STAND. COM. REP. NO. 1513-18

Honolulu, Hawaii

MAR 23 , 2018

RE: S.B. No. 2180

S.D. 1 H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Twenty-Ninth State Legislature Regular Session of 2018 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2180, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO LESSER INCLUDED OFFENSES,"

begs leave to report as follows:

The purpose of this measure is to clarify that defendants may be convicted of lesser included offenses in cases filed via felony complaint.

The County of Maui Department of the Prosecuting Attorney testified in support of this measure. The City and County of Honolulu Department of the Prosecuting Attorney provided comments.

Your Committee has amended this measure by expanding the types of cases in which a defendant may be convicted of lesser included offenses to include non-felony cases filed via complaint.

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. 2180, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2180, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

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

SCOTT Y. NISHIMOTO, Chair

## State of Hawaii House of Representatives The Twenty-ninth Legislature



## Record of Votes of the Committee on Judiciary

Bill/Resolution No.:	Committee Referral:			•		
SB 2180 SP1	JUD			03/14/2018		
☐ 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 to recommit for future public hearing (recommit)						
JUD Members	A	Ayes	Ayes (WR)	Nays	Excused	
1. NISHIMOTO, Scott Y. (C)						
2. SAN BUENAVENTURA, Joy A.	. (VC)					
3. BROWER, Tom						
4. LEE, Chris						
5. MORIKAWA, Dee			Barton New York of the State			
6. TAKAYAMA, Gregg						
7. MCDERMOTT, Bob						
8. THIELEN, Cynthia						
			·			
TOTAL (8)		4			2	
The recommendation is: Not Adopted						
If joint referral, did not support recommendation.						
Vice Chair's or designee's signature:						
Distribution: Original (White) - Committee						