STAND. COM. REP. NO. 3675

Honolulu, Hawaii

JUN 2 6 2020

RE: H.B. No. 1978 H.D. 1

Honorable Ronald D. Kouchi President of the Senate Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Human Services, to which was referred H.B. No. 1978, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SPECIAL IMMIGRANT JUVENILE STATUS,"

begs leave to report as follows:

The purpose and intent of this measure is to grant the family court jurisdiction in proceedings concerning the custody or guardianship of an immigrant child pursuant to a motion for Special Immigrant Juvenile factual findings requesting a determination that the child was abused, neglected, or abandoned before the age of eighteen, as required under the federal Immigration and Nationality Act.

Your Committee received testimony in support of this measure from the Hawaii State Judiciary; Department of Human Services; and five individuals.

Your Committee finds that federal law provides protections to individuals classified as special immigrant juveniles and consistent with the practices of other states, the State may assist individuals in claiming special immigrant juvenile status by clarifying that family court has jurisdiction over unmarried individuals under twenty-one years of age for purposes of awarding custody or quardianship pursuant to a motion for factual findings

within the meaning of the Immigration and Nationality Act, Title 8 United States Code section 1101(a)(27)(J).

This measure is consistent with the federal Immigration and Nationality Act and will promote the State's ability to protect immigrant children.

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 H.B. No. 1978, H.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Judiciary.

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

RUSSELL E. RUDERMAN. Chair

## The Senate Thirtieth Legislature State of Hawai'i

## Record of Votes Committee on Human Services HMS

Bill / Resolution No.:*  HB 1978 HD1	Committee Referral:		Da	Date: 6/24/20	
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
RUDERMAN, Russell E. (C)		<b>4</b>			
RHOADS, Karl (VC)					
IHARA, Jr., Les		/			
RIVIERE, Gil					
FEVELLA, Kurt					
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TOTAL		5	0	0	0
Recommendation:  Adopted  Not Adopted					
Chair's or Designee's Signature:					
<b>Distribution:</b> Original File with Committee Re			Pink Prafting Agency		denrod ee File Copy