

Honolulu, Hawaii **APTN 5**, 2013 RE: S.B. No. 529 S.D. 1 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Seventh State Legislature Regular Session of 2013 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 529, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS,"

begs leave to report as follows:

The purpose of this measure is to support survivors of rape or sexual assault by:

- Prohibiting family courts from awarding custody of or visitation with a child to a natural parent who has been convicted of rape or sexual assault if the child was conceived as a result of that offense; and
- (2) Authorizing the family courts to terminate parental rights, with respect to a child, of a natural parent who has been convicted of rape or sexual assault if the child was conceived as a result of the rape or sexual assault.

The Hawaii Commission on the Status of Women, the Sex Abuse Treatment Center, and several concerned individuals testified in support of this measure.



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Your Committee notes that both men and women can be the victim of sexual assault or rape. Therefore, your Committee has amended this measure by:

- (1) Changing the language of its purpose section to ensure that it is gender neutral; 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 S.B. No. 529, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 529, S.D. 1, H.D. 1.

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

KARL RHOADS, Chair



State of Hawaii House of Representatives The Twenty-seventh Legislature

HSCR 1488

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: C SB529, SD1	committee Referral: HUS, JUD	Date:	2013	
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)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	X			
2. HAR, Sharon E. (VC)	X			
3. BELATTI, Della Au				X
4. BROWER, Tom	X			1 /
5. CABANILLA, Rida T.R.				X
6. CARROLL, Mele				X
7. ITO, Ken				X
8. KAWAKAMI, Derek S.K.				X
9. LEE, Chris				∇
10. TSUJI, Clift	\sim			
11. WOOLEY, Jessica	X			
12. MCDERMOTT, Bob	X			
13. THIELEN, Cynthia	λ			
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TOTAL (13)	7			6
The recommendation is:				
Vice Chair's or designee's signature:				
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