

3. Trainings, Meetings, Other Expenses

- Maintenance of an electronic database containing assessment scores of those on probation for domestic violence related offenses.

Special Fund Assessment (Act 34, SLH 1964)

The Special Fund Assessment fee for FY 2022 was \$16,473.

Summary

The Judiciary's Spouse and Child Abuse Special Account continues to enable the Judiciary to develop, implement, and maintain a proactive stance in achieving the mission of HRS § 601-3.6, to support and provide spouse or child abuse intervention or prevention in the State of Hawai'i. One of the major strengths in the establishment of the Special Account has been the discretion given to the Judiciary, which has encouraged and allowed funding for a comprehensive range of services and activities that would not have been possible otherwise. As a result, services for victims of domestic violence have been maintained, and appropriate and effective intervention services for victims, children, and offenders remain available.

The opportunity for statewide training of judges and Judiciary staff, on a wide range of important and intersecting issues relating to domestic violence and child abuse, continues to be possible and addresses an on-going need. Additionally, the ability to include other public and private agencies in domestic violence trainings increases collaboration and improves coordination to close gaps and create safer communities where families thrive.

In spite of the serious and negative fiscal impacts of COVID-19, the Judiciary remains committed to the responsible use of monies from the Special Account toward promoting the safety and well-being of domestic violence and child abuse and neglect victims and family members, increasing accountability for persons who perpetrate domestic violence, and taking a strong and committed stance on these important issues.

**THE JUDICIARY
SPOUSE & CHILD ABUSE SPECIAL FUND
FOR THE FISCAL YEAR 2021-2022**

REVENUE CODES	HRS SECTION		FY2022
		FY BEGINNING CASH BALANCE	114,263
0222	§572-5	MARRIAGE LICENSES	90,419
0735	§235-105.5	TAXES COLLECTED UNDER ACT228, SLH2004	59,839
1101	§338-14.5	FEES, CERTIFIED COPIES OF HEALTH STATISTICS RECORDS	281,288
1567	§§580- 10,	VIOLATION OF TEMPORARY RESTRAINING ORDER/PROTECTIVE	861
	586-4	ORDER (ACT 172/98 & 200/99)	
		SUB-TOTAL	432,407
0288		INVESTMENT POOL EARNINGS (ACT 119/98)	511
1364		REFUND/REIMBURSEMENT PRIOR PERIOD EXPENSES	0
		TOTAL REVENUES	432,918
2021		IMPOSED CONTRIBUTIONS	3,685
3203		PRINTED FORMS	
3301		FOOD SUPPLIES	
3502		SUBSCRIPTIONS	
4201		TRANSPORTATION, INTRA-STATE - EMPLOYEES	
4301		SUBSISTENCE ALLOWANCE, INTRA-STATE - EMPLOYEES	581
4302		SUBSISTENCE ALLOWANCE, INTRA-STATE - OTHERS	

4401	TRANS, OUT OF STATE - EMPLOYEES	
4402	TRANS, OUT OF STATE - OTHERS	
4501	SUBSISTENCE ALLOWANCE, OUT OF STATE - EMPLOYEES	
4502	SUBSISTENCE ALLOWANCE, OUT OF STATE - OTHERS	
4601	HIRE OF PASSENGER CARS - EMPLOYEES	
4602	HIRE OF PASSENGER CARS - OTHERS	
4801	OTHER TRAVEL	
5503	OTHER RENTAL OF LAND, BLDG	
5805	BUILDINGS AND STRUCTURES (REPAIR AND MAINTENANCE)	
6609	PURCHASE OF SERVICES CONTRACTS	315,025
7198	OTHER SERVICES ON FEE BASIS	8,964
7204	SPECIAL FUND ASSESSMENT (ACT 34, SLH 1964)	16,473
7205	TRAINING COSTS & REGISTRATION FEES	994
7300	INTEREST ON DELINQUENT PAYMENTS	
	TOTAL EXPENSES	<u>345,722</u>
	FY ENDING CASH BALANCE	<u>201,459</u>