

Honolulu, Hawaii

Feb 8, 2006

RE: H.B. No. 2207
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Third State Legislature
Regular Session of 2006
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 2207 entitled:

"A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT,"

begs leave to report as follows:

The purpose of this bill is to protect victims of sexual assault by reenacting provisions that define:

- (1) What behavior constitutes the crime of continuous sexual assault of a minor under the age of 14 years; and
- (2) What constitutes the unanimity that is required to convict a person of this crime.

The Department of the Attorney General, Department of the Prosecuting Attorney of the City and County of Honolulu, County of Hawaii Police Department, Hawaii Hotel & Lodging Association, Hawaii Family Forum, Hawaii Catholic Conference, Sex Abuse Treatment Center, and a concerned individual testified in support of this measure. The Office of the Public Defender opposed this measure.

Your Committee has amended this bill by:

- (1) Changing the effective date to upon ratification of constitutional amendments authorizing the Legislature to define what behavior constitutes a continuing course of



conduct in sexual assault crimes committed against minors under the age of 14; and

- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 2207, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2207, H.D. 1, and be placed on the calendar for Third Reading.

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

Sylvia Luke
for SYLVIA LUKE, Chair



