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## HOUSE CONCURRENT RESOLUTION

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REQUESTING THE JUDICIARY CONDUCT A STUDY ON THE NECESSITY OF  
MANDATORY REFERRALS TO THE DEPARTMENT OF HUMAN SERVICES FOR  
INVESTIGATION OR INTERVENTION IN ALL CASES OF ALLEGED  
DOMESTIC ABUSE INVOLVING A FAMILY OR HOUSEHOLD MEMBER WHO  
IS A MINOR OR INCAPACITATED PERSON.

1 WHEREAS, when domestic abuse occurs in a household in which  
2 a child resides, a parent may seek a restraining order against  
3 the abusive parent or household member; and  
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5 WHEREAS, in such cases, existing law requires the court-  
6 appointed entity assisting the parent with filing the petition  
7 to refer the matter to the Department of Human Services for  
8 intervention or investigation by the Child Welfare Services  
9 Branch; and  
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11 WHEREAS, judges have the discretionary authority to refer a  
12 case to the Department of Human Services where an investigation  
13 is warranted to ensure the family's safety and provide services  
14 to support their safety and well-being; and  
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16 WHEREAS, given this authority, mandating a referral to the  
17 Department of Human Services for investigation or intervention  
18 in all cases of alleged domestic abuse involving a family or  
19 household member who is a minor or incapacitated person may be  
20 unnecessary; now, therefore,  
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22 BE IT RESOLVED by the House of Representatives of the  
23 Thirty-first Legislature of the State of Hawaii, Regular Session  
24 of 2022, the Senate concurring, that the Judiciary is requested  
25 to conduct a study on the necessity of mandatory referrals to  
26 the Department of Human Services for investigation or  
27 intervention in all cases of alleged domestic abuse involving a  
28 family or household who is a minor or incapacitated person; and

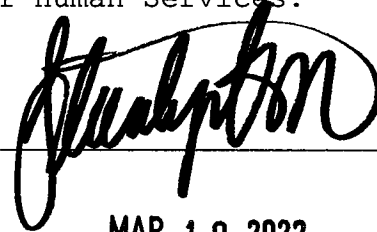


# H.C.R. NO. 64

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2 BE IT FURTHER RESOLVED that the Judiciary is requested to  
3 submit a report of its findings and recommendations, including  
4 any proposed legislation, to the Legislature no later than  
5 twenty days prior to the convening of the Regular Session of  
6 2023; and  
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8 BE IT FURTHER RESOLVED that certified copies of this  
9 Concurrent Resolution be transmitted to the Chief Justice of the  
10 Hawaii Supreme Court and Director of Human Services.  
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12  
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OFFERED BY:



MAR 10 2022

