Honolulu, Hawaii

FLY8, 2006

RE: H.B. No. 2114 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

## Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2114 entitled:

"A BILL FOR AN ACT RELATING TO GRAFFITI,"

begs leave to report as follows:

The purpose of this bill is to provide restitution for criminal property damage involving graffiti, by requiring persons determined to have caused graffiti damage to pay the actual cost of having the damaged property repaired or replaced.

The Honolulu Police Department and a concerned individual testified in support of this bill. The Department of the Prosecuting Attorney of the City and County of Honolulu supported the intent of this measure. The Office of the Public Defender opposed this bill.

Your Committee has amended this bill by:

- (1) Transferring the provision of this measure applying to criminal offenders, from chapter 708, Hawaii Revised Statutes (HRS), relating to offenses against property rights, to chapter 706, HRS, relating to the disposition of convicted defendants; and
- (2) Amending the effective date to January 1, 2020, to encourage further discussion.

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. 2114, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2114, H.D. 1, and be placed on the calendar for Third Reading.

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

SYLVIA LUKE, Chair

HSCR 149-06

## State of Hawaii House of Representatives The Twenty-third Legislature

## **Record of Votes of the Committee on Judiciary**

Bill/Resolution No.:	Date:	1/26/06		
Committee Referral: JUD	☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to: Pass, unamended  Hold	Pass, with amendments  Recommit			
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)				
2. OSHIRO, Blake K. (VC)	ノ			
3. CALDWELL, Kirk				
4. KANOHO, Ezra R.				
5. KARAMATSU, Jon Riki				
6. MORITA, Hermina M.	-			
7. SONSON, Alex M.				
8. SOUKI, Joseph M.				
9. MARUMOTO, Barbara C.				
10. THIELEN, Cynthia				
TOTAL	8	1	0	1
The recommendation is:  Adopted  Not Adopted  If joint referral,	nittee acrony	did not suppo m(s)	ort recommendation	
Vice Chair's or designee's signature:		R	<u> </u>	
<b>Distribution:</b> Original (White) – Committee Dup	plicate (Yello	ow) – HMSO D	Ouplicate (Pink) – C	lerk's Office