

ACT 86

H.B. NO. 2712

A Bill for an Act Relating to Family Court Jurisdiction.

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

SECTION 1. 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 the child’s parent or guardian or by any other person having the child’s legal or physical custody, and any violation of section 707-726, 707-727, 709-902, 709-903, 709-903.5, 709-904, 709-905, 709-906, 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;
 - (B) An offense, other than a felony, against the person of the defendant’s husband or wife;
 - (C) Any violation of [a domestic abuse protective] an order issued pursuant to chapter 586; or
 - (D) Any violation of an order issued by a family court judge.

In any case within paragraph (1) or (2), the court, in its discretion, may 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 Non-support 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.
 - (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.
 - (8) In all proceedings under chapter 586, Domestic ☐ Abuse ☐ Protective Orders.
 - (9) In all proceedings to appoint a guardian of the person of an adult.
 - (10) For the protection of dependent adults under chapter 346, part X.
- In any case within paragraph (3), (4), or (6), the attorney general, through the child support enforcement agency, may exercise concurrent jurisdiction as provided in chapter 576E.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect on July 1, 1992.

(Approved May 27, 1992.)