

ACT 61

S.B. NO. 2466

A Bill for an Act Relating to Guardianship.

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

SECTION 1. Section 560:5-207, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) Notice of the time and place of hearing of a petition for the appointment of a guardian of the person of a minor shall be given by the petitioner to the minor, if the minor is fourteen or more years of age, by personal service. In addition, notice of the time and place of hearing of a petition for the appointment of a guardian of the person of a minor is to be given by the petitioner in the manner prescribed by section 560:1-401 to:

- (1) The person who has had the principal care and custody of the minor during the sixty days preceding the filing of the petition;
- (2) Any living legal parent[;] except persons whose parental rights have been terminated pursuant to chapters 571 or 587;
- (3) Any living legal grandparent of the minor. For good cause, the court may waive notice to a grandparent upon showing that all reasonable efforts have been made to ascertain the identity and address of the person or to effect notice, that the efforts were unsuccessful, and that further efforts should not be required because the legal grandparent has

- not demonstrated a reasonable degree of interest or concern in the minor; and
- (4) Any guardian of the minor's property.”

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 Statutory material to be repealed is bracketed.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

SECTION 3. This Act shall take effect upon its approval.

(Approved April 29, 1998.)