STAND. COM. REP. NO. 571

Honolulu, Hawaii

Feb 18 , 2011

RE: H.B. No. 1009

H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2011 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1009 entitled:

"A BILL FOR AN ACT RELATING TO FINGERPRINT RETENTION BY HAWAII CRIMINAL JUSTICE DATA CENTER,"

begs leave to report as follows:

The purpose of this bill is to allow the State to retain fingerprints of employment and licensing applicants for whom criminal history record checks are authorized statutorily so the State may implement a statewide "Rapback" program using all information and records, including fingerprints, to provide relevant licensing agencies and employers an updated criminal record if a fingerprinted individual is subsequently arrested.

The Department of the Attorney General testified in support of this bill.

Your Committee has amended this measure by:

- (1) Limiting the records to be retained by the Hawaii Criminal Justice Center to records of fingerprints to comport with the title of this bill; and
- (2) Making technical, nonsubstantive changes 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 H.B. No. 1009, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1009, H.D. 1, and be referred to the Committee on Finance.

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

GILBERT KEITH-AGARAN, Chair

State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: HB 1009	Committee Referral:	JUD)FIN	Date: 2/10/11	
☐ 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 (W	(R) Nays	Excused
1. KEITH-AGARAN, Gilbert S.C.	(C) V			
2. RHOADS, Karl (VC)	V			
3. BROWER, Tom	V			
4. CABANILLA, Rida T.R.		,		
5. CARROLL, Mele				
6. HERKES, Robert N.				
7. ITO, Ken				
8. LUKE, Sylvia				
9. McKELVEY, Angus L.K.				
10. MORITA, Hermina M.		-		
11. OSHIRO, Blake K.	✓			
12. SOUKI, Joseph M.				
13. TSUJI, Clift				
14. FONTAINE, George R.				
15. MARUMOTO, Barbara C.				
16. THIELEN, Cynthia				
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TOTAL (16)	12	- 0	0	4
The recommendation is: Adopted If joint referral, did not support recommendation. committee acrosym(s)				
Vice Chair's or designee's signature:				
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