

STAND. COM. REP. NO.

670

Honolulu, Hawaii

FEB 13 , 2025

RE: H.B. No. 129
H.D. 2

Honorable Nadine K. Nakamura
Speaker, House of Representatives
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Madame:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 129, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO YOUTH FEES AND FINES,"

begs leave to report as follows:

The purpose of this measure is to:

- (1) Prohibit the assessment of any fees, fines, or court costs against a person who is adjudicated for an offense committed while the person was a minor under the age of eighteen, or against the person's parent or guardian;
- (2) Limit court-ordered community service for a minor to no more than seventy-two hours; and
- (3) Repeal certain penalties imposed on parents, guardians, or other persons associated with unaccompanied children in streets and unmarried minors in dance halls.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs; Office of the Public Defender; Community Alliance on Prisons; ACLU Hawai'i; 'Eko Lu Mea Nui; Nā 'Ōpio Waiwai; Opportunity for Youth Action Hawai'i; Debt Free Justice Hawai'i; Drug Policy Forum of Hawaii; CARES; and one individual. Your Committee received comments on this measure from



the Judiciary; Department of Education; and Department of the Attorney General.

Your Committee finds that the imposition of fees, fines, and costs on young people and their families can have wide-ranging consequences, none of which serves the purposes of rehabilitating, deterring, or punishing delinquent youth. Your Committee further finds that these monetary assessments have a disproportionate impact on families of color and can even lead to recidivism and escalating crime. This measure would follow the lead of other states by eliminating the economic burden of monetary assessments for Hawaii's youth and families.

Your Committee has amended this measure by:

- (1) Providing that if a minor is given community service for a violation of highway safety laws, the community service shall be limited to no more than seventy-two hours and not interfere with the minor's school or work commitments; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 129, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 129, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,



DAVID A. TARNAS, Chair



State of Hawaii
House of Representatives
The Thirty-third Legislature

HSR 630

Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: HB 129 HD 1	Committee Referral: HCH, JHA, FIN	Date: 2/5/25		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. TARNAS, David A. (C)	✓			
2. POEPOE, Mahina (VC)	✓			
3. BELATTI, Della Au	✓			
4. COCHRAN, Elle				✓
5. HASHEM, Mark J.	✓			
6. KAHALOA, Kirstin	✓			
7. PERRUSO, Amy A.	✓			
8. TAKAYAMA, Gregg	✓			
9. TODD, Chris	✓			
10. GARCIA, Diamond			✓	
11. SHIMIZU, Garner M.	✓			
TOTAL (11)	9	0	1	1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: _____				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				