

ACT 207

H.B. NO. 2023

A Bill for an Act Relating to Administrative Appeals.

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

SECTION 1. Section 346-12, Hawaii Revised Statutes, is amended to read as follows:

“~~§346-12 [Fair hearing.]~~ **Hearing.** An applicant or recipient, deeming oneself aggrieved, shall be entitled to appeal to the director ~~[of human services]~~ in the manner prescribed by department ~~[of human services regulations]~~ rules and shall be afforded reasonable notice and opportunity for a ~~[fair]~~ hearing~~[-]~~ at which all of the evidence presented by the parties, to the extent allowed by chapter 91, shall be considered in a fair and impartial manner.”

SECTION 2. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun, before its effective date.

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 Statutory material to be repealed is bracketed and stricken.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

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

(Approved July 12, 2004.)