STAND. COM. REP. NO. 1453-06

Honolulu, Hawaii

April 5, 2006

RE: S.B. No. 2244

S.D. 1 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 S.B. No. 2244, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EXPUNGEMENTS,"

begs leave to report as follows:

The purpose of this bill is to authorize the Department of the Attorney General (AG) to delete digitized images of fingerprints for individuals whose records are being expunged. This bill updates language for provisions relating to expungement, to reflect the technological advances implemented in electronic storage of data.

The Department of Human Services supported this bill. The AG and a concerned individual opposed this measure. The Office of the Public Defender offered comments.

Your Committee has amended this bill by:

- (1) Restoring the provision that prohibits the deletion or return of fingerprint records if the person has a record of conviction;
- (2) Changing the effective date to January 1, 2096, to encourage further discussion; and

SB2244 HD1 HSCR JUD HMS 2006-2990

(3) Making technical, nonsubstantive amendments for clarity and style.

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. 2244, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2244, S.D. 1, 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

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

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

Bill/Resolution No.:	Date:	-//		
SB2244 SD1 (SSCR2547)	3/21/06			
Committee Referral: JUD	☐ The committee is reconsidering its previous decision on the measure.			
The recommendation is to:  Pass, unamended	Pass, with amendments			
☐ Hold	☐ Recommit			
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. LUKE, Sylvia (C)				
2. OSHIRO, Blake K. (VC)				
3. CALDWELL, Kirk				
4. KANOHO, Ezra R.				
5. KARAMATSU, Jon Riki				
6. MORITA, Hermina M.				
7. SONSON, Alex M.				
8. SOUKI, Joseph M.	<b>✓</b>			
9. MARUMOTO, Barbara C.				
10. THIELEN, Cynthia				
				*
			-	
TOTAL	a	2	D	
101112			-0	<u> </u>
The recommendation is:				
☐ Not Adopted				
If joint referral, did not support recommendation.  committee acronym(s)				
Conn	initiee acronymi	(8)		
Vice Chair's or designee's signature:				-
The chair 5 of designer 5 signature.				
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