STAND. COM. REP. NO. 621

Honolulu, Hawaii

Fe416, 2007

RE: H.B. No. 1656 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fourth State Legislature Regular Session of 2007 State of Hawaii

## Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1656 entitled:

"A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS,"

begs leave to report as follows:

The purpose of this bill is to improve the service of processes by:

- (1) Codifying court rules that establish who may serve process and subpoenas in civil actions;
- (2) Requiring that all writs and court orders be served by a civil court officer or private investigator;
- (3) Establishing standards and procedures for registering civil process servers;
- (4) Establishing standards of conduct for private process servers; and
- (5) Establishing an Office of Civil Process Commission to regulate civil process servers.

The Hawaii Deputy Sheriffs' Association testified in support of this bill. The Attorney General and Judiciary opposed this measure.

HB1656 HD1 HSCR JUD HMS 2007-1958

Your Committee has amended this measure by:

- (1) Changing its effective date to January 1, 2050, to promote further discussion; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 1656, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1656, 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



## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.:  HB 1656	Date:	2/6/07			
Committee Referral:  JUD	☐ The com	☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to:  Pass, unamended					
☐ Hold	<ul> <li>Pass, with amendments, for recommittal for further consideration</li> </ul>				
JUD Members	Ayes	Ayes (WR)	Nays	Excused	
1. WATERS, Tommy (C)					
2. OSHIRO, Blake K. (VC)	<b>✓</b>				
3. CALDWELL, Kirk	<b>/</b>				
4. EVANS, Cindy	/				
5. GREEN, Josh, M.D.		7. N. N.			
6. ITO, Ken					
7. LUKE, Sylvia	/				
8. McKELVEY, Angus L.K.	/				
9. MORITA, Hermina M.	1				
10. SONSON, Alex M.	1				
11. SOUKI, Joseph M.	<u> </u>				
12. TSUJI, Clift	/				
13. YAMANE, Ryan I.	1			1. The state of th	
14. YAMASHITA, Kyle T.	/				
15. MARUMOTO, Barbara C.					
16. PINE, Kymberly Marcos		3			
17. THIELEN, Cynthia			1		
			*		
TOTAL	14	<b>5</b> 6	2	\	
The recommendation is:					
☐ Not Adopted					
If joint referral,	If ignit referred				
If joint referral, did not support recommendation.  committee acronym(s)					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Diplicate (Yellow) – HMSO Duplicate (Pink) – Clerk's Office					