A BILL FOR AN ACT

RELATING TO APPELLATE JURISDICTION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1	SECTION 1. Section 602-57, Hawaii Revised Statutes, is
2	amended to read as follows:
3	"§602-57 Jurisdiction. Notwithstanding any other law to
4	the contrary, the intermediate appellate court shall have
5	jurisdiction, subject to transfer as provided in section 602-58
6	or review on application for a writ of certiorari as provided in
7	section 602-59:
8	(1) To hear and determine appeals from [the district,
9	family, and circuit courts and from] any court or
10	agency when appeals are allowed by law; [and]
11	(2) To entertain, in its discretion, any case submitted
12	without suit when there is a question of law that
13	could be the subject of a civil action or proceeding
14	in the circuit court, or tax appeal court, and the
15	parties agree upon the facts upon which the
16	controversy depends[-]; and
17	(3) To make or issue any order or writ necessary or
18	appropriate in the aid of its jurisdiction, and in

1	such case, any judge may issue a writ or an order to
2	show cause returnable before the court."
3	SECTION 2. Statutory material to be repealed is bracketed
4	and stricken. New statutory material is underscored.
5	SECTION 3. This Act shall take effect on July 1, 2006.
6	INTRODUCED BY: Chi-KY. Amy
	BY REQUEST
	JAN 2 3 2006

HB NO 2499

Report Title:

Appellate Jurisdiction; Authority to Issue Orders and Writs

Description:

Clarifies the intermediate appellate court's jurisdiction over appeals from any court or agency when appeals are allowed by law. Authorizes the ICA to issue any necessary or appropriate order or writ.