

ACT 7

H.B. NO. 1915

A Bill for an Act Relating to the Uniform Probate Code.

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

SECTION 1. The purpose of this Act is to correct an oversight in Act 158, Session Laws of Hawaii 2023, which updated articles I through IV of the Uniform Probate Code to adjust for inflation, clarify provisions, resolve issues that have arisen in probate practice, and address societal changes in familial relations. Specifically, this Act reduces the number of required publications of a notice to creditors by a trustee to once a week for two successive weeks, consistent with the amendments Act 158 made to publication requirements applicable to probate matters generally.

SECTION 2. Section 560:3-801, Hawaii Revised Statutes, is amended by amending subsection (f) to read as follows:

“(f) The trustee or successor trustee of any trust created by the decedent may publish a notice to creditors once a week for ~~three~~ two successive weeks in a newspaper of general circulation in the judicial circuit in which either:

- (1) The decedent was domiciled; or
- (2) An application or petition for appointment of personal representative is filed announcing the trustee’s name and address, and notifying creditors of the decedent to present their claims to the trustee within four months after the date of the first publication of the notice or be forever barred.

The notice may be combined with the published notice of the pendency of any probate or appointment proceedings.”

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved April 18, 2024.)