STAND. COM. REP. NO. 176

Honolulu, Hawaii March 21, 2015 RE: S.B. No. 643

> S.D. 1 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Eighth State Legislature Regular Session of 2015 State of Hawaii

Sir:

Your Committee on Human Services, to which was referred S.B. No. 643, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CHILD VISITATION,"

begs leave to report as follows:

The purpose of this measure is to provide guidelines for the court to consider in awarding visitation rights to grandparents by:

- Removing duplicative provisions in awarding grandparents reasonable visitation rights;
- (2) Adding to the requirements for awarding reasonable visitation rights to a grandparent that the court must find that awarding visitation is in the best interest of the child and that denial of reasonable visitation rights would cause significant harm to the child; and
- (3) Clarifying procedures for awarding grandparents visitation rights.

Two individuals supported this measure. The Family Law Section of the Hawaii State Bar Association and Hawaii Family Advocates opposed this measure. An individual commented on this measure.



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Your Committee has amended this measure by adding a provision stating that when a finding of family violence between parents has been determined by the court, the grandparents may not misuse any visitation rights granted to them by transferring their time to any other party and are bound to the same court orders that are maintained by the parents.

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. 643, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 643, 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,

DEE MORIKAWA, Chair



State of Hawaii House of Representatives The Twenty-eighth Legislature



Record of Votes of the Committee on Human Services

Bill/Resolution No.: SB643, SD1 HV3	on No.: 643, SD1 HUS, JUD Date: 3/19/15			
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. MORIKAWA, Dee (C)	/			
				···
2. KOBAYASHI, Bertrand (VC)	/			
3. BELATTI, Della Au	/			
		_ I I		
4. CREAGAN, Richard P.				
5. HASHEM, Mark J.	/			
6. JORDAN, Jo	/			
		- I		
7. OSHIRO, Marcus R.	/			
9 FUZUMOTO CHANC D-4				
8. FUKUMOTO CHANG, Beth	/			· · · · · · · · · ·
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TOTAL (8)	8			
The recommendation is: Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				