

ACT 43

H.B. NO. 558

A Bill for an Act Relating to the Judiciary.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 560:5-309, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) In a proceeding for the appointment or removal of a guardian of the person of an incapacitated person other than the appointment of a temporary guardian or temporary suspension of a guardian, notice of the time and place of hearing shall be given by the petitioner to each of the following:

- (1) The ward or the person concerning whom the proceeding has been commenced and the ward’s or person’s spouse, legal parents, and adult children;
- (2) Any person who is serving as the guardian of the ward’s or person’s estate or who has care and custody of the ward or person; [and]
- (3) In case no other person is notified under paragraph (1), at least one of the ward’s or person’s closest adult relatives, if any can be found[.];  
and
- (4) The office of the public guardian where the public guardian is being nominated as guardian of the person of an incapacitated person.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

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

(Approved April 24, 1989.)