

STAND. COM. REP. NO. 3

Honolulu, Hawaii
August 3, 2000

RE: GOV. MSG. NO. 2

Honorable Norman Mizuguchi
President of the Senate
Twentieth State Legislature
Special Session of 2000
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred Governor's Message No. 2, submitting for study and consideration the nomination of:

DERRICK H. M. CHAN, gubernatorial nominee to the Circuit Court of the First Circuit, for a term of Ten Years,

begs leave to report as follows:

Upon review of the background information submitted by the nominee, your Committee finds that Derrick H.M. Chan holds a B.A. degree from the University of Hawaii and a J.D. degree from the California Western School of Law. Mr. Chan has served in the Department of the Attorney General, the Office of the Public Defender, and the Office of the Prosecuting Attorney of the County of Kauai. His professional and community activities include AYSO, the Iolani Ohana Organization, Moana Girls' Athletic Club, and Danceworks Kids.

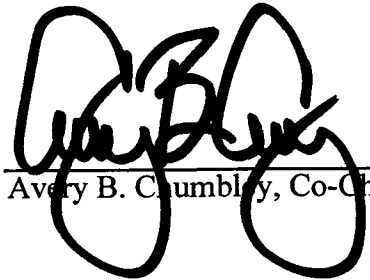
Testimony in support of the nominee was submitted to your Committee by: the Federal Social Security Administration; a Deputy Attorney General; eighteen members of the Office of the Public Defender; four members of the Prosecuting Attorney of the Counties of Hawaii, Kauai and Maui; the Hawaii State Bar Association; the Hawaii Carpenters Union; thirty members of the legal community; five private businesses; and eight private citizens. All testimony unanimously supported the nomination of Mr. Chan by indicating that he is honest, even-tempered, fair, and diligent. Further, testifiers acknowledged that Mr. Chan possesses a strong work ethic, intelligence, and the dedication that makes him highly qualified to serve as a Circuit Court Judge in the First Circuit.

Your Committee members diligently questioned the nominee regarding the qualities he will bring to the circuit court, including his experience with criminal court cases, and his lack of experience with civil cases. In addition, the Committee discussed with Mr. Chan his views of

alternatives to trials, such as Drug Court, and the importance of drug treatment. Your Committee believes that the nominee adequately responded to the Committee's inquiries.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee, after full consideration of the background, character, experience, and qualifications of the nominee, has found the nominee to be qualified for the position to which nominated and recommends that the Senate consent to the nomination.

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



Avery B. Cumberly, Co-Chair



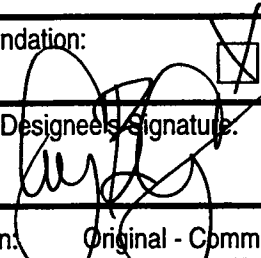
Matt Matsunaga, Co-Chair

The Senate
Twentieth Legislature
State of Hawaii

Record of Votes of the
Committee on Judiciary
(Advise and Consent/Consent)

Governor's Message No.:*	Judiciary Communication No.:*	Committee Referral:	Date:
2		JDC	08/03/00
Total number of nominations contained in the GM/JC:		If the Committee is voting on a deferred nomination(s), the name(s) of the deferred nominee(s) is/are:	
1			
If the Committee is reconsidering its decision on a previous action, then the reconsideration is:			
<input type="checkbox"/> On the entire GM/JC <input type="checkbox"/> On the following name(s): _____			
For Nonjudicial Appointments, the Recommendation is to:			
<input type="checkbox"/> Advise & Consent <input type="checkbox"/> Advise & Consent with Exception (see below) <input type="checkbox"/> Not Advise & Consent			
For Judicial Appointments, the Recommendation is to:			
<input checked="" type="checkbox"/> Consent <input type="checkbox"/> Consent with Exception (see below) <input type="checkbox"/> Not Consent			
Exception:			
Name(s) of person(s) whose nomination(s) has/have been withdrawn:			

Name(s) of person(s) whose nomination(s) is/are not being considered on this Record of Votes. (See Note)			

Note: A separate vote on a recommendation to: (1) not advise and consent/consent; or (2) to advise and consent/consent on the nominations contained on this GM/JC but deferred to a later date; must be taken using a separate Record of Votes.			
Code	Members	Ayes	Ayes(WR)
103	CHUMBLEY, Avery B. (C)	X	
116	MATSUNAGA, Matt (C)	X	
105	CHUN OAKLAND, Suzanne	X	
110	IHARA, Les, Jr.	X	
120	SAKAMOTO, Norman	X	
123	TANAKA, Joe	X	
100	ANDERSON, Whitney	X	
TOTAL		7	0
		0	0
Recommendation:			
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted			
Chair's or Designee's Signature:			
			
Distribution:			
Original - Committee		Yellow - Clerk's Office	Pink - Drafting Agency

*Do not list more than one GM/JC per Record of Votes.