STAND. COM. REP. NO. 3187

Honolulu, Hawaii

APR 0 5 2012

RE: H.B. No. 2598

H.D. 1

Honorable Shan S. Tsutsui President of the Senate Twenty-Sixth State Legislature Regular Session of 2012 State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred H.B. No. 2598, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PRE-SENTENCE REPORTS,"

begs leave to report as follows:

The purpose and intent of this measure is to update the presentence investigative process as it relates to convicted defendants by deleting the intake service center as an agency responsible for preparing the pre-sentence diagnosis and report for defendants and for giving notices of the Crime Victim Compensation Act and other specified restitution procedures.

Your Committee received testimony in support of this measure from the Department of Public Safety.

Your Committee finds that this measure updates the law relating to pre-sentence investigation process and reporting by deleting references to intake service centers as entities responsible for these duties. The Department of Public Safety testified that while intake service centers may assist with the pre-sentence investigation process, this responsibility is managed by the Judiciary, which has staff specifically allocated and trained to perform these tasks. Thus, this measure correctly designates pre-sentence investigation and reporting duties to the Judiciary.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report,

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your Committee is in accord with the intent and purpose of H.B. No. 2598, H.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

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

CLAYTON HEE, Chair

## The Senate Twenty-Sixth Legislature State of Hawai'i

## Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:*	Committee Referral:		Date: 1		
HB 2598, HD1	1 UDI		- i	3/28/	12
The committee is reconsidering its previous decision on this measure.					
If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)					
SHIMABUKURO, Maile (VC)		V			
GABBARD, Mike					
IHARA, Jr., Les					
SLOM, Sam		/			
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TOTAL		4			1
Recommendation:					
Adopted Not Adopted					
Chair's or Designee's Signature:					
/UUMI/L					
Distribution: Original	Yellow		Pink		
File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

<sup>\*</sup>Only one measure per Record of Votes