INSTRUCTIONS
NOTICE OF INTENT TO FILE A COMPLAINT AGAINST A
PRIVATE CHILD CUSTODY EVALUATOR APPOINTED IN A SECOND CIRCUIT CASE

Under Hawai‘i Revised Statutes ("HRS") section 571-____ (Act 103), a party must notify the Family Court of his/her intent to file a complaint against a child custody evaluator appointed who was appointed in a ***Second Circuit*** case under this statute. This requirement may be fulfilled by filling out the "Notice of Intent to File a Complaint Against a Private Child Custody Evaluator" ("Notice of Intent" Form) found below and sending it to:

Honorable Joseph E. Cardoza
Senior Family Court Judge
Family Court of the Second Circuit
Hoapili Hale
2145 Main Street
Wailuku, HI 96793

The "Notice of Intent" Form informs the Family Court that you intend to file a complaint. Your complaint must be filed with the appropriate licensing authority. The Private Child Custody Evaluators do not work for the courts; nor are they supervised by the courts. They are private professionals who are regulated and licensed by the Professional and Vocational Licensing (PVL) Division of the Hawai‘i State Department of Commerce and Consumer Affairs. "Child Custody Evaluator" is not a separate, licensed profession. Under HRS section 571-___ (Act 103), a person may be appointed as a Child Custody Evaluator for the purposes of HRS section 571-46 if the person is a

- Physician who has completed a residency in psychiatry,
- Board certified psychiatrist,
- Psychologist,
- Marriage and Family Therapist, or
- Clinical Social Worker AND

has a current license issued by the PVL. To file a complaint of unprofessional or unethical conduct by a Child Custody Evaluator, you must file a "Health Care Provider Complaint Form" with the PVL. The Complaint Form asks for the profession of the Child Custody Evaluator about whom you are complaining, for example, physician, psychiatrist, psychologist, marriage and family therapist, or clinical social worker. For the most current "Health Care Provider Complaint Form," other related forms, and more instructions about how to fill out the forms, click here or please see the PVL webpage at:

http://hawaii.gov/dcca/rico/forms/health_care_provider_complaint_form.pdf.

Under HRS section 571-____(e) (Act 103), any complaint against an unlicensed person who was appointed pursuant to HRS section 571-____(b) (Act 103), may be resolved through civil litigation.