STAND. COM. REP. NO. 2815

Honolulu, Hawaii

MAR 0 1 2024

RE: S.B. No. 2631

Honorable Ronald D. Kouchi President of the Senate Thirty-Second State Legislature Regular Session of 2024 State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred S.B. No. 2631 entitled:

"A BILL FOR AN ACT RELATING TO ARREST PHOTOGRAPHS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- Prohibit commercial website operators from publishing mugshots; and
- (2) Establish exemptions.

Your Committee received no testimony on this measure.

Your Committee finds that booking or arrest photographs, also known as mugshots, are publicly available on law enforcement websites and sometimes utilized for commercial purposes. However, the availability of mugshots for commercial consumption can be extremely harmful to one's reputation and compromises possible employment opportunities. As arrests regularly occur without resulting in actual criminal charges, widespread publication of booking or arrest photographs may be distressing for the individual depicted in the photograph. Therefore, this measure clarifies the usage of booking or arrest photographs to prohibit certain uses that may harm the individual depicted.



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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. 2631 and recommends that it pass Third Reading.

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

/ and Mbrock

KARL RHOADS, Chair



The Senate Thirty-Second Legislature State of Hawaiʻi

Record of Votes Committee on Judiciary JDC

Bill / Resolution No.:*	Committee Referral:		Da	Date:	
SB 2631	CPN, JDC			02 27 24	
The Committee is reconsidering its previous decision on this measure.					
The Recommendation is:					
Pass, unamended Pass, with amendments Hold Recommit 2312 2311 2310 2313					
Members		Aye 🖊	Aye (WR)	Nay	Excused
RHOADS, Karl (C)					
GABBARD, Mike (VC)					
ELEFANTE, Brandon J.C.			1/		
SAN BUENAVENTURA, Joy A.					
AWA, Brenton					
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	<u></u>	7			
TOTAL		3		1	
Recommendation:					
Chair's or Designee's Signature:					
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy					

*Only <u>one</u> measure per Record of Votes