STAND. COM. REP. NO. 2479

Honolulu, Hawaii

MAR 0 1 2012

RE: S.B. No. 3068

S.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 S.B. No. 3068 entitled:

"A BILL FOR AN ACT RELATING TO BAIL BONDS,"

begs leave to report as follows:

The purpose and intent of this measure is to streamline enforcement procedures for bail bondsmen regarding bail bond forfeitures.

Your Committee received testimony in support of this measure from the Da Kine Bail Bonds, Inc. The Judiciary submitted testimony in opposition to this measure.

Your Committee finds that the existing procedures for bail bond forfeitures is long and tedious, and fails to properly hold the bail bondsman and bail insurance company timely accountable for the forfeited bail bond. As a result, Da Kine Bail Bonds, Inc., testified that the State is unable to recoup approximately \$9,000,000 in forfeited bail bonds due to this process. While your Committee recognizes the concerns raised by the Judiciary, your Committee believes that this measure proposes a method that improves the procedures for the payment of forfeited bail bonds. As such, your Committee encourages the Judiciary and Da Kine Bail Bonds to continue the discussion on this matter and develop more streamlined language as this measure moves through the legislative process.

Your Committee has amended this measure by:

2012-0987 SSCR SMA.doc

- (1) Inserting an effective date of July 1, 2050, to ensure further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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. 3068, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 3068, S.D. 1, 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 Hawaiʻi

Record of Votes Committee on Judiciary and Labor JDL

Bill / Resolution No.:*	Committee Referral: D			e: , ,	
SB40U8	NDL 2/7/12				2
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					
SLOM, Sam					
	-				
					<u>_</u>
	<u> </u>				
		·			<u></u>
		· · · · · · · · · · · · · · · · · · ·			
					<u> </u>
		-			
			<u></u>		
					<u>-</u>
	<u> </u>				
TOTAL		7	_		
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

^{*}Only one measure per Record of Votes