

A Bill for an Act Relating to Compulsory School Attendance.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 298-12, Hawaii Revised Statutes, is amended to read as follows:

“§298-12 **Penalty.** If any child of school age persists in absenting himself from school, the [district] family court judge shall, upon a proper petition, citation or complaint being made by the school teacher or any other officer or agent of the department of education, or police officer, or any other person, cause such child, and the father or mother, guardian, or other person having the charge of the child, to be summoned to appear before the judge, and upon its being proved that the person responsible for the child had not used proper diligence to enforce the child's regular attendance at school, such responsible party shall be [fined not less than \$5 nor more than \$50, or imprisoned not more than two months;] guilty of a petty misdemeanor; provided, that this section shall not apply to any child not liable to compulsory attendance at school.”

SECTION 2. Section 571-14, Hawaii Revised Statutes, is amended to read as follows:

“§571-14 **Jurisdiction; adults.** The court shall have exclusive original jurisdiction:

- (1) To try any offense committed against a child by his parent or guardian or by any other person having his legal or physical custody, and any violation of section [707-723,] 707-726, 707-727, 709-902, 709-903, 709-904, [or] 709-905, or 298-12, whether or not included in other provisions of this paragraph or paragraph (2).
- (2) To try any adult charged with:
 - (A) Deserting, abandoning, or failing to provide support for any person in violation of law; or
 - (B) An offense, other than a felony, against the person of the defendant's husband or wife.

In any case within paragraph (1) or (2) of this section the court may, in its discretion, waive its jurisdiction over the offense charged.

- (3) In all proceedings under chapter 580, and in all proceedings under chapter 584.
- (4) In proceedings under chapter 575, the Uniform Desertion and Nonsupport Act, and under chapter 576, the Uniform Reciprocal Enforcement of Support Act.

- (5) For commitment of an adult alleged to be mentally defective or mentally ill.
- (6) In all proceedings for support between parent and child or between husband and wife, and in all proceedings to appoint a guardian of the person of an adult.
- (7) In all proceedings for waiver of jurisdiction over an adult who was a child at the time of an alleged criminal act as provided in section 571-22."

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved June 14, 1982.)