STAND. COM. REP. NO. 476 -10

Honolulu, Hawaii 2010 5-526

RE: S.B. No. 898 S.D. 2 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Fifth State Legislature Regular Session of 2010 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 898, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CIVIL DEFENSE,"

begs leave to report as follows:

The purpose of this bill is to encourage private entities to make their facilities available for civil defense efforts during times of emergency by expanding the limitation of liability to include certain care homes and healthcare agencies, and schools.

The State Department of Defense testified in support of this bill. The Mayor of the County of Hawaii offered an amendment.

Your Committee has amended this bill by including natural disasters and man-made disasters in the category of events that trigger limited liability for private entities that make their facilities available to the public during times of emergency. Technical, nonsubstantive amendments were also made for clarity, consistency, and style.

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 S.B. No. 898, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 898, S.D. 2, H.D. 1.

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

RIKI KARAMATSU, Chair

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State of Hawaii House of Representatives The Twenty-fifth Legislature

HJCR 476-10

Record of Votes of the Committee on Judiciary

| 0 | | | | | |
|---|-------------------------------|---|-----------------|--------------|--|
| □ The committee is reconsidering its previous decis | sion on the measure. | | | | |
| The recommendation is to: Image: Pass, unamender Image: Pass short form Pass short form | | ss, with amendments (mmit for future public | | | |
| JUD Members | Ayes | Ayes (WR) | Nays | Excused | |
| 1. KARAMATSU, Jon Riki (C) | V | | | 1072 | |
| 2. ITO, Ken (VC) | V | | | | |
| 3. BELATTI, Della Au | / | | | | |
| 4. CABANILLA, Rida | V | | | | |
| 5. CARROLL, Mele | | | | V | |
| 6. HERKES, Robert N. | | | | | |
| 7. LUKE, Sylvia | V | | | | |
| 8. McKELVEY, Angus L.K. | ~ | | | | |
| 9. MIZUNO, John M. | 化 。在19月2日和19 | | | V | |
| 10. MORITA, Hermina M. | | | | V | |
| 11. OSHIRO, Blake K. | 1 | | | | |
| 12. SOUKI, Joseph M. | ~ | | | | |
| 13. TSUJI, Clift | - | | date summer of | | |
| 14. WAKAI, Glenn | 1 | | | | |
| 15. MARUMOTO, Barbara C. | ~ | | | | |
| 16. THIELEN, Cynthia | ~ | | | | |
| | | | | | |
| | | | | | |
| TOTAL (16) | 12 | | | 4 | |
| The recommendation is: Adopted If joint referral, _ | Not Atlop committee acronym | did not suppor | t recommendatio | n. | |
| Vice Chair's or designee's signature: | . K | | | | |
| Distribution: Original (White) – Committee | Duplicate (Yellow) | - Chief Clerk's Office | Duplicate (| Pink) – HMSO | |