Maych | 3 , 2016

RE: S.B. No. 2108

Honorable Joseph M. Souki Speaker, House of Representatives Twenty-Eighth State Legislature Regular Session of 2016 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2108 entitled:

"A BILL FOR AN ACT RELATING TO CRIMINAL PROCESS,"

begs leave to report as follows:

The purpose of this measure is to facilitate criminal investigations by amending the definition of "criminal process" to authorize the Department of the Attorney General and the prosecuting attorneys of the counties to issue administrative subpoenas for the purposes of criminal investigations. This measure permits the authorities to issue administrative subpoenas to obtain records held by entities located outside of the State.

The Department of the Attorney General and the Prosecuting Attorneys for the City and County of Honolulu and County of Kauai testified in support of this measure.

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. 2108 and recommends that it pass Second Reading and be referred to your Committee on Finance.

STAND. COM. REP. NO. 1995 -16
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Respectfully submitted on behalf of the members of the Committee on Judiciary,

KARL RHOADS, Chair

State of Hawaii House of Representatives The Twenty-eighth Legislature H(1045-1)

Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:			
56 2 vol				
The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD)				
Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. RHOADS, Karl (C)				
2. SAN BUENAVENTURA, Joy A.	(VC)			
3. BELATTI, Della Au		, "		
4. BROWER, Tom				
5. CREAGAN, Richard P.				
6. HASHEM, Mark J.				
7. KAWAKAMI, Derek S.K.				1200
8. LEE, Chris				
9. MORIKAWA, Dee				
10. NAKASHIMA, Mark M.				
11. TAKAYAMA, Gregg				
12. WOODSON, Justin H.				-
13. McDERMOTT, Bob				
14. THIELEN, Cynthia				/
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TOTAL (14)	1/			3
The recommendation is: Adopted Not Adopted				
If joint referral, did not support recommendation.				
Vice Chair's or designee's signature:				
Distribution: Original (White) Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				
Distribution. Original (writte) Committee Lupicate (Tellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				