Honolulu, Hawaii

FEB 1 3 2017

RE: S.B. No. 797

S.D. 1

Honorable Ronald D. Kouchi President of the Senate Twenty-Ninth State Legislature Regular Session of 2017 State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred S.B. No. 797 entitled:

"A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PROPERTY RIGHTS,"

begs leave to report as follows:

The purpose and intent of this measure is to establish the offense of criminal property damage to a public restroom as a misdemeanor.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual.

Your Committee finds that vandalism to restroom facilities in public parks is occurring more frequently. There have been numerous incidents of vandalism to these public restrooms, which result in a financial cost to repair or replace these restroom facilities and prevent the public from using and enjoying the parks. This measure helps to deter incidents of vandalism by establishing a separate criminal offense for damaging a public restroom located at a public park or recreational ground.

Your Committee has amended this measure by:

(1) Deleting language that refers to setting fire to a trash receptacle from the offense of criminal property damage to a public restroom; and

2017-1272 SSCR SMA.doc



(2) Inserting an effective date of January 7, 2059, to encourage further discussion.

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. 797, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 797, S.D. 1, and be referred to your Committee on Ways and Means.

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

GILBERT S.C. KEITH-AGARAN Chair

The Senate Twenty-Ninth Legislature State of Hawaiʻi

Record of Votes Committee on Judiciary and Labor JDL

SB 797	Committee Referral:			ate: 2/6/17	
The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to:					
The Recommendation is:					
Pass, unamended A Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye	Aye (WR)	Nay	Excused
KEITH-AGARAN, Gilbert S.C. (C)					
RHOADS, Karl (VC)					
GABBARD, Mike				, ,	
KIM, Donna Mercado					
THIELEN, Laura H.					
·			<u> </u>		·
		*.			
7					
				<u>.</u>	
,					
				-	
					i.
		,			
TOTAL		4	0	0)
Recommendation: Adopted Not Adopted					
Chair's or Designee's Signature:					
Distribution: Original File with Committee Re	Yellow Pink Goldenrod port Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes