STAND. COM. REP. NO. 1640

Honolulu, Hawaii

Apr: 19, 2009

RE:

S.B. No. 843

S.D. 1 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 Finance, to which was referred S.B. No. 843, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SENTENCING,"

begs leave to report as follows:

The purpose of this bill is to assist the court in rendering appropriate sentences by restoring a statutory provision that allows the court, in its discretion, to order a defendant who has been convicted of a felony or a misdemeanor to submit to mental or other medical observation and examination prior to being sentenced.

The Judiciary and Office of the Prosecuting Attorney of the County of Hawaii testified in support of this bill. The Department of the Attorney General and Department of the Prosecuting Attorney of the City and County of Honolulu provided comments.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 843, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

STAND. COM. REP. NO. 1640 Page 2

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

MARCUS R. OSHIRO, Chair

Stock 1640

## State of Hawaii House of Representatives The Twenty-fifth Legislature

## **Record of Votes of the Committee on Finance**

SB 843, SD1, HD1 HUS	Referral:	-IN Date	April 3	2009
☐ 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)				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)				
2. LEE, Marilyn B. (VC)	~			
3. AQUINO, Henry J.C.	<u> </u>			
4. AWANA, Karen Leinani				~
5. BROWER, Tom				
6. CHOY, Isaac W.	~			
7. COFFMAN, Denny	ب			
8. HAR, Sharon E.	-			
9. KEITH-AGARAN, Gilbert S.C.				
10. LEE, Chris				
11. NISHIMOTO, Scott Y.				
12. SAGUM, Roland D., III	~			
13. TOKIOKA, James Kunane	~			
14. WOOLEY, Jessica				
15. YAMASHITA, Kyle T.	V			
16. PINE, Kymberly Marcos		0.000 000000 500 500 500 500 500 500 500		
17. WARD, Gene				
TOTAL (17)	15	0	0	2
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature: Maily B. Lee				
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