STAND. COM. REP. NO. **683**-20

Honolulu, Hawaii

FEB 19 , 2020

RE: H.B. No. 2060

H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2020 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2060 entitled:

"A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE,"

begs leave to report as follows:

The purpose of this measure is to permit family court judges to withhold from public inspection any record of a denied temporary restraining order or denied protective order; provided that these records shall remain accessible to law enforcement officers without a court order.

Your Committee received testimony in support of this measure from American Association of University Women of Hawaii, Midwives Alliance of Hawaii, Domestic Violence Action Center, Breastfeeding Hawaii, Planned Parenthood Votes Northwest and Hawaii, Hawaii Women's Coalition, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Judiciary and Civil Beat Law Center for the Public Interest.

Your Committee finds that victims of domestic abuse who petition the courts for temporary restraining orders or protective orders are sometimes subjected to counter-petitions for the same relief by their abusers. Your Committee further finds that due to the potential negative impacts of these baseless counter-petitions

on victims of domestic abuse, courts should be able to withhold denied temporary restraining orders and denied protective orders from public inspection.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2050, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of 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 H.B. No. 2060, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2060, H.D. 1, and be placed on the calendar for Third Reading.

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

CHRIS LEE, Chair

State of Hawaii House of Representatives The THIRTIETH Legislature

HSCR 683-20

Record of Votes of the Committee on Judiciary

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)	Bill/Resolution No.: HB 2060	Committee Referral:	Date:	15 po	20	
Pass short form bill with HD to recommit for future public hearing (recommit) JUD Members Ayes Ayes (WR) Nays Excused 1. LEE, Chris (C) 2. SAN BUENAVENTURA, Joy A. (VC) 3. BROWER, Tom 4. CREAGAN, Richard P. 5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Vice Chair's or designee's signature: Vice Chair's or designee's signature: Vice Chair's or designee's signature:	· ·					
1. LEE, Chris (C) 2. SAN BUENAVENTURA, Joy A. (VC) 3. BROWER, Tom 4. CREAGAN, Richard P. 5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Vice Chair's or designee's signature: Indicate acronym(s) Indicat						
2. SAN BUENAVENTURA, Joy A. (VC) 3. BROWER, Tom 4. CREAGAN, Richard P. 5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Not Adopted Committee acronym(s) did not support recommendation. Vice Chair's or designee's signature:	JUD Members	Ayes	Ayes (WR)	Nays	Excused	
3. BROWER, Tom 4. CREAGAN, Richard P. 5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:	1. LEE, Chris (C)					
3. BROWER, Tom 4. CREAGAN, Richard P. 5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:						
4. CREAGAN, Richard P. 5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Y Adopted To joint referral, committee acronym(s) Vice Chair's or designee's signature:	2. SAN BUENAVENTURA, Joy A	. (VC)		A POST STRUCT	2011 1 1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	
4. CREAGAN, Richard P. 5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Y Adopted To joint referral, committee acronym(s) Vice Chair's or designee's signature:	2 PROWER Torre					
5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: TAdopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:	5. BROWER, 10m					
5. LOWEN, Nicole E. 6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: TAdopted If joint referral, committee acronym(s) Vice Chair's or designee's signature:	4. CREAGAN, Richard P.				<u> </u>	
6. McKELVEY, Angus L.K. 7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Vice Chair's or designee's signature: Vice Chair's or designee's signature:						
7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Figinit referral, committee acronym(s) Vice Chair's or designee's signature:	5. LOWEN, Nicole E.		ku <u>Pilonali jilog</u> udu endi Bilooli va daluku mudi b oli	<u>Corporação (Spagas, 1111)</u>		
7. NAKASHIMA, Mark M. 8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Figinit referral, committee acronym(s) Vice Chair's or designee's signature:						
8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Not Adopted did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:	6. McKELVEY, Angus L.K.					
8. PERRUSO, Amy A. 9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Not Adopted did not support recommendation. committee acronym(s) Vice Chair's or designee's signature:						
9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted F joint referral,	7. NAKASHIMA, Mark M.	Silver Committee Service (1980)	Mark at water respectation in the state of			
9. SAY, Calvin K.Y. 10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted F joint referral,	PEDDUCO A mar A					
10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Not Adopted did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:	o. FERRUSO, Alliy A.					
10. TAKAYAMA, Gregg 11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Not Adopted did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:	9. SAY, Calvin K.Y.					
11. YAMANE, Ryan I. 12. THIELEN, Cynthia TOTAL (12) The recommendation is: Adopted Not Adopted did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:						
TOTAL (12) The recommendation is: Adopted F joint referral,	10. TAKAYAMA, Gregg					
TOTAL (12) The recommendation is: Adopted F joint referral,						
TOTAL (12) The recommendation is: Adopted F joint referral, did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:	11. YAMANE, Ryan I.			outgoins. A questo a spiritual a succession		
TOTAL (12) The recommendation is: Adopted F joint referral, did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:						
The recommendation is: Adopted Not Adopted did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:	12. THIELEN, Cynthia					
The recommendation is: Adopted Not Adopted did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:	1					
The recommendation is: Adopted Not Adopted did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:						
The recommendation is: Adopted Not Adopted did not support recommendation. Committee acronym(s) Vice Chair's or designee's signature:						
Vice Chair's or designee's signature:	TOTAL (12)	1/		····	1	
	f joint referral, did not support recommendation.					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO	Vice Chair's or designee's signature:					