

Electronically Filed
Supreme Court
SCRU-13-0000071
16-JUN-2026
12:30 PM
Dkt. 23 ORD

SCRU-13-0000071

IN THE SUPREME COURT OF THE STATE OF HAWAI‘I

In the Matter of the

HAWAI‘I PROBATE RULES

ORDER AMENDING RULES 95 and 120 OF THE HAWAI‘I PROBATE RULES

(By: Devens, C.J., McKenna, Eddins, and Ginoza, JJ., and
Intermediate Court of Appeals Chief Judge Nakasone,
assigned by reason of vacancy)

IT IS HEREBY ORDERED that Rules 95 and 120 of the
Hawai‘i Probate Rules are amended, effective July 1, 2026, as
follows (deleted material is bracketed and stricken; new
material is underscored):

Rule 95. ACKNOWLEDG[E]MENT OF AUTHORITY.

(a) **Application.** To obtain an Acknowledgment of Authority pursuant to HRS[-] § 560:4-205, a domiciliary foreign personal representative shall file with the Registrar (1) an Application for Issuance of Acknowledgment of Authority signed by the foreign personal representative or its counsel verifying the foreign personal representative’s appointment in the decedent’s domicile and requesting the issuance of an Acknowledgment of Authority, and (2) [~~certified~~] copies of the foreign personal representative’s Letters Testamentary or Letters of Administration, or order or other document showing the personal representative’s appointment, along with a [~~certified~~] copy of any official bond[-], with copies of official records being certified, in the case of domestic records, or exemplified, in the case of foreign records, in accordance with [A domiciliary foreign personal representative appointed in a country other than the United States, shall file with the Letters Testamentary or Letters of Administration and bond, (i) an

~~authentication pursuant to Rule 15(a)(2) of the Hawai‘i Probate Rules, and (ii) a translation of any non-English documents pursuant to] Rule 15[(d)] of the Hawai‘i Probate Rules.~~

(b) Acknowledgment. If the Application for Issuance of Acknowledgment of Authority is approved by the Registrar, the Registrar shall issue an Acknowledgment of Authority, which shall expire three years from the date of issuance, and such limitation shall be stated on the face of the acknowledgment of authority.

Rule 120. ACKNOWLEDGMENT OF CONSERVATOR’S AUTHORITY.

(a) Application. To obtain an Acknowledgment of Conservator’s Authority pursuant to HRS § 560:5-433, a domiciliary conservator shall file with the Registrar:

(1) an Application for Issuance of Acknowledgment of Conservator’s Authority signed by the conservator verifying the conservator’s appointment in the protected person’s domiciliary state and requesting the issuance of an Acknowledgment of Conservator’s Authority, and

(2) certified copies of the conservator’s Letters of Conservatorship or order or other document showing the conservator’s appointment, along with a certified copy of any official bond.

(b) Acknowledgment. If the Application for Issuance of Acknowledgment of Conservator’s Authority is approved by the Registrar, the Registrar shall issue an Acknowledgment of Conservator’s Authority.

COMMENTARY:

This rule follows the same procedure as Probate Rule 95’s procedure for obtaining acknowledgments of a domiciliary Personal Representative’s authority in probate proceedings, except that pursuant to HRS § 560:5-433, only a conservator appointed in another state (as the term is defined in HRS § 560:1-201) may obtain an Acknowledgment of Authority.

DATED: Honolulu, Hawai‘i, June 16, 2026.

/s/ Vladimir P. Devens

/s/ Sabrina S. McKenna

/s/ Todd W. Eddins

/s/ Lisa M. Ginoza

/s/ Karen T. Nakasone

