

STAND. COM. REP. NO.

2549

Honolulu, Hawaii

MARCH 2, 2006

RE: S.B. No. 2600
S.D. 1

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

Sir:

Your Committee on Judiciary and Hawaiian Affairs, to which
was referred S.B. No. 2600 entitled:

"A BILL FOR AN ACT RELATING TO ELECTRONIC COURT RECORDS,
DOCUMENTS, PROCESSES, AND CERTIFICATES,"

begs leave to report as follows:

The purpose of this measure is to allow court process records
or documents to be created, retained, and stored electronically
and converted to electronic form. This measure also allows for
court documents and records to be electronically signed and
sealed.

Testimony in support of this measure was submitted by the
Judiciary.

Your Committee finds that the measure as currently drafted
may be vulnerable to challenge in the courts. The provisions
contained in subsection (a) of section 2 of the measure describe a
"seal," but this language does not suggest a logical connection
that is germane to the title of the bill, "Electronic Court
Records." In response to this concern, the Attorney General has
opined that this problem would be avoided by amending the title of
section 606-3, Hawaii Revised Statutes.

Your Committee has amended this measure by amending the title
of section 606-3, Hawaii Revised Statutes, as recommended by the
Attorney General.



As affirmed by the record of votes of the members of your Committee on Judiciary and Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2600, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2600, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Hawaiian Affairs,

A handwritten signature in black ink, appearing to be 'C. Hanabusa', written over a horizontal line.

COLLEEN HANABUSA, Chair



