Honolulu, Hawaii

Feb 6 , 2012

RE: H.B. No. 1716 H.D. 1

Honorable Calvin K.Y. Say Speaker, House of Representatives Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Human Services, to which was referred H.B. No. 1716 entitled:

"A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE,"

begs leave to report as follows:

The purpose of this measure is to strengthen protections for survivors of domestic abuse by:

- (1) Authorizing a court to issue a permanent protective order to prevent sexual offenses or child abuse; and
- (2) Expanding the definition of domestic abuse.

Specifically, this measure:

- (1) Establishes that if a protective order is intended to prevent sexual offenses or child abuse or a recurrence of such acts between family or household members, the court shall issue a permanent protective order; and
- (2) Amends the definition of domestic abuse to include sexual offenses or child abuse committed by one family or household member against another family or household member, regardless of age.

Two concerned individuals supported this measure. The Department of Human Services supported the intent of this measure.

Your Committee has amended this measure by:

- (1) Specifying that a permanent protective order shall be granted based on an act that would constitute felony sexual assault or felony child abuse; and
- (2) Changing its effective date to July 1, 2050, to facilitate further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1716, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1716, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on behalf of the members of the Committee on Human Services.

M. MIZUNO,

State of Hawaii House of Representatives The Twenty-sixth Legislature

H5CR82-12

Record of Votes of the Committee on Human Services

□ 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) HUS Members Ayes Ayes (WR) Nays Excused 1. MIZUNO, John M. (C) 2. JORDAN, Jo (VC) 3. BELATTI, Della Au 4. HANOHANO, Faye P. 5. LEE, Chris 6. MORIKAWA, Dee 7. WOOLEY, Jessica 8. YAMANE, Ryan I. 9. CHING, Corinne W.L. 10. PINE, Kymberly Marcos TOTAL (10) B TOTAL (10) Committee acrossyn(s) did not support recommendation.	Bill/Resolution No.: HB 1716	Committee Referral: HUS, JUD, F	Date	JAN 30,	2012.	
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Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO	Vice Chair's or designee's signature:	(1)	C			