STAND. COM. REP. NO. 23

Honolulu, Hawaii

March 28

2013

RE: S.B. No. 2 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 S.B. No. 2 entitled:

"A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS,"

begs leave to report as follows:

The purpose of this measure is to include the use of a simulated firearm in the offenses of terroristic threatening in the first degree and robbery in the first degree.

The Department of the Prosecuting Attorney of the City and County of Honolulu and the Honolulu Police Department supported this measure. The Office of the Public Defender opposed this measure. The Hawaii Rifle Association submitted comments.

Your Committee has amended this measure by:

- (1) Expanding the definition of a "simulated firearm" to include any object that substantially resembles a firearm, can reasonably be perceived as a firearm, or is used or brandished as a firearm; 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 S.B. No. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2, 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, Chair



State of Hawaii House of Representatives The Twenty-seventh Legislature

Record of Votes of the Committee on Judiciary

Bill/Resolution No.: SB2	Committee Referral: JUD	Date:	3/12/13	
☐ 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 or recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)	X			
2. HAR, Sharon E. (VC)	, ,			
3. BELATTI, Della Au	,			X
4. BROWER, Tom	χ.			
5. CABANILLA, Rida T.R.				X
6. CARROLL, Mele	χ.			,
7. ITO, Ken	χ			
8. KAWAKAMI, Derek S.K.	X			
9. LEE, Chris	χ			
10. TSUJI, Clift	X			
11. WOOLEY, Jessica				<u> </u>
12. MCDERMOTT, Bob			X	
13. THIELEN, Cynthia	Х			
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TOTAL (13)	9		l	3
The recommendation is: Adopted				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				