

Honolulu, Hawaii

April 25, 2008

RE: S.B. No. 2055
S.D. 2
H.D. 2
C.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2008
State of Hawaii

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

Madam and Sir:

Your Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House of Representatives in S.B. No. 2055, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO FAMILY COURT,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this measure is to require the Department of Commerce and Consumer Affairs to establish policies and procedures for child custody evaluators, and administer certification procedures.

This measure also establishes licensing requirements and minimal education and experience requirements and requires continuing training for child custody evaluators.

Your Committee has amended this measure by:



- (1) Modifying its contents to amend Hawaii Revised Statutes section 571-46(4) to define court-appointed investigators or professional personnel attached to or assisting the court in its child custody determinations as "child custody evaluators", and require the Judiciary to define the requirements, standards of practice, ethics, policies, and procedures required of court-appointed child custody evaluators in the performance of their duties;
- (2) Adding a section that requires the Judiciary to submit a report to the Legislature by no later than twenty days prior to the convening of the Regular Session of 2009, relating its findings, recommendations, and resource requirements to implement certain aspects of child custody evaluator appointment, standards enforcement, monitoring, and administrative appeal process;
- (3) Adding a section that calls upon the Judiciary to convene and obtain assistance from a child custody advisory task force to include representatives from listed organizations to define the employment requirements and standards of child custody evaluators;
- (4) Changing its effective date to "upon approval"; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 2055, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 2055, S.D. 2, H.D. 2, C.D. 1.



Respectfully submitted on behalf
of the managers:

ON THE PART OF THE HOUSE


ON THE PART OF THE SENATE



MAILE SHIMABUKURO, Co-Chair



SUZANNE CHUN OAKLAND, Chair



BLAKE K. OSHIRO, Co-Chair



BRIAN T. TANIGUCHI, Co-Chair



KARL RHOADS, Co-Chair



Hawaii State Legislature
 Record of Votes of a
 Conference Committee

Bill / Concurrent Resolution No.: SB 2055, SD 2, HD 2	Date/Time: 4/25/08 1:30 p.m.
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The recommendation of the House and Senate managers is to pass with amendments (CD).

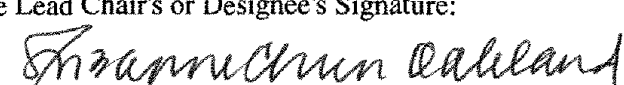

The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
CHUN OAKLAND, Suzanne, Chr.	✓				SHIMABUKURO, Maile S. L., Co-Chr.	✓			
TANIGUCHI, Brian T., Co-Chr.	✓				OSHIRO, Blake K., Co-Chr.	✓			
KOKUBUN, Russell S.				✓	RHOADS, Karl, Co-Chr.	✓			
HEMMINGS, Fred	✓				BELATTI, Della Au				✓
					WARD, Gene, Ph.D.				✓
TOTAL	3	0	0	1	TOTAL	3	0	0	2

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: 	House Lead Chair's or Designee's Signature: 
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Distribution: **Original** **Yellow** **Pink** **Goldenrod**
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