STAND. COM. REP. NO. 155 Honolulu, Hawaii Fe 410 , 2009 RE: H.B. No. 622 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. 622 entitled:

"A BILL FOR AN ACT RELATING TO HARASSMENT,"

begs leave to report as follows:

The purpose of this bill is to prevent individuals from being harassed by those using innovative forms of technology by extending the offense of harassment by stalking to include any form of digital communication.

Three individuals testified in support of this bill. The City and County of Honolulu Department of the Prosecuting Attorney also supported this bill with amendments. The Office of the Public Defender offered comments.

Your Committee has amended this bill by broadening the form of technology to include any form of "electronic communication" instead of "digital communication". As defined in section 711-1111(2), Hawaii Revised Statutes, "electronic communication" means: "...any transfer of signs, signals, writing, images, sounds, data, or intelligence of any nature transmitted in whole or part by a wire, radio, electromagnetic, photoelectronic, or photooptical system."



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Technical, nonsubstantive amendments to the bill have also been made for the purposes of style and clarity.

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. 622, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 622, H.D. 1, and be placed on the calendar for Third Reading.

> 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

Bill/Resolution No.: HB 622	Committee Referral: JUD	Date	21310	9
The committee is reconsidering its previo	us decision on the measure.			
	namended (as is) X Pa ort form bill with HD to rec	ass, with amendments		
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KARAMATSU, Jon Riki (C)				
2. ITO, Ken (VC)				
3. BELATTI, Della Au				
4. CABANILLA, Rida				
5. CARROLL, Mele				
6. HERKES, Robert N.				
7. LUKE, Sylvia				
8. McKELVEY, Angus L.K.				
9. MIZUNO, John M.				
10. MORITA, Hermina M.				
11. OSHIRO, Blake K.				
12. SOUKI, Joseph M.				
13. TSUJI, Clift				
14. WAKAI, Glenn	· ·			
15. MARUMOTO, Barbara C.				
16. THIELEN, Cynthia				
TOTAL (16)	10			Ц
The recommendation is: Adopted If joint ref	•	did not supp	ort recommendatio	n.
Vice Chair's or designee's signature: Distribution: Original (White) – Committe	e Duplicate (Yellow)	– Chief Clerk's Office	e Duplicate (J	Pink) – HMSO