

JUDtestimony

From: Dara Carlin, M.A. [breaking-the-silence@hotmail.com]
Sent: Monday, February 21, 2011 7:25 PM
To: JUDtestimony
Subject: HB616 to be heard Tuesday, 02/22/11, at 2:00pm in Room 325

Importance: High

TO: Representative Keith-Agaran, Chair
Representative Rhoads, Vice Chair
Judiciary Committee Members

FROM: Dara Carlin, M.A.
Domestic Violence Survivor Advocate
881 Akiu Place
Kailua, HI 96734

DATE: 02/22/11

RE: **COMMENTS & SUGGESTIONS, NO POSITION on HB616**

Good Afternoon Representatives and thank you for allowing me the opportunity to provide testimony on this topic.

In non-violent, non-abusive cases, this is a great piece of legislation that will enhance parent-child relationships that are subject to a distance or time difference, HOWEVER, this same legislation can be easily twisted, manipulated and misused if put in to a domestic violence case. Custody and visitation become an abuser's new avenues to maintain his power and control dynamics over his victim once she has "successfully fled". Some studies have shown that upward of 80% of abusers become stalkers once they no longer have direct access to their target victim, so this legislation would be readily welcomed by those who've abused the mother of their children.

In one case I'm aware of, the survivor who was in-hiding with a TRO allowed Skype access between the young children and her abuser. Mom wanted to give the children their privacy while they spoke with their father, so would leave the children unattended in the room while she cooked dinner in the kitchen. The abuser was able to locate mom because he asked the kids to show him their pictures and papers from school and envelopes (with her address) that were on the desk. In cases where there is a history of violence and abuse, I would ask that a **DV EXEMPTION** be put into place on this measure if it is to move forward.

Again, a benefit for non-abusive situations but a court-sanctioned avenue to stalking in abusive situations. Please make the distinction by including a DV Exemption.

Respectfully,

Dara Carlin, M.A.
Domestic Violence Survivor Advocate

JUDtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Monday, February 21, 2011 10:01 PM
To: JUDtestimony
Cc: honolulubruce@aol.com
Subject: Testimony for HB616 on 2/22/2011 2:00:00 PM

Testimony for JUD 2/22/2011 2:00:00 PM HB616

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Bruce Berger
Organization: Individual
Address:
Phone:
E-mail: honolulubruce@aol.com
Submitted on: 2/21/2011

Comments:

I strongly support this bill which will empower grandparents and not leave them on the outside looking in at their grandchildren.

JUDtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 22, 2011 2:50 AM
To: JUDtestimony
Cc: dr.la@aloha.net
Subject: Testimony for HB616 on 2/22/2011 2:00:00 PM

Testimony for JUD 2/22/2011 2:00:00 PM HB616

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Laurette DeMandel-Schaller
Organization: Individual
Address:
Phone:
E-mail: dr.la@aloha.net
Submitted on: 2/22/2011

Comments:

I have worked with Senator Chun Oakland on the family court working group, as a representative of the Hawaii Association of Marriage and Family Therapists (HAMFT), for many years now. My work includes private practice in Psychological and Court Services.

I support this bill because setting guidelines for electronic visitation is necessary to prevent misuse.

Dr. Laurette DeMandel-Schaller, MFT, Ph.D.
Court Appointed CE, GAL, Senior Mediator former HAMFT Ethics Committee Chairperson

JUDtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 22, 2011 3:38 AM
To: JUDtestimony
Cc: paigeemail@yahoo.com
Subject: Testimony for HB616 on 2/22/2011 2:00:00 PM

Testimony for JUD 2/22/2011 2:00:00 PM HB616

Conference room: 325
Testifier position: oppose
Testifier will be present: No
Submitted by: Paige Calahan
Organization: Individual
Address:
Phone:
E-mail: paigeemail@yahoo.com
Submitted on: 2/22/2011

Comments:

I am on Maui and I stand on my previously submitted testimony.

JUDtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 22, 2011 5:18 AM
To: JUDtestimony
Cc: adamtm@lava.net
Subject: Testimony for HB616 on 2/22/2011 2:00:00 PM

Testimony for JUD 2/22/2011 2:00:00 PM HB616

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Tom Marzec
Organization: Individual
Address:
Phone:
E-mail: adamtm@lava.net
Submitted on: 2/22/2011

Comments:

Creating standards for widely-used electronic visitation (or electronic parenting time) is a positive development. The importance of maintaining contact and spending time with a child can be enhanced by electronic means. Electronic parenting time is even more critical in Hawaii, an island with significant military families that may divorce, transfer or become deployed. Also, establishing that electronic means do not supplant actual custody or parenting time with a child is an important and sound policy statement to make.

Your consideration of these issues is very appreciated.

JUDtestimony

From: mailinglist@capitol.hawaii.gov
Sent: Tuesday, February 22, 2011 8:43 AM
To: JUDtestimony
Cc: gfarstrup@msn.com
Subject: Testimony for HB616 on 2/22/2011 2:00:00 PM

Testimony for JUD 2/22/2011 2:00:00 PM HB616

Conference room: 325
Testifier position: support
Testifier will be present: No
Submitted by: Greg Farstrup
Organization: Individual
Address:
Phone:
E-mail: gfarstrup@msn.com
Submitted on: 2/22/2011

Comments: