

Honolulu, Hawaii

April 28, 2011

RE: H.B. No. 56
H.D. 2
S.D. 2
C.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sirs:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 56, H.D. 2, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CHILD VISITATION,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to clarify the process for a petition of grandparents' visitation rights by:

- (1) Permitting the family court to award grandparents reasonable visitation rights; provided that denial of reasonable visitation rights would cause significant demonstrable harm to the child;
- (2) Establishing a rebuttable presumption that a parent's decision regarding visitation is in the best interests of the child; and



- (3) Identifying factors that the family court shall consider when awarding grandparent visitation rights.

Your Committee on Conference has amended this bill by changing its effective date to July 1, 2011.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 56, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 56, H.D. 2, S.D. 2, C.D. 1.

Respectfully submitted on behalf
of the managers:

ON THE PART OF THE SENATE

ON THE PART OF THE HOUSE

Suzanne Chun Oakland
SUZANNE CHUN OAKLAND, Chair

Clayton Hee
CLAYTON HEE, Co-Chair

John M. Mizuno
JOHN M. MIZUNO, Co-Chair

Blake K. Oshiro
BLAKE K. OSHIRO, Co-Chair



Hawaii State Legislature

CER 66

Record of Votes of a
Conference Committee

Bill / Concurrent Resolution No.: HB 56, HD 2, SD 2	Date/Time: 4/28/11 2:20 PM
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- The recommendation of the House and Senate managers is to pass with amendments (CD).
- The Committee is reconsidering its previous decision.

<input type="checkbox"/> The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	<input type="checkbox"/> The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.
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Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
CHUN OAKLAND, Suzanne, Chr.	✓				MIZUNO, John M., Co-Chr.	✓			
HEE, Clayton, Co-Chr.	✓				OSHIRO, Blake K., Co-Chr.	✓			
SHIMABUKURO, Maile S.L.	✓				JORDAN, Jo	✓			
SLOM, Sam				✓	PINE, Kymberly Marcos	✓			
TOTAL	3	0	0	1	TOTAL	4	0	0	0

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted	House Recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted
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Senate Lead Chair's or Designee's Signature: <i>Suzanne Chun Oakland</i>	House Lead Chair's or Designee's Signature: <i>John M. Mizuno</i>
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