STAND. COM. REP. NO.

902

Honolulu, Hawaii

## FEB 2 8 2025

RE: S.B. No. 307 S.D. 2

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 S.B. No. 307, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO RECORDINGS OF LAW ENFORCEMENT ACTIVITIES,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Establish the right of a person to record law enforcement activities; and
- (2) Establish a private right of action for any violation of the right to record law enforcement activities.

Your Committee received testimony in support of this measure from the ACLU of Hawai'i, Public First Law Center, League of Women Voters of Hawaii, Big Island Press Club, and two individuals.

Your Committee finds that taking photographs and videos of things plainly visible in public spaces, including police and other government officials carrying out their duties, is a constitutional right that has been reaffirmed in numerous court cases. Your Committee further finds that recording police creates an independent record of incidents that can exonerate police officers if they were acting appropriately or provide evidence if they were not. This measure will promote the mutual interests of



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law enforcement and the communities they serve by increasing legitimacy and trust in law enforcement activities.

Your Committee has amended this measure by inserting an effective date of September 1, 2025.

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 S.B. No. 307, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 307, S.D. 2.

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

KARL RHOADS, Chair



## The Senate Thirty-Third Legislature State of Hawaiʻi

## Record of Votes Committee on Judiciary JDC

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Bill / Resolution No.:*	Committee Referral:			Date:	
5B 307 5D1	PSM, JDC			2/12/25	
The Committee is reconsidering its previous decision on this measure.					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye 🖍	Aye (WR)	Nay	Excused
RHOADS, Karl (C)					
GABBARD, Mike (VC)					
CHANG, Stanley		V			/
SAN BUENAVENTURA, Joy A.					
AWA, Brenton					$\checkmark$
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TOTAL	1	3			2
Recommendation: Adopted 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					
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\*Only <u>one</u> measure per Record of Votes