STAND. COM. REP. NO. **202** 

Honolulu, Hawaii

Fely 12 , 2009

RE: H.B. No. 779

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 779 entitled:

"A BILL FOR AN ACT RELATING TO THE UNIFORM FOREIGN-COUNTRY MONEY JUDGMENTS RECOGNITION ACT,"

begs leave to report as follows:

The purpose of this measure is to enact the Uniform Foreign-Country Money Judgments Recognition Act (UFCMJRA), and repeal the Uniform Foreign Money-Judgments Recognition Act, Chapter 658C, Hawaii Revised Statutes. The UFCMJRA updates the law by, among other things:

- (1) Allocating the burden of proof with respect to the applicability of the UFCMJRA to the party seeking recognition of a foreign-country judgment;
- (2) Establishing procedures for obtaining recognition of foreign country money judgments;
- (3) Expanding the grounds for denying such recognition but allocating the burden of proof to the party against such recognition; and
- (4) Establishing a statute of limitations.

The Hawaii Commission to Promote Uniform Legislation testified in support of this measure.

HB779 HSCR JUD HMS 2009-1873

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. 779 and recommends that it pass Second Reading and be referred to the Committee on Finance.

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

JON RIKI KARAMATSU, Chair

## State of Hawaii House of Representatives The Twenty-fifth Legislature



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

	), FIN	Dat	2-13/00	7
☐ The committee is reconsidering its previous decision	•			
The recommendation is to:  Pass, unamended (as is) □ Pass, with amendments (HD) □ Hold □ Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KARAMATSU, Jon Riki (C)	V			
2. ITO, Ken (VC)	V			
3. BELATTI, Della Au	A. A.			
4. CABANILLA, Rida	V			
5. CARROLL, Mele	V		1000	
6. HERKES, Robert N.				
7. LUKE, Sylvia				
8. McKELVEY, Angus L.K.				V
9. MIZUNO, John M.	V			
10. MORITA, Hermina M.				
11. OSHIRO, Blake K.	V			- 10
12. SOUKI, Joseph M.				
13. TSUJI, Clift	V			
14. WAKAI, Glenn				
15. MARUMOTO, Barbara C.	V		grave transportation (s	en general de la company
16. THIELEN, Cynthia	W			
·				
TOTAL (16)	12			4
The recommendation is:  Adopted  If joint referral,	□ Not Adopt	did not supp	ort recommendation	on.
Vice Chair's or designee's signature:	et.			
<b>Distribution:</b> Original (White) – Committee Distribution:	uplicate (Yellow) –	Chief Clerk's Offic	e Duplicate (	Pink) – HMSO