

Honolulu, Hawaii

February 28, 2013

RE: H.B. No. 510

H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 510 entitled:

"A BILL FOR AN ACT RELATING TO DEFERRED ACCEPTANCE PLEAS,"

begs leave to report as follows:

The purpose of this measure is to protect the public by preventing the use of deferred acceptance of guilty pleas and deferred acceptance of nolo contendere pleas in cases involving defendants charged with an offense involving the killing of another person or a violation of an order, including a protective order, issued pursuant to Chapter 586, Hawaii Revised Statutes (HRS).

A concerned individual supported this measure. The Office of the Public Defender provided comments.

Your Committee has amended this measure by:

- (1) Removing superfluous language that expressly prohibited the use of deferred acceptance pleas for violations of protective orders issued pursuant to Chapter 586, HRS, since these violations are already included in the current prohibition for violations of any order under that chapter; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.



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. 510, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 510, H.D. 1, and be placed on the calendar for Third Reading.

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

Karl Rhoads

KARL RHOADS, Chair



