STAND. COM. REP. NO. 1578-12

Honolulu, Hawaii

April 5 , 2012

RE: S.B. No. 2579

S.D. 2 H.D. 3

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

Sir:

Your Committee on Finance, to which was referred S.B. No. 2579, S.D. 2, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO MINORS,"

begs leave to report as follows:

The purpose of this measure is to establish a new chapter in the Hawaii Revised Statutes for the safe harbor of sexually exploited children. In addition, this measure:

- (1) Expands the scope of the domestic violence and sexual assault special fund annual report to the legislature; and
- (2) Establishes that persons who are under eighteen and suspected of or charged with certain offenses relating to prostitution shall not be prosecuted.

Polaris Project, Equality Now, and several individuals supported this measure. The Department of Human Services, the Honolulu Police Department, and Harm Reduction Hawaii opposed this measure. The Department of Health, the Department of the Prosecuting Attorney of the City and County of Honolulu, IMUAlliance, and The Pacific Alliance to Stop Slavery commented on this measure.

Your Committee has amended this measure by:

- (1) Authorizing rather than requiring the Department of Human Services to establish the victim services program, and permitting the Department to take further action to implement the program;
- (2) Changing the date of submittal of the annual reports to the Legislature to September 1 of each year:
- (3) Authorizing, rather than requiring the Department of Human Services to develop a protocol for the interplay between exemption provisions for sexually exploited children established by this measure and other existing child protection statutes;
- (4) Changing the effective date to July 1, 2030, for the purpose of facilitating further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2579, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2579, S.D. 2, H.D. 3.

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

MARCUS R. OSHIRO, Chair

SB2579 HD3 HSCR FIN HMS 2012-3296-1

## State of Hawaii House of Representatives The Twenty-sixth Legislature



## **Record of Votes of the Committee on Finance**

Bill/Resolution No.: SB 2579 SD2 HD2	Committee Referral:	Date	3/29	1,0
-	HUS, JUD, FIN		3/21	
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)				
to recommend to recommend to recommend				
FIN Members	Ayes	Ayes (WR)	Nays	Excused
1. OSHIRO, Marcus R. (C)				
2. LEE, Marilyn B. (VC)	V		<del></del>	
3. CHOY, Isaac W.			1000	
4. CULLEN, Ty				
5. GIUGNI, Heather				
6. HAR, Sharon E.				
7. HASHEM, Mark J.				
8. ICHIYAMA, Linda	$\sqrt{\prime}$			
9. JORDAN, Jo				
10. KAWAKAMI, Derek S.K.				
11. LEE, Chris				
12. MORIKAWA, Dee				
13. TOKIOKA, James Kunane				
14. YAMASHITA, Kyle T.	<b>J</b> /			
15. MARUMOTO, Barbara C.				
16. RIVIERE, Gil		/		
17. WARD, Gene		_		
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TOTAL (17)	16	/	0	
The recommendation is: Adopted   Not Adopted				
If joint referral, did not support recommendation.				
Vice Chair's or designee's signature: Mairly 3. Lee				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				