STAND. COM. REP. NO. 2105

Honolulu, Hawaii

FC6 15

, 2006

RE:

S.B. No. 2723

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. 2723 entitled:

"A BILL FOR AN ACT RELATING TO FORENSIC EXAMINERS,"

begs leave to report as follows:

The purpose of this measure is to increase the fee paid to an examiner performing a court-ordered mental health examination of a criminal defendant.

Testimony in support of this measure was submitted by the Office of the Public Defender, the Department of Health, the Hawaii Disability Rights Center, and the Hawaii Psychiatric Medical Association. The Judiciary took no position on this measure.

Your Committee finds that the fee for court-ordered examiners has not increased since 1992. It is not cost-effective for a private practice mental health professional to spend a full day travelling to, interviewing, and evaluating a criminal defendant for that sum.

Your Committee made technical nonsubstantive amendments to this measure.

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. 2723, as amended herein, and recommends that

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it pass Second Reading in the form attached hereto as S.B. No. 2723, S.D. 1, and be referred to the Committee on Ways and Means.

> 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:*	Committee R	eterral:	Date:	1,-	1
SB 2723	JHW,	WAM	2	-/13/	04
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is to:					
Pass, unamended (2312)	Pass, with amendments Hold Recommit (2311) (2310) (2313)				
Members		Ayes	Ayes(WR)	Nays	Excused
HANABUSA, Colleen (C)					
HEE, Clayton (VC)					
CHUN OAKLAND, Suzanne					
ENGLISH, J. Kalani	7.He 4				
IHARA, Jr., Les					
WHALEN, Paul					
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TOTAL	/	5	0	0	1
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					

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