STAND. COM. REP. NO. **821** 

Honolulu, Hawaii

Morch 6, 2009

RE: H.B. No. 782 H.D. 1

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

Sir:

Your Committee on Finance, to which was referred H.B. No. 782, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT,"

begs leave to report as follows:

The purpose of this bill is to help facilitate the mediation process between parties in multi-state contexts by adopting the Uniform Mediation Act, which, among other things, establishes a privilege that assures the confidentiality of mediations in legal proceedings, provides exceptions to the privilege to protect integrity and knowing consent, limits disclosures by the mediator to judges and other arbitrators, requires mediators to disclose conflicts of interest, and assures that parties may bring an attorney or other individual designated by the party to the mediation session.

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

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 782, H.D. 1, and recommends that it pass Third Reading.

STAND. COM. REP. NO. 82

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

MARCUS R. OSHIRO, Chair

## State of Hawaii

House of Representatives
The Twenty-fifth Legislature

### 1562 821

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

Bill/Resolution No.: HB 782, HD1	Committee Referral: JUD, F.	Date	= 28 eb∄	2009
☐ The committee is reconsidering its previous decision on the measure.				
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)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)				
2. LEE, Marilyn B. (VC)	L			
3. AQUINO, Henry J.C.				
4. AWANA, Karen Leinani				
5. BROWER, Tom				
6. CHOY, Isaac W.				
7. COFFMAN, Denny		\$100 discussion 1883		<u> </u>
8. HAR, Sharon E.				
9. KEITH-AGARAN, Gilbert S.C.				
10. LEE, Chris				
11. NISHIMOTO, Scott Y.  12. SAGUM, Roland D., III				
13. TOKIOKA, James Kunane				
14. WOOLEY, Jessica				
15. YAMASHITA, Kyle T.				
16. PINE, Kymberly Marcos				
17. WARD, Gene				
		20 10 10 10 10 10 10 10 10 10 10 10 10 10		
TOTAL (17)	15		$\circ$	2
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature: May B. Lee				
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