STAND. COM. REP. NO. 1923-22

Honolulu, Hawaii , 2022 APP 0 8 RE: S.B. No. 2091 S.D. 1 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 S.B. No. 2091, S.D. 1, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EXECUTIVE PARDONS,"

begs leave to report as follows:

The purpose of this measure is to establish a comprehensive application process for executive pardons.

Your Committee received testimony in support of this measure from the Crime Victim Compensation Commission, Department of the Prosecuting Attorney of the County of Maui, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Hawai'i, Mothers Against Drunk Driving Hawaii Advisory Board, Hawai'i State Coalition Against Domestic Violence, Statewide Automated Victim Notification System Governance Committee, The Sex Abuse Treatment Center, and five individuals. Your Committee received testimony in opposition to this measure from the Hawaii Paroling Authority, American Civil Liberties Union of Hawai'i, and one individual. Your Committee received comments on this measure from the Department of Public Safety.

Your Committee finds that county prosecutors and crime victims in Hawaii do not receive advance notice of applications



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for executive pardons. Your Committee further finds that this measure will allow prosecutors and victims to provide input for the Governor's consideration.

Your Committee has amended this measure by:

- (1) Specifying that the Hawaii Paroling Authority shall determine the relevant documents that applicants must submit for investigation to commence; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

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 S.B. No. 2091, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 2091, S.D. 1, H.D. 2.

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

NAKASHIMA, Chair



State of Hawaii House of Representatives The Thirty-first Legislature



Record of Votes of the Committee on Judiciary & Hawaiian Affairs

Bill/Resolution No.: SB 2091, S		Committee Referral: D C.HV, JHA		ate: 3-30-22		
The committee is reconside	ring its previous decis	sion 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)						
JHA Members		Ayes	Ayes (WR)	Nays	Excused	
1. NAKASHIMA, Mark M. (C)						
2. MATAYOSHI, Scot Z	. (VC)					
3. ICHIYAMA, Linda						
			<u></u>			
4. KOBAYASHI, Dale T	l ● 					
5. LoPRESTI, Matthew	S.					
6. LOWEN, Nicole E.						
	a sa Bandara a da ana a sa a					
7. McKELVEY, Angus I						
				ne za elektrika da e Elektrika da elektrika		
8. NAKAMURA, Nadine	e K.					
9. TAKUMI, Roy M.						
10 TOVIOVA James V.			<u> </u>			
10. TOKIOKA, James Ku	mane					
11. WARD, Gene						
11. WARD, Gene						
·						
TOTAL	(11)	9	Q	Ø	2	
The recommendation is:	Adopted	Not Adop	ted			
If joint referral, did not support recommendation. committee acronym(s)						
Vice Chair's or designee's sig	Vice Chair's or designee's signature:					
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO						