Honolulu, Hawaii

March 2 , 2012

RE: H.B. No. 1791

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

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1791 entitled:

"A BILL FOR AN ACT RELATING TO HOMICIDE,"

begs leave to report as follows:

The purpose of this measure is to increase highway safety by:

- (1) Requiring driver's license revocations of up to ten years upon a conviction of manslaughter resulting from the operation of a motor vehicle;
- (2) Requiring driver's license revocations of up to five years upon conviction for negligent homicide in either the first or second degree;
- (3) Making imprisonment of up to two years a discretionary condition of probation for manslaughter convictions; and
- (4) Clarifying that probation is an available sentence for manslaughter.

The Department of the Attorney General, Office of the Prosecuting Attorney of the County of Hawaii, Department of the Prosecuting Attorney of the County of Maui, Honolulu Police Department, Maui Police Department, and Kauai Police Department testified in support of this measure.

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. 1791 and recommends that it pass Third Reading.

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

GILBERT KEITH AGARAN, Chair

HECR 731-12

State of Hawaii House of Representatives The Twenty-sixth Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:	Date:	2/16	/12
HB 1791	TRN JU	D	2 110	112
☐ 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) /			<u>-</u> .
2. RHOADS, Karl (VC)	✓,			
3. BROWER, Tom				
4. CABANILLA, Rida T.R.				
5. CARROLL, Mele				
6. COFFMAN, Denny				
7. HERKES, Robert N.				
8. ITO, Ken				
9. LUKE, Sylvia				
10. McKELVEY, Angus L.K.				-
11. SOUKI, Joseph M.				-
12. TSUJI, Clift				
13. FONTAINE, George R.				
14. MARUMOTO, Barbara C.				
15. THIELEN, Cynthia				
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TOTAL (15)	1(0	0	4
The recommendation is: Adopted				
If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				