
A BILL FOR AN ACT

RELATING TO DOMESTIC ABUSE.

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

1 SECTION 1. Section 586-10.5, Hawaii Revised Statutes, is
2 amended to read as follows:

3 **"§586-10.5 Reports by the department of human services[-];**
4 **court responsibilities.** In cases where there are allegations of
5 domestic abuse involving a family or household member who is a
6 minor or an incapacitated person as defined in section 560:5-
7 102, the employee or appropriate nonjudicial agency designated
8 by the family court to assist the petitioner shall report the
9 matter to the department of human services, as required under
10 chapters 350 and 587, and shall further notify the department of
11 the granting of the temporary restraining order and of the
12 hearing date. The department of human services shall provide
13 the family court with [~~an oral or~~] a written report [~~of the~~
14 ~~investigation's progress on or~~] on the disposition of the
15 referral. The court shall file the report and mail it to the
16 petitioner and respondent at least two working days before the
17 hearing date[-], if possible. If circumstances prevent the



1 mailing of the report as required in this section, the court
2 shall provide copies of the report to the petitioner and
3 respondent at the hearing. The report shall be noted in the
4 order dismissing the petition or granting the restraining
5 order."

6 SECTION 2. Statutory material to be repealed is bracketed
7 and stricken. New statutory material is underscored.

8 SECTION 3. This Act shall take effect on January 1, 2008.



Report Title:

Department of Human Services; Domestic Abuse

Description:

Requires the department of human services to provide a written report to the court prior to a hearing in a protective order case where there are allegations of domestic abuse. Requires the court to file the report and mail copies to the petitioner and respondent at least two days prior to the hearing date when possible, or to give copies of the report to the petitioner and respondent at the hearing. Requires the report be noted in the order dismissing or granting the restraining order. (CD1)

