STAND. COM. REP. NO. 1454-06

Honolulu, Hawaii

Ag:15, 2006

RE: S.B. No. 2597 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2597 entitled:

"A BILL FOR AN ACT RELATING TO APPELLATE JURISDICTION,"

begs leave to report as follows:

The purpose of this bill is to clarify the language in section 602-57, Hawaii Revised Statutes, which provides for the jurisdiction of the intermediate appellate court (IAC). Amendments to the IAC's jurisdiction were enacted in Act 202, Session Laws of Hawaii 2004 (Act 202), and will take effect on July 1, 2006.

Specifically, this bill:

- (1) Clarifies that the IAC has jurisdiction over "any court or agency when appeals are allowed by law"; and
- (2) Authorizes the IAC to make or issue its own writs necessary or appropriate in the aid of its jurisdictions.

The Judiciary testified in support of this bill.

Your Committee has amended this bill by changing the effective date to the effective date of sections 1 through 82 of Act 202.

SB2597 HD1 HSCR JUD HMS 2006-2834

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 S.B. No. 2597, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2597, H.D. 1, and be placed on the calendar for Third Reading.

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

SYLVIA LUKE, Chair

State of Hawaii House of Representatives The Twenty-third Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Date:	3/16/		
SB2597 (SSCR2247)				
Committee Referral: JUD	☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to: Pass, unamended	Pass, with amendments			
□ Hold	☐ Re	commit		·
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)	V ,			
2. OSHIRO, Blake K. (VC)				
3. CALDWELL, Kirk				
4. KANOHO, Ezra R.				
5. KARAMATSU, Jon Riki				
6. MORITA, Hermina M.				
7. SONSON, Alex M.				
8. SOUKI, Joseph M.				
9. MARUMOTO, Barbara C.				
10. THIELEN, Cynthia				
TOTAL	P	0	Ð	2
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The recommendation is:				
☐ Not Adopted				
If joint referral, did not support recommendation.				
committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office				