STAND. COM. REP. NO. 2632

Honolulu, Hawaii

MAR - 3 2006

RE: S.B. No. 2243

S.D. 1

Honorable Robert Bunda President of the Senate Twenty-Third State Legislature Regular Session of 2006 State of Hawaii

Sir:

Your Committee on Judiciary and Hawaiian Affairs, to which was referred S.B. No. 2243 entitled:

"A BILL FOR AN ACT RELATING TO BIOLOGICAL EVIDENCE,"

begs leave to report as follows:

The purpose of this measure is to provide for the immediate DNA testing of all felons who are currently incarcerated and allows for post conviction DNA testing for those who were not convicted but were acquitted of a crime on the ground of physical or mental disease, disorder, or defect.

Testimony in support of this measure was submitted by the Attorney General, the Department of Public Safety, the Prosecuting Attorney of the City and County of Honolulu, the Honolulu Police Department, and the Maui Police Department.

Your Committee finds that this measure will expand the scope of those tested and provide clearer guidelines that will eliminate uncertainty in DNA testing procedures and reduce delays and legal challenges.

Your Committee has amended this measure to make technical, nonsusbtantive changes.

As affirmed by the record of votes of the members of your Committee on Judiciary and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2243, as amended herein, and recommends that



it pass Second Reading in the form attached hereto as S.B. No. 2243, S.D. 1, and be placed on the calendar for Third Reading.

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

COLLEEN HANABUSA, Chair

The Senate Twenty-Third Legislature State of Hawaii

Record of Votes of the Committee on Judiciary and Hawaiian Affairs (Bills and Resolutions)

Measure:* SB 2243	Committee Referral: JHW		Date:	Date: 3/1/06	
The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is to:					
Pass, unamended [amendments 11)				
Members		Ayes	Ayes(WR)	Nays	Excused
HANABUSA, Colleen (C)		/	 		 報 エン
HEE, Clayton (VC)		./			
CHUN OAKLAND, Suzanne ENGLISH, J. Kalani		V ./		·	
ENGLISH, J. Kalani IHARA, Jr., Les	<u>ar, aighte cadhid</u>	V		j: 1)	<u> </u>
WHALEN, Paul	-		1 r		/
		: [hi]:: .		: .: : :: : ::	
	JĀ J		: ::. · · · · · · · · · · · · · · · · ·		
TOTAL		4	D	0	V
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature: อีกรณะ Chun Qalland					
Distribution: Qualification					

^{*}Do <u>not</u> list more than one measure per Record of Votes.