



Office of the Administrative Director of the Courts – THE JUDICIARY • STATE OF HAWAII
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Rodney A. Maile
ADMINISTRATIVE DIRECTOR

Brandon M. Kimura
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December 21, 2021

Via electronic submission

The Honorable Ronald D. Kouchi
President of the Senate
State Capitol, Room 409
Honolulu, HI 96813

The Honorable Scott Saiki
Speaker of the House of Representatives
State Capitol, Room 431
Honolulu, HI 96813

Dear President Kouchi and Speaker Saiki:

Pursuant to Section 601-3.6, Hawaii's Revised Statutes (HRS), the Judiciary is transmitting a copy of the *Report on the Spouse and Child Abuse Special Account*, including an accounting of the receipts of and expenditures from the account.

In accordance with Section 93-16, Hawaii Revised Statutes, we are also transmitting a copy of this report to the Legislative Reference Bureau Library.

The public may view an electronic copy of this report on the Judiciary's website at the following link: https://www.courts.state.hi.us/news_and_reports/reports/reports.

Should you have any questions regarding this report, please feel free to contact Karen Takahashi of the Judiciary's Legislative Coordinating Office at 808-539-4896, or via e-mail at Karen.T.Takahashi@courts.hawaii.gov.

Sincerely,

A handwritten signature in blue ink that reads "Rodney A. Maile".

Rodney A. Maile
Administrative Director of the Courts

Attachment

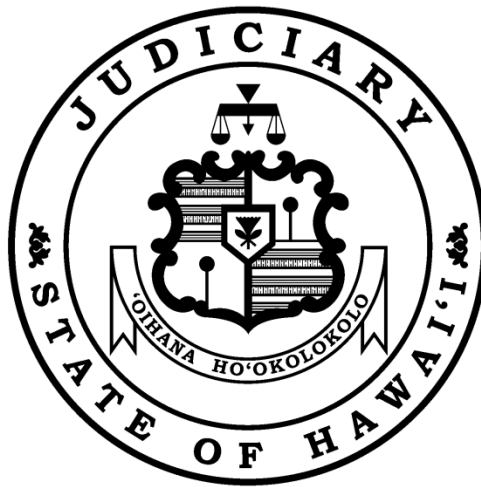
c: Legislative Reference Bureau Library
Office of the Clerk, Hawaii State Senate
Office of the Clerk, Hawaii House of Representatives

**ANNUAL REPORT TO THE THIRTY-FIRST LEGISLATURE
2022 REGULAR SESSION**

ON

HRS § 601-3.6

A Report on Spouse and Child Abuse Special Account



Prepared by:

The Judiciary, State of Hawai'i

December 2021

**ANNUAL REPORT TO THE THIRTY-FIRST LEGISLATURE
2022 REGULAR SESSION**

ON

HRS § 601-3.6

A Report on Spouse and Child Abuse Special Account

This report is respectfully prepared pursuant to §HRS 601-3.6, which requests an annual report on the Spouse and Child Abuse Special Account.

In 1994, the Spouse and Child Abuse Special Account, placed in the Judiciary, was created by the Legislature, State of Hawai'i, for the purpose of developing and/or expanding new and existing programs. The scope of the Judiciary's Special Account may include, but is not limited to, grants or purchases of services which support or provide domestic violence or child abuse intervention or prevention, as authorized by law, as well as staff programs.

The Judiciary's Special Account is financed through a portion of the monies collected by the Department of Health from the issuance of birth, death, and marriage certificates. In addition, any fines collected pursuant to Hawai'i Revised Statutes Chapter 586-11 (Violation for an Order of Protection) and contributions from state tax refunds are deposited into the Judiciary's Special Account.

Programs and Activities Funded Through the Spouse and Child Abuse Special Fund

Monies from the Judiciary's Special Account continue to provide funding for a broad range of programs, projects and activities statewide, which address interventions in domestic violence and the prevention of child abuse and neglect. The process of determining which services, programs and activities received funding involved internal planning and collaboration within the Judiciary, as well as coordination with private and public stakeholders in the community.

The following programs, projects and activities were funded by the Judiciary's Special Account in Fiscal Year 2021:

1. Purchase of Service Programs

The following nonprofit organizations named below received funding to provide or supplement their contracted services with the Judiciary:

- Child and Family Service/Developing Options to Violence (O'ahu) The Developing Options to Violence program provided specialized domestic violence intervention services which included:
 - Group/individual counseling services for adult survivors of domestic violence
 - Counseling services for children and youth who have been a victim or witness to family violence
 - Domestic violence intervention services for juveniles who have been adjudicated by the Family Court for the charge of abuse of family or household member or a related charge, such as intimate partner violence
 - Domestic violence intervention services for adult offenders
- Domestic Violence Action Center (O'ahu)
The following advocacy services for victims of domestic violence we provided by the Domestic Violence Action Center:
 - Advocacy and support services for victims filing temporary restraining order
 - Court outreach at Family Court in Kapolei as well as in criminal domestic violence matters at District Court in Honolulu
 - Civil legal services
 - Hotline services (information and referrals)
 - Case management
- Parents and Children Together (PACT)/Family Peace Center (O'ahu) Funding was provided to the Family Peace Center on O'ahu and Maui to for essential domestic violence services. The specific services provided included:
 - Victim advocacy and support groups
 - Counseling and/or case management for adult survivors/victims
 - Counseling for children and youth who have been a victim or witness to family violence
 - Domestic violence intervention services for juveniles who have been adjudicated by the Family Court for the charge of abuse of family or household member or a related charge, such as intimate partner violence. Efforts also involved outreach to engage family members of the juveniles in services
 - Domestic violence intervention services for adult offenders
- PACT/Family Visitation Center (O'ahu)
Supervised child visitation and safe exchange services were provided to court referred families on the island of O'ahu. The majority of referrals involved temporary restraining orders and orders of protection, however, other referrals involved divorce, child custody and paternity cases. The Family Court of the First Circuit relies on the Family Visitation Center (FVC) services to provide safe supervised visits and exchanges when there is a concern of domestic violence. The FVC runs its services through a lens that specifically considers domestic violence, safety for victims and their children, and accountability for those who have committed domestic violence. The center itself has been modified to provide safety and security

for all involved. PACT is the only provider of this type of service on the island of O'ahu.

2. Federal Grant Projects

Matching funds from the Judiciary's Special Account were used for the federally funded Judiciary grant projects listed below:

➤ State Access and Visitation Program Grant

This formula grant is awarded to the Judiciary annually by the U.S. Department of Health and Human Services, Office of Child Support Enforcement, to provide supervised child visitation and exchange services in a safe setting. The Federal grant funds and matching funds from the Special Account were used to provide these services on the islands of O'ahu and Hawai'i. Priority was given to those cases involved in domestic violence, or other high conflict situations. The Federal grant was awarded in the amount of \$100,000 and required 10% or \$11,111 in matching funds from the Special Account. PACT/FVC on O'ahu received a purchase of service contract to provide these services.

➤ Stop Violence Against Women Act Grant, 16-WF-09 / "Intersection of Domestic Violence and Technology"

Funding was used to provide domestic violence trainings to a statewide audience. This grant ended on May 31, 2021. The following are brief descriptions of the trainings:

- Funds supported the attendance of Judiciary staff to the annual Institute on Violence, Abuse, and Trauma, Hawai'i Summit in April 2021. Judiciary staff from 2nd Circuit (Maui County), 3rd Circuit (Hawai'i Island County), 5th Circuit (Kaua'i County) as well as Family Court judges from the 1st Circuit (Honolulu County) took advantage of this opportunity to be informed of recent developments and approaches to working with those who have been harmed by domestic violence as well as those who have caused harm in interpersonal relationships.

➤ Stop Violence Against Women Act Grant, 17-WF-09 / "Addressing Domestic Violence Statewide"

Funding was used to provide domestic violence trainings to a statewide audience. This grant ended on May 31, 2021.

- Funds supported a three-part webinar series in support of the revision of the 2010 Batterer Intervention Program Standards. The series took place in November and December 2021 and the topics covered by the series included evidence-based practices, survivor centered services, and grounding services in culture and community. The series was attended by domestic violence stakeholders from across the state including batterer intervention program (also known as domestic violence intervention) providers, domestic violence

survivor services providers, probation officers, the Department of Health, the Department of Human Services, prosecutors, defense attorneys, victim/witness staff, Liliuokalani Trust, and the Office of Hawaiian Affairs.

- Funds supported the attendance of Judiciary staff to the annual Institute on Violence, Abuse, and Trauma, Hawai'i Summit in April 2021. Judiciary staff from the 1st Circuit (City and County of Honolulu) took advantage of this opportunity to be informed of recent developments and approaches to working with those who have been harmed by domestic violence as well as those who have caused harm in interpersonal relationships.

3. Trainings, Meetings, Other Expenses

- Maintenance of an electronic database containing assessment scores of domestic violence offenders on probation in the state was provided by \$3,600 from the account.

Special Fund Assessment (Act 34, SLH 1964)

The Special Fund Assessment fee for FY 2021 was \$16,807.

Summary

The Judiciary's Spouse and Child Abuse Special Account continues to enable the Judiciary to develop, implement and maintain a proactive stance in achieving the mission of §HRS 601-3.6, to support and provide spouse or child abuse intervention or prevention in the state of Hawai'i. One of the major strengths in the establishment of the Special Account has been the discretion given to the Judiciary, which has encouraged and allowed funding for a comprehensive range of services and activities, which would have not been possible otherwise. As a result, services for victims of domestic violence have been maintained and appropriate and effective intervention services for victims, children, and offenders remain available.

The opportunity for statewide training of judges and Judiciary staff, on a wide range of important and intersecting issues relating to domestic violence and child abuse, continues to be possible and addresses an on-going need. Additionally, the ability to include other public and private agencies in domestic violence trainings increases collaboration, improving coordination to close gaps and create safer communities where families thrive.

In spite of the serious and negative fiscal impacts of COVID-19, the Judiciary remains committed to the responsible use of monies from the Special Account to promote the safety and well-being of domestic violence and child abuse and neglect victims and family members, the accountability of offenders, and to taking a strong and committed stance on these important issues.

**THE JUDICIARY
SPOUSE & CHILD ABUSE SPECIAL FUND
FOR THE FISCAL YEAR 2020-2021**

REVENUE	HRS		FY2021
CODES	SECTION		<hr/>
		FY BEGINNING CASH BALANCE	132,030
0222	§572-5	MARRIAGE LICENSES	61,555
0735	§235-105.5	TAXES COLLECTED UNDER ACT228, SLH2004	34,067
1101	§338-14.5	FEES, CERTIFIED COPIES OF HEALTH STATISTICS RECORDS	230,846
1567	§§580-10, 586-4	VIOLATION OF TEMPORARY RESTRAINING ORDER/PROTECTIVE ORDER (ACT 172/98 & 200/99)	1,100
		SUB-TOTAL	<hr/> 327,568
0288		INVESTMENT POOL EARNINGS (ACT 119/98)	1,521
1364		REFUND/REIMBURSEMENT PRIOR PERIOD EXPENSES	472
		TOTAL REVENUES	<hr/> <hr/> 329,561
3203		PRINTED FORMS	
3209		OTHER STATIONERY/OFC SUPP	
3301		FOOD SUPPLIES	
3502		SUBSCRIPTIONS	
4201		TRANSPORTATION, INTRA-STATE - EMPLOYEES	
4301		SUBSISTENCE ALLOWANCE, INTRA-STATE - EMPLOYEES	
4302		SUBSISTENCE ALLOWANCE, INTRA-STATE - OTHERS	
4401		TRANS, OUT OF STATE - EMPLOYEES	
4402		TRANS, OUT OF STATE - OTHERS	
4501		SUBSISTENCE ALLOWANCE, OUT OF STATE - EMPLOYEES	

4502	SUBSISTENCE ALLOWANCE, OUT OF STATE - OTHERS	
4601	HIRE OF PASSENGER CARS - EMPLOYEES	
4602	HIRE OF PASSENGER CARS - OTHERS	
4801	OTHER TRAVEL	
5503	OTHER RENTAL OF LAND, BLDG	
5805	BUILDINGS AND STRUCTURES (REPAIR AND MAINTENANCE)	840
6609	PURCHASE OF SERVICES CONTRACTS	325,210
7198	OTHER SERVICES ON FEE BASIS	3,600
7204	SPECIAL FUND ASSESSMENT (ACT 34, SLH 1964)	16,807
7205	TRAINING COSTS & REGISTRATION FEES	871
7300	INTEREST ON DELINQUENT PAYMENTS	
	TOTAL OTHER CURRENT EXPENSES	<u>347,328</u>
	FY ENDING CASH BALANCE	<u>114,263</u>