STAND. COM. REP. NO. 371

Honolulu, Hawaii

Fe 5 18, 2009

H.B. No. 620 RE: H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2009 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 620 entitled:

"A BILL FOR AN ACT RELATING TO SENTENCING,"

begs leave to report as follows:

The purpose of this bill is to ensure public safety by authorizing the court, at time of sentencing, to require a person with three or more convictions of sexual assault in the first degree to wear a global positioning system transmitter for up to 10 years after the person's release from prison. This bill also classifies as a class C felony the removal or disabling of the transmitter.

The Department of Public Safety testified in opposition to this bill.

Your Committee has amended this bill by:

- Replacing the term "global positioning system (1)transmitter" with "electronic monitoring device";
- Changing its effective date to January 1, 2046, to (2) encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

HB620 HD1 HSCR JUD HMS 2009-2192

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. 620, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 620, H.D. 1, and be referred to the Committee on Finance.

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

JON RIKI KARAMATSU, Chair



State of Hawaii House of Representatives The Twenty-fifth Legislature

Record of Votes of the Committee on Judiciary

THE SCHOOL STANDS OF SHEET ON THE CONTROL OF THE STANDS OF	Committee Referral:	Date		
HB 620 JUD, FIN 2/10/09				
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold				
☐ Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KARAMATSU, Jon Riki (C)				
2. ITO, Ken (VC)				
3. BELATTI, Della Au	ZU			
4. CABANILLA, Rida	Jer .			
5. CARROLL, Mele	-8213	100 mg		
6. HERKES, Robert N.				
7. LUKE, Sylvia				
8. McKELVEY, Angus L.K.			quant-	
9. MIZUNO, John M.				
10. MORITA, Hermina M.11. OSHIRO, Blake K.				
12. SOUKI, Joseph M.		2011	Single reality of the	
13. TSUJI, Clift		A10 (190		
14. WAKAI, Glenn				
15. MARUMOTO, Barbara C.	V			
16. THIELEN, Cynthia				
3				
TOTAL (16)	12	2		2
The recommendation is: Adopted Not Adopted				
If joint referral, did not support recommendation.				
committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				