STAND. COM. REP. NO. 585

Honolulu, Hawaii **Feb 17**, 2011

RE: H.B. No. 781 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. 781 entitled:

"A BILL FOR AN ACT RELATING TO GAMING,"

begs leave to report as follows:

The purpose of this bill is to establish gaming in Hawaii. Specifically, this bill:

- Establishes the Hawaii Gaming Control Commission (Gaming Commission) to regulate gaming;
- (2) Limits the casino site to a Waikiki stand-alone facility, not located within a hotel; and
- (3) Appropriates \$5,000,000 for fiscal year 2011-2012 to fund the operations of the Gaming Commission, to be reimbursed by the casino licensee.

Radcliffe and Associates, LLC, SMS Research, and a concerned individual testified in support of this bill. The Honolulu Police Department, Hawaii Family Forum, Hawaii Catholic Conference, Hawaii Coalition Against Legalized Gambling, Pro-Family Hawaii, Hawaii Coalition, Hawaii County League of Women Voters, and numerous concerned individuals testified in opposition to this measure. The Office of Information Practices provided comments.

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Your Committee has amended this bill by:

- Clarifying the use of documentation provided to or used by the Gaming Commission upon reviewing an application by a licensee to protect privacy and confidentiality rights;
- (2) Adding provisions for a one-time license issuance fee;
- (3) Changing the wagering tax imposed on the monthly gross receipts received from casino gaming from six and threefourths percent to fifteen percent;
- (4) Deleting provisions concerning the confidentiality of casino licensure records;
- (5) Changing its effective date to January 7, 2059, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments 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. 781, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 781, 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.:CommitteeHD 781JUD1	Committee Referral:			Date: 21(7/1)	
□ 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)					
2. RHOADS, Karl (VC)					
3. BROWER, Tom					
4. CABANILLA, Rida T.R.		V			
5. CARROLL, Mele					
6. HERKES, Robert N.					
7. ITO, Ken	レ				
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					
TOTAL (16)	9	2	۲ ۲	γ	
The recommendation is: Adopted Not Adopted If joint referral,					
Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO					