STAND. COM. REP. NO. 469

Honolulu, Hawaii
February 14, 2019

RE: H.B. No. 766 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2019 State of Hawaii

## Sir:

Your Committee on Judiciary, to which was referred H.B. No. 766 entitled:

"A BILL FOR AN ACT RELATING TO SERVICE IN NON-CRIMINAL PROCEEDINGS,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Amend the procedure for the giving of notice or service of legal process in certain civil proceedings in the district, circuit, and family courts and in administrative proceedings by allowing documents to be served upon parties by electronic mail; and
- (2) Increase the time within which a party may or must act after being served by mail to at least five days.

Two individuals testified in support of this measure. The Department of the Attorney General and Hawaii Labor Relations Board provided comments.

Upon careful consideration, your Committee has amended this measure by:

- (1) Deleting its substance and replacing its contents with a task force within the Judiciary to review allowing service of notice and process by electronic mail in civil and administrative proceedings; and
- (2) Changing its effective date to January 28, 2081.

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. 766, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 766, H.D. 1, and be referred to your Committee on Finance.

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 469**

## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.: HB 766	Committee Referral:	Da	te: 2/4/19	
☐ 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. 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. MORIKAWA, Dee		Market home to be properly		
A CAN CALL VI	THE SERVICE STATE			
8. SAY, Calvin K.Y.	CHIANDY SECURITION OF A SECURI			
9. TAKAYAMA, Gregg	122			ALEXANDER OF THE PARTY OF THE P
Tillian, Groge		Action and the		
10. YAMANE, Ryan I.				
11. THIELEN, Cynthia				
150 March 11				
TOTAL (11)	9			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				