STAND. COM. REP. NO. 2488

Honolulu, Hawaii

MAR 0 1 2012

RE: S.B. No. 2056

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 S.B. No. 2056 entitled:

"A BILL FOR AN ACT RELATING TO THE PENAL CODE,"

begs leave to report as follows:

The purpose and intent of this measure is to require a defendant's probation officer to provide the court information regarding the defendant's compliance or non-compliance with the probation prior to the court determining whether to grant an early discharge from probation.

Your Committee received testimony in support of this measure from the Judiciary.

Your Committee finds that under existing law, the court may grant early discharge from probation without input from a defendant's probation officer regarding that defendant's compliance with probation terms. This measure serves as an additional tool for the courts to use in its determination of whether a defendant should be discharged from probation early.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2056 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:		Da	Date:	
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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)					
GABBARD, Mike					_
IHARA, Jr., Les	<u> </u>				V
SLOM, Sam					
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TOTAL		3			2
Recommendation:					
Adopted Not Adopted					
Chair's or Designee's Signature:					
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*Only one measure per Record of Votes