STAND. COM. REP. NO. 2505

Honolulu, Hawaii

MAR 0 1 2012

RE: S.B. No. 2318

S.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 2318, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Adopt the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act, to ensure that only one state has jurisdiction at any one time in adult guardianship cases and protective proceedings;
- (2) Adopt guidelines to specify which court has jurisdiction to appoint a guardian or conservator for an incapacitated adult; and
- (3) Prioritize the states that may claim jurisdiction.

Your Committee did not receive testimony for this measure.

Your Committee finds that the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act provides uniformity and reduces conflict among state jurisdictions. The Act deals primarily with jurisdictional, transfer, and enforcement issues relating to adult guardianships and protective proceedings. To date, approximately thirty jurisdictions, including the District

of Columbia, have adopted the Act with four other states, including Hawaii, considering its adoption.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2318, S.D. 1, and recommends that it pass Third Reading.

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

CLAYTON HEE, Chair

The Senate Twenty-Sixth Legislature State of Hawai'i

Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:*	Committee	Referral:	Da	ite: /	
582718, SDI	HMS, JDL 2/14/12				
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)					
SHIMABUKURO, Maile (VC)					
GABBARD, Mike					
IHARA, Jr., Les					V
SLOM, Sam	_				\(\)
	· .	·			
	· · · · · · · · · · · · · · · · · · ·				
			<u> </u>		
-					
	<u> </u>	· · · · · · · · · · · · · · · · · · ·	<u> </u>		
	•				
	,				
TOTAL	· · · · · · · · ·	3			2
Recommendation:	<u>*</u>				
Adopted			Not Adopted		
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod					
File with Committee Re	eport Clerk	's Office	Drafting Agency	Committe	ee File Copy

*Only one measure per Record of Votes