

Honolulu, Hawaii

April 27, 2006

RE: H.B. No. 2299  
H.D. 1  
S.D. 1  
C.D. 1

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

Honorable Robert Bunda  
President of the Senate  
Twenty-Third State Legislature  
Regular Session of 2006  
State of Hawaii

Sir:

Your Committee on Conference on the disagreeing vote of the House of Representatives to the amendments proposed by the Senate in H.B. No. 2299, H.D. 1, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CHAPTER 803,"

having met, and after full and free discussion, has agreed to recommend and does recommend to the respective Houses the final passage of this bill in an amended form.

The purpose of this bill is to specify the exact procedure that must be used by the police before entering a home to arrest a person suspected of a crime.

Your Committee on Conference has amended this bill by:

- (1) Specifying procedures to be used by an officer or person making an arrest in two situations as follows:
  - (A) In the case of an arrest with warrant, the officer or person shall first knock on the door and state in a



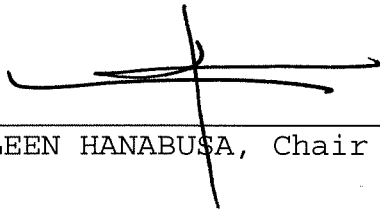
loud voice "Police!" or the equivalent as "Sheriff!" and "We have a warrant! Open the door!"; or

- (B) In the case of a lawful arrest without warrant, the officer or person shall first knock on the door and state in a loud voice "Police!" or the equivalent as "Sheriff!" and "You are under arrest! Open the door!";
- (2) Clarifying that the procedures are to be used absent exigent circumstances; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 2299, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 2299, H.D. 1, S.D. 1, C.D. 1.

Respectfully submitted on behalf  
of the managers:

ON THE PART OF THE SENATE



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COLLEEN HANABUSA, Chair

ON THE PART OF THE HOUSE



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SYLVIA LUKE, Chair



