

STAND. COM. REP. NO. 936 -22

Honolulu, Hawaii

MAR 04 , 2022

RE: H.B. No. 1486
H.D. 2

Honorable Scott K. Saiki
Speaker, House of Representatives
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Judiciary & Hawaiian Affairs, to which was referred H.B. No. 1486, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THEFT,"

begs leave to report as follows:

The purpose of this measure is to add theft of a motor vehicle, motorcycle, or moped to the offense of theft in the first degree.

Your Committee received testimony in support of this measure from the Office of the Prosecuting Attorney of the County of Hawai'i, Honolulu Police Department, and ten individuals. Your Committee received testimony in opposition to this measure from the Office of the Public Defender.

Your Committee finds that motor vehicles are an essential part of daily life. For many, it is a very costly investment and oftentimes the second largest investment a person can make aside from housing costs. Losing a motor vehicle to theft can cause immense financial hardship and inconvenience to a person by negatively impacting the person's ability to get to work or school and curtailing their personal and everyday activities. This measure recognizes the significant financial, social, and personal costs of motor vehicle theft.

2022-1758 HB1486 HD2 HSCR HMSO



Your Committee has amended this measure by deleting the inclusion of mopeds under the offense of theft in the first degree.

Your Committee suggests that further consideration be given to imposing a lesser penalty for theft of a motor vehicle or motorcycle, such as a class C felony regardless of the value of the motor vehicle or motorcycle.


As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1486, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1486, H.D. 2.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary &
Hawaiian Affairs,


MARK M. NAKASHIMA, Chair



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: HB 1486, HD1	Committee Referral: CPC, JHA	Date: 2-23-22		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
JHA Members	Ayes	Ayes (WR)	Nays	Excused
1. NAKASHIMA, Mark M. (C)	✓			
2. MATAYOSHI, Scot Z. (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. KOBAYASHI, Dale T.	✓			
5. LoPRESTI, Matthew S.	✓			
6. LOWEN, Nicole E.	✓			
7. McKELVEY, Angus L.K.	✓			
8. NAKAMURA, Nadine K.	✓			
9. TAKUMI, Roy M.	✓			
10. TOKIOKA, James Kunane	✓			
11. WARD, Gene	✓			
TOTAL (11)	11	0	0	0
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small>committee acronym(s)</small>				
Vice Chair's or designee's signature: 				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				