

Honolulu, Hawaii

Feb 15, 2008

RE: H.B. No. 2383
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2383 entitled:

"A BILL FOR AN ACT RELATING TO CIRCUIT COURTS,"

begs leave to report as follows:

The purpose of this bill is to provide equal access to justice, promote the most effective delivery of legal services, and better serve the needs of the population of Molokai, by:

- (1) Establishing and appropriating funds for a position for a fifth judge in the circuit court of the second circuit; and
- (2) Requiring circuit court sessions in Kaunakakai when one party is a Molokai resident and appropriating funds to secure a location on Molokai for such sessions.

The Judiciary testified in opposition to this bill.

Your Committee acknowledges the concerns raised by the Judiciary that the facilities and personnel necessary to establish a circuit court in Kaunakakai are currently inadequate to fulfill the purposes intended by this bill.

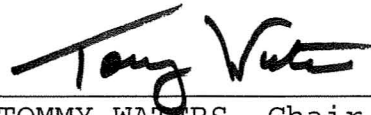
Your Committee has amended this bill by limiting the availability of court sessions in Kaunakakai to a situation in which one party is a resident of Maui and the other party is a



resident of Molokai, and the latter party requests proceedings on Molokai.

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. 2383, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2383, H.D. 1, and be referred to the Committee on Finance.

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



TOMMY WATERS, Chair



State of Hawaii
House of Representatives
The Twenty-fourth Legislature

HSCR535-08

Record of Votes of the Committee on Judiciary

| Bill/Resolution No.: HB 2383 | Committee Referral: JUD, FIN | Date: 2/18/08 | | |
|--|---------------------------------|------------------|------|----------|
| <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. WATERS, Tommy (C) | ✓ | | | |
| 2. OSHIRO, Blake K. (VC) | | | | ✓ |
| 3. EVANS, Cindy | ✓ | | | |
| 4. GREEN, Josh, M.D. | ✓ | | | |
| 5. ITO, Ken | ✓ | | | |
| 6. LUKE, Sylvia | ✓ | | | |
| 7. McKELVEY, Angus L.K. | | | | ✓ |
| 8. MORITA, Hermina M. | | | | ✓ |
| 9. SONSON, Alex M. | ✓ | | | |
| 10. SOUKI, Joseph M. | ✓ | | | |
| 11. TSUJI, Clift | ✓ | | | |
| 12. YAMANE, Ryan I. | ✓ | | | |
| 13. YAMASHITA, Kyle T. | ✓ | | | |
| 14. MARUMOTO, Barbara C. | ✓ | | | |
| 15. PINE, Kymberly Marcos | ✓ | | | |
| 16. THIELEN, Cynthia | ✓ | | | |
| TOTAL (16) | 13 | | | 3 |
| The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small style="margin-left: 100px;">committee acronym(s)</small> | | | | |
| Vice Chair's or designee's signature: _____ | | | | |
| Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office | | | | |