STAND. COM. REP. NO. 1216

Honolulu, Hawaii

March 22

, 2017

RE: S.B. No. 422

S.D. 1 H.D. 1

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sir:

Your Committee on Human Services, to which was referred S.B. No. 422, 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 clarify requirements and procedures for a family court order granting visitation rights to grandparents.

Specifically, this measure:

- (1) Requires a finding that denial of reasonable visitation would cause significant harm to the child;
- (2) Establishes a rebuttable presumption that a parent's decision regarding visitation is in the best interest of the child;
- (3) Provides that in awarding reasonable grandparent visitation, the court shall apply the same standards, consideration, and procedures for parent visitation under existing state law; and

(4) Specifies that violation of the terms and conditions of an order awarding reasonable grandparent visitation rights may be prosecuted as contempt of court in accordance with existing state law.

An individual testified in support of this measure.

Your Committee has amended this measure by:

- (1) Changing its effective date to January 7, 2070, to facilitate further discussion; 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 Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 422, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 422, S.D. 1, H.D. 1, and be referred to your 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-ninth Legislature HSCR 1216



## **Record of Votes of the Committee on Human Services**

Bill/Resolution No.:	Committee Referral:	Date:	Date:	
SB 422, SDI	HUS, JUD	us, Jud 03/17/17		
☐ 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. TODD, Chris (VC)				A SAME TO THE RESERVE OF THE SAME TO THE S
3. BELATTI, Della Au			ok Piradika 1990 a a a a a a a a a a a a a a a a a a	The second secon
4. HAR, Sharon E.			And the second s	and the supplemental than the supplemental the supplemental than the supplemental the supplemental the supplem
5. KOBAYASHI, Bertrand				
6. OSHIRO, Marcus R.				~
7. TUPOLA, Andria P.L.				V
				_
TOTAL (7)	3	2	0	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				