

STAND. COM. REP. NO. 3560

Honolulu, Hawaii

MAR 30 2022

RE: H.B. No. 1486
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-First State Legislature
Regular Session of 2022
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1486, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THEFT,"

begs leave to report as follows:

The purpose and intent of this measure is to amend the offense of theft in the first degree to specifically include theft of a motor vehicle or motorcycle.

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

Your Committee finds that most motor vehicle thefts are currently prosecuted under the Hawaii Penal Code offenses of unauthorized control of a propelled vehicle or theft in the second degree, for property the value of which exceeds \$750. Both of these offenses are class C felonies, with a maximum penalty of up to \$10,000 and five years of imprisonment. Your Committee further finds that growing concerns over motor vehicle theft have led to the public's desire for stiffer penalties. This measure will elevate the offense of theft of a motor vehicle to a class B



felony, with a maximum penalty of up to \$25,000 and ten years of imprisonment.

Your Committee has amended this measure by making it effective upon its approval.

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. 1486, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1486, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.

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



KARL RHOADS, Chair



The Senate
 Thirty-First Legislature
 State of Hawai'i

**Record of Votes
 Committee on Judiciary
 JDC**

Bill / Resolution No.:*	Committee Referral:	Date:
HB1486, HD2	JDC	03-22-22

The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
RHOADS, Karl (C)	/			
KEOHOKALOLE, Jarrett (VC)	/			
ACASIO, Laura		/		
GABBARD, Mike	/			
KIM, Donna Mercado	/			
LEE, Chris				/
FEVELLA, Kurt				/
TOTAL	4	1	—	2

Recommendation: Adopted Not Adopted

Chair's or Designee's Signature: *Karl Rhoads*

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*Only one measure per Record of Votes