Honolulu, Hawaii

RE: S.B. No. 2505

S.D. 1 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Human Services, to which was referred S.B. No. 2505, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS,"

begs leave to report as follows:

The purpose of this measure is to allow the family and district courts to issue a temporary restraining order in domestic abuse and harassment cases, respectively, based on sworn oral testimony communicated to the court by telephone, radio, or other means of electronic voice communication when exigent circumstances exist that prevent the applicant from appearing in person.

The Judiciary, Hawaii State Commission on the Status of Women, the Prosecuting Attorney of the City and County of Honolulu, Domestic Violence Action Center, Hawaii State Coalition Against Domestic Violence, and the Hawaii Women's Coalition opposed the measure.

Your Committee has amended this measure by replacing its contents with a study on the feasibility of allowing a court to issue a temporary restraining order based on sworn oral testimony communicated to the court by electronic measures when exigent circumstances exist that prevent the applicant from appearing in person.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2505, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2505, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on behalf of the members of the Committee on Human Services,

JOHN M. MIZUNO, Chair



State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Human Services

	Committee Referral: HUS, JUD, F	IN Date:	112/12	
☐ 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)				
HUS Members	Ayes	Ayes (WR)	Nays	Excused
1. MIZUNO, John M. (C)	V		····	
2. JORDAN, Jo (VC)				
3. BELATTI, Della Au				
4. HANOHANO, Faye P.				
5. LEE, Chris				
6. MORIKAWA, Dee				
7. WOOLEY, Jessica				
8. YAMANE, Ryan I.			-	
9. CHING, Corinne W.L.				
10. PINE, Kymberly Marcos				
TOTAL (10)	8			2
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				