
A BILL FOR AN ACT

RELATING TO THE UNIFORM PARENTAGE ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Chapter 584, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:
4 "§584- Court filings; minutes of proceedings; posting
5 requirement. The judiciary shall post on its website the titles
6 of all court filings and the minutes of court proceedings in
7 cases brought under this chapter; provided that the judiciary
8 shall redact information in which an individual has a
9 significant privacy interest under section 92F-14; provided
10 further that, on request of a party and for good cause, the
11 court may close a proceeding and records to the public except
12 that the titles of all court filings for the case and the
13 contents of a final order shall be available for public
14 inspection, with other papers and records available for public
15 inspection only with the consent of the parties or by court
16 order."



1 SECTION 2. Section 571-84, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) The court shall maintain records of all cases brought
4 before it. Except as provided in [~~section~~] sections 571-84.6[~~7~~]
5 and 584- , in proceedings under section 571-11 and in paternity
6 proceedings under chapter 584, the following records shall be
7 withheld from public inspection: the court docket, petitions,
8 complaints, motions, and other papers filed in any case;
9 transcripts of testimony taken by the court; and findings,
10 judgments, orders, decrees, and other papers other than social
11 records filed in proceedings before the court. The records
12 other than social records shall be open to inspection: by the
13 parties and their attorneys, by an institution or agency to
14 which custody of a minor has been transferred, and by an
15 individual who has been appointed guardian; with consent of the
16 judge, by persons having a legitimate interest in the
17 proceedings from the standpoint of the welfare of the minor;
18 and, pursuant to order of the court or the rules of court, by
19 persons conducting pertinent research studies, and by persons,
20 institutions, and agencies having a legitimate interest in the
21 protection, welfare, treatment, or disposition of the minor."



1 SECTION 3. Section 584-20, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§584-20 Hearings and records; confidentiality. (a)
4 Notwithstanding any other law concerning public hearings and
5 records, any hearing or trial held under this chapter shall be
6 held in closed court without admittance of any person other than
7 those persons necessary to the action or proceeding. All papers
8 and records pertaining to the action or proceeding, whether part
9 of the permanent record of the court or of a file in the
10 department of health or elsewhere, shall be subject to
11 inspection only upon consent of the court and all interested
12 persons, or in exceptional cases only upon an order of the court
13 for good cause shown.

14 (b) Upon paternity being established, the confidentiality
15 requirement shall not extend to the judgment and all
16 subsequently filed documents that are used in good faith for
17 support and medical expenses, insurance, or enforcement
18 purposes, except that the confidentiality requirement shall
19 continue to apply to any references to a non-adjudicated alleged
20 or presumed father.



1 (c) Subsections (a) and (b) shall not apply to cases filed
2 on and after the effective date of this Act , Session Laws of
3 Hawaii 2019."

4 SECTION 4. Statutory material to be repealed is bracketed
5 and stricken. New statutory material is underscored.

6 SECTION 5. This Act shall take effect on January 28, 2081.



Report Title:

Uniform Parentage Act; Filings; Minutes; Judiciary; Website;
Attorney General; Siblings; Combined Case

Description:

Requires the Judiciary to post the titles of all filings and all minutes in paternity cases to the Judiciary's website after redacting any information in which an individual has a significant privacy interest, subject to certain circumstances. Establishes the same confidentiality standards for paternity cases as other cases heard by the family court. (SB723 HD1)

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