

HOUSE OF REPRESENTATIVES
THE TWENTY-FIFTH LEGISLATURE
REGULAR SESSION OF 2010

COMMITTEE ON JUDICIARY

Rep. Jon Riki Karamatsu, Chair

Rep. Ken Ito, Vice Chair

Rep. Della Au Belatti	Rep. Hermina M. Morita
Rep. Rida Cabanilla	Rep. Blake K. Oshiro
Rep. Mele Carroll	Rep. Joseph M. Souki
Rep. Robert N. Herkes	Rep. Clift Tsuji
Rep. Sylvia Luke	Rep. Glenn Wakai
Rep. Angus L.K. McKelvey	Rep. Barbara C. Marumoto
Rep. John M. Mizuno	Rep. Cynthia Thielen

NOTICE OF HEARING

DATE: Tuesday, March 16, 2010
TIME: 2:15 p.m.
PLACE: Conference Room 325
State Capitol
415 South Beretania Street

A G E N D A

SB 2116, SD2 (SSCR2542) Status	RELATING TO INDEMNIFICATION OF COUNTY AGENCIES. Authorizes the governor to delegate to the superintendent of education the authority to agree to indemnify, defend, and hold harmless a county agency, its officers, agents, and employees, under certain circumstances, when the use of county property will be for a school purpose or function. (SD2)	JUD, FIN
SB 2534, SD2 (SSCR2632) Status	RELATING TO BAIL. Requires law enforcement agencies to accept cash bonds, certified copies of pre-filed bonds, and original surety or own recognizance bonds when the court is closed, including during nights, weekends, and holidays. Specifies from whom bail may be accepted. Requires prompt release after acceptance of bail. Requires bond filing fee. (SD2)	JUD, FIN
SB 2150 (SSCR2377) Status	RELATING TO APPELLATE JURISDICTION. Permanently establishes the jurisdictional responsibilities of the appellate courts.	JUD, FIN
SB 2752, SD1 (SSCR2618) Status	RELATING TO TAX ADMINISTRATION. Provides for a cost recovery order issuable by the circuit court for investigation costs when a taxpayer is convicted of or pleads guilty or no contest to tax crimes.	JUD, FIN
SB 930, HD1 (HSCR1006) Status	RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES. Provides for medical expenses and immunity from liability for licensed medical personnel providing volunteer medical services on behalf of the State or a county. Effective July 1, 2020. (SB930 HD1)	HLT, JUD, FIN

SB 2726, SD2, HD1 (HSCR728-10) Status	RELATING TO TIME FRAMES TO REGAIN FITNESS TO PROCEED. Establishes specific time frames for a commitment or release on conditions when unfit defendants are charged with non-violent petty misdemeanors (60 days) and non-violent misdemeanors (120 days). Effective July 1, 2025. (SB2726 HD1)	HLT, JUD, FIN
SB 2937, SD1 (SSCR2507) Status	RELATING TO INFORMATION PRACTICES. Enacts an abuse of process law for vexatious requesters of public records. Effective January 1, 2050. (SD1)	JUD
SB 2441, SD2 (SSCR2608) Status	RELATING TO ENDANGERED SPECIES. Establishes the crime of intentional or knowing taking of a Hawaiian monk seal as a class C felony. Effective 7/1/50. (SD2)	WLO, JUD
SB 2772, SD2 (SSCR2535) Status	RELATING TO VETERINARY MEDICINE. Permits the board of veterinary medicine to revoke or suspend a license or fine a licensee for conduct or practice that violates recognized principles of veterinary medical ethics. (SD2)	CPC, JUD
SB 950, SD2, HD1 (HSCR715-10) Status	RELATING TO ELECTRIC GUNS. Authorizes law enforcement officers of the department of public safety and conservation and resources enforcement officers of the department of land and natural resources to use electric guns and related equipment while performing their duties. Effective July 1, 2050. (HB950 HD1)	PBS/WLO, JUD, FIN
SB 2863, SD2, HD1 (HSCR709-10) Status	RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD. Enables encumbrance of motor vehicle titles for outstanding judgments payable to the State or a county by allowing recordation in a county director of finance's "tax lien and encumbrance record" with an exemption for state or county agencies from paying the statutory fee. Provides certain exceptions. (SB2863 HD1)	TRN, JUD, FIN
SB 2818, SD2, HD1 (HSCR713-10) Status	RELATING TO ENVIRONMENTAL PROTECTION. Reduces the membership of the environmental council from 15 to 9 and establishes the environmental review special fund.	EEP/WLO/EBM, JUD, FIN
SB 2249, SD1, HD1 (HSCR691-10) Status	RELATING TO THE PENAL CODE. Makes it a class C felony to assault a water safety officer who is engaged in the performance of duty. (SB2249 HD1)	WLO, JUD
SB 2081, SD2, HD1 (HSCR711-10) Status	RELATING TO LITTER CONTROL. Increases the fine for littering. Requires moneys to be deposited into the county general fund for the county that imposed the fine or if the fine is imposed by the state, into the Environmental Management Special Fund (Special Fund). Authorizes moneys in the Special Fund to be used for enforcing the litter control law and criminal littering law. (SB2081 HD1)	EEP, JUD, FIN
SB 2799, SD2 (SSCR2537) Status	RELATING TO UNIFORM REAL PROPERTY TRANSFER ON DEATH. Adopts Uniform Real Property Transfer on Death Act. Allows owner of real property to designate beneficiaries to receive real property upon death of owner without requirements of probate or formalities of wills. Effective July 1, 2050. (SD2)	JUD, FIN

[SB 2716, SD2, HD1](#)
[\(HSCR736-10\)](#)
[Status](#)

RELATING TO CHILD PROTECTIVE ACT.
 Establishes child protective provisions in the Hawaii Revised Statutes that are consistent with federal Title IV-E provisions. Effective July 1, 2050. (SB2716 HD1)

HUS, JUD, FIN

[SB 2045, SD1](#)
[\(SSCR2512\)](#)
[Status](#)

RELATING TO CRIME.
 Establishes class A and B felony sexual human trafficking offenses, and provisions related to prosecution of the offenses. Effective July 1, 2050. (SD1)

JUD

DECISION MAKING TO FOLLOW

Persons wishing to offer comments should submit testimony at least 24 hours prior to the hearing with a transmittal cover indicating:

- Testifier's name with position/title and organization;
- The Committee the comments are directed to;
- The date and time of the hearing;
- Measure number; and
- The number of copies the Committee is requesting.

While every effort will be made to copy, organize, and collate all testimony received, materials received on the day of the hearing or improperly identified or directed to the incorrect office, may be distributed to the Committee after the hearing.

Submit testimony in ONE of the following ways:

PAPER: one copy (including an original) to Room 302 in the State Capitol;

FAX: For comments less than 5 pages in length, transmit to 586-8494 (for Oahu) or 1-800-535-3859 (for Neighbor Islanders without a computer to submit testimony through e-mail or the Web);

EMAIL: For comments less than 5 pages in length, transmit to JUDtestimony@Capitol.hawaii.gov ; or

WEB: For comments less than 4MB in size, transmit from the Web page at <http://www.capitol.hawaii.gov/emailtestimony>.

Testimony submitted will be placed on the Legislative Web site after the hearing adjourns. This public posting of testimony on the Web site should be considered when including personal information in your testimony.

If you require special assistance or auxiliary aids and/or services to participate in the House public hearing process (i.e., sign or foreign language interpreter or wheelchair accessibility), please contact the Committee Clerk at 586-8490 or email your request for an interpreter to HouseInterpreter@Capitol.hawaii.gov at least 24 hours prior to the hearing for arrangements. Prompt requests submitted help to ensure the availability of qualified individuals and appropriate accommodations.

Selected meetings are broadcast live. Check the current legislative broadcast schedule on the "Capitol TV" Web site at www.capitoltv.org OR call 550-8074.

Rep. Jon Riki Karamatsu
 Chair