

STAND. COM. REP. NO.

1350

Honolulu, Hawaii

MAR 24 2025

RE: H.B. No. 145
H.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Third State Legislature
Regular Session of 2025
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B.
No. 145, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EXPUNGEMENT,"

begs leave to report as follows:

The purpose and intent of this measure is to provide the
Hawaii Criminal Justice Data Center with the statutory authority
to transmit all expungement orders to the Judiciary.

Your Committee received testimony in support of this measure
from the Department of the Attorney General, Office of the Public
Defender, ACLU of Hawai'i, Community Alliance on Prisons, and one
individual.

Your Committee received testimony in opposition to this
measure from one individual.

Your Committee received comments on this measure from the
Judiciary.

Your Committee finds that Act 159, Session Laws of Hawaii
2023, requires the court to automatically seal or remove from the
Judiciary's publicly accessible databases any information relevant
to the arrest or case of a person for whom an expungement order
has been entered and transmitted to the court. The sealing and
removal is to go into effect on July 1, 2025. However, under



existing law, the Hawaii Criminal Justice Data Center lacks the explicit statutory authority to forward expungement orders to the Judiciary, which hinders the Judiciary's ability to fulfil its obligations under section 831-3.2, Hawaii Revised Statutes. This measure will resolve this issue and allow the Judiciary to seal court cases from public view upon the filing of an expungement order issued by the Hawaii Criminal Justice Data Center.

Your Committee notes that, due to limitations of the Judiciary Information Management System (JIMS), the Judiciary is currently unable to seal only portions of cases while leaving the rest available to the public. Specifically, where the expungement order received from the Department of the Attorney General applies to only one (or more), but not all of either the charges filed against a particular defendant in a multiple offense case or the total defendants in the case, JIMS does not have the capacity to seal only those offenses or defendants that are the subject of the order, which requires the process to be done manually. Your Committee further notes that the Judiciary is currently working on solutions to these cases involving multiple-offense and multiple-defendant records.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 145, H.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary,



KARL RHOADS, Chair



The Senate
Thirty-Third Legislature
State of Hawai'i

Record of Votes
Committee on Judiciary
JDC

Bill / Resolution No.:* HB 145, HD1	Committee Referral: JDC	Date: 3/11/25		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input checked="" type="checkbox"/> Pass, unamended 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	✓			
GABBARD, Mike (VC)	✓			
CHANG, Stanley	✓			
SAN BUENAVENTURA, Joy A.	✓			
AWA, Brenton	✓			
TOTAL	5	—	—	—
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

***Only one measure per Record of Votes**