STAND. COM. REP. NO. 948

Honolulu, Hawaii

FEB 28 ' 2019

RE: H.B. No. 1246

H.D. 1

Honorable Scott K. Saiki Speaker, House of Representatives Thirtieth State Legislature Regular Session of 2019 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1246 entitled:

"A BILL FOR AN ACT RELATING TO TRESPASS,"

begs leave to report as follows:

The purpose of this measure is to streamline the criteria for showing that a prior written warning or request to leave was made for purposes of making a complaint for criminal trespass in the second degree on commercial premises. Specifically, this measure provides that reasonable warning or request to leave the premises may be evidenced by a copy of the previously issued written warning or request, whether posted at the premises or retained by the county police department.

The Honolulu Police Department, Retail Merchants of Hawaii, and an individual testified in support of this measure. An individual testified in opposition. An individual provided comments.

Your Committee has amended this measure by changing its effective date to January 28, 2081.

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.

STAND. COM. REP. NO. 948
Page 2

1246, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1246, H.D. 1, and be placed on the calendar for Third Reading.

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

CHRIS LEE, Chair

State of Hawaii



Record of Votes of the Committee on Judiciary

H01246	Committee Referral:	Date:	aldia	
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	Ayes	Ayes (WR)	Nays	Excused
1. LEE, Chris (C)				,
2. SAN BUENAVENTURA, Joy A.	(VC)			onten Albertal Albertana
3. BROWER, Tom		NAME OF THE PARTY OF THE PARTY OF	SECURE OF STREET	
4. CREAGAN, Richard P.				
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5. LOWEN, Nicole E.		Constitution of the Consti		
6. McKELVEY, Angus L.K.				
7. MORIKAWA, Dee				
8. SAY, Calvin K.Y.				
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9. TAKAYAMA, Gregg				
10. YAMANE, Ryan I.				
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11. THIELEN, Cynthia				
	X-1			
4500				
199				
2,000				
mom 17 (44)	9			
TOTAL (11)				7
The recommendation is: Adopted If joint referral, did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				