STAND. COM. REP. NO. 416

Honolulu, Hawaii

Feb 17 , 2011

RE: H.B. No. 555 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. 555 entitled:

"A BILL FOR AN ACT RELATING TO GRAFFITI,"

begs leave to report as follows:

The purpose of this bill is to rid the community of graffiti by requiring a person convicted of criminal property damage caused by graffiti to perform community service by removing any graffiti from property within an unspecified distance from the site of the offense; provided that:

- (1) The property owner consents; and
- (2) The act of removing the graffiti does not endanger the person or others or inconvenience the public.

The chairperson of the Honolulu City Council and several concerned individuals submitted testimony in support of this measure. The Judiciary and Office of the Public Defender provided comments.

Your Committee has amended this bill by:

(1) Setting the distance at 250 yards from the site of the offense, within which the convicted person can be required to remove graffiti from property; and

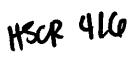
(2) Changing the effective date to January 7, 2050, to promote further discussion.

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. 555, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 555, H.D. 1, and be placed on the calendar for Third Reading.

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 555 Committee	e Referral:	ID Date:	2/3/11	
☐ 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 (WR)	Nays	Excused
1. KEITH-AGARAN, Gilbert S.C. (C)	V			
2. RHOADS, Karl (VC)	ノ			
3. BROWER, Tom	レ			
4. CABANILLA, Rida T.R.				
5. CARROLL, Mele				~
6. HERKES, Robert N.	/			
7. ITO, Ken	<i>'</i>			
8. LUKE, Sylvia	<u> </u>			
9. McKELVEY, Angus L.K.	<u> </u>			
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)	14	0	0	2
The recommendation is:  Adopted  If joint referral, did not support recommendation.  committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				