STAND. COM. REP. NO. 456 Honolulu, Hawaii Fem 19, 2009

RE: H.B. No. 72 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 Housing, to which was referred H.B. No. 72 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC HOUSING,"

begs leave to report as follows:

The purpose of this bill is to increase the safety of public housing projects by making it a crime to, among other things, enter into or unlawfully remain in a public housing project.

The Hawaii Public Housing Authority and several concerned individuals testified in support of this bill. The Honolulu Police Department and American Civil Liberties Union of Hawaii opposed this measure. A concerned individual provided comments.

Your Committee has amended this bill by:

- Providing a definition of the "housing authorities" that are qualified to make a request or warning for a person to leave the premises;
- (2) Deleting the provision that between the hours of 10:00 p.m. and 5:00 a.m., a warning or request to leave a public housing project is not necessary to establish a criminal trespass in the first degree; and
- (3) Making technical, nonsubstantive amendments for style, clarity, and consistency.

HB72 HD1 HSCR HSG HMS 2009-2291

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As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 72, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 72, H.D. 1, and be referred to the Committee on Judiciary.

> Respectfully submitted on behalf of the members of the Committee on Housing,

Catmilla Rich

RIDA CABANILLA, Chai



State of Hawaii House of Representatives The Twenty-fifth Legislature



Record of Votes of the Committee on Housing

Bill/Resolution No.: HB72	Committee Referral: HSG JUD		Date: 2-11-D9	
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)				
HSG Members	Ayes	Ayes (WR)	Nays	Excused
1. CABANILLA, Rida (C)	k			
2. CHONG, Pono (VC)	×			
3. CHANG, Jerry L.				Ø
4. COFFMAN, Denny	×			
5. HAR, Sharon E.		and the second	Real Provide Street	
5. HAR, Sharon E.	X			and the second
6. HERKES, Robert N.				
				×
7. ITO, Ken	×			
8. LEE, Chris	×			
9. LUKE, Sylvia	X			
		and the second		
10. MORITA, Hermina M.	K			
	k			
11. SAGUM, Roland D., III				
12. CHING, Corinne W.L.				
12. Childe, Comme W.L.				
13. THIELEN, Cynthia				
TOTAL (13)	11			2
The recommendation is: Adopted If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				