

THE SENATE  
THE TWENTY-THIRD LEGISLATURE  
REGULAR SESSION OF 2006

'06 FEB 23 P4:11

COMMITTEE ON JUDICIARY AND HAWAIIAN AFFAIRS

Senator Colleen Hanabusa, Chair

Senator Clayton Hee, Vice Chair

**MEASURES DEFERRED TO MONDAY, FEBRUARY 27, 2006**

TIME: 9:00 a.m.  
PLACE: Conference Room 229  
State Capitol  
415 South Beretania Street

DECISION MAKING ON THE FOLLOWING MEASURE(S):

(Deferred from Thursday, February 23, 2006)

- |                              |  |              |
|------------------------------|--|--------------|
| SB 2581                      | RELATING TO THE BACKLOG IN UNSERVED ARREST WARRANTS.<br>Requires the judiciary to adopt procedures to reduce backlog of unserved arrest warrants by: (1) establishing amnesty program by which persons charged with an offense for which fines, but no imprisonment, are authorized and for whom an arrest warrant was issued may surrender without being arrested or having to post bail; and (2) authorizing service of warrants by retired police and public safety officers. | JHW          |
| SB 2242<br>(SSCR2172)        | RELATING TO GOVERNMENT TORT LIABILITY.<br>Makes permanent the liability protections for warning signs in public beach park cases and the liability protections in lifeguard cases, which will sunset on 6/30/07.   | BED/IGA, JHW |
| SB 2134<br>SD1<br>(SSCR2002) | RELATING TO INTERNATIONAL MATCHMAKING.<br>Adds abuse orders of protection issued against the person as information that must be disclosed by a Hawaii resident as part of the resident's marital history information in dealings with international matchmaking organizations. (SD1)   | EIA, JHW     |
| SB 2357<br>(SSCR2179)        | RELATING TO SECTION 13 OF ACT 380, SESSION LAWS OF HAWAII 1997.<br>Removes the sunset date (07/01/07) on the use of new safe harbor agreements, habitat conservation plans, and incidental take licenses as recovery options for conserving and protecting the State's endangered species.   | EIA/WLA, JHW |
| SB 2850<br>SD1<br>(SSCR2018) | RELATING TO LITTER CONTROL.<br>Increases the mandatory minimum fines for littering violations, including littering from a motor vehicle, littering in public, and criminal littering. (SD1)  | EIA/IGA, JHW |



SB 2795  
SD1  
(SSCR2435)

RELATING TO EDUCATION.  
Repeals the transfer of functions from the department of human services to the department of education regarding employment background checks specified in Act 51, Session Laws of Hawaii 2004. (SD1)

HMS/EDM, JHW

SB 2733  
SD1  
(SSCR2381)

RELATING TO EDUCATION.  
Assigns burden of proof to the DOE in initial challenges to IEP in administrative hearings brought under the Individuals with Disabilities Education Act; shifts burden to parent or guardian in subsequent challenges following ruling adverse to parent or guardian. (SD1)

EDM, JHW

SB 3273  
SD1  
(SSCR2482)

RELATING TO SUBSTANCE ABUSE.  
Makes permanent provisions allowing a child who violates the zero tolerance policy for drugs and alcohol in public schools to return to school earlier than indicated in the original disciplinary determination following the completion of a substance abuse assessment and related treatment or counseling. Requires public schools to screen students facing substance abuse-related discipline to determine if there is a need for a substance abuse assessment referral. Requires the parent or legal guardian of a child facing discipline but who has been assessed as not needing treatment to consent to follow-up counseling for the child's family. Requires school administrators to review and determine the nature and severity of the child's offense, its impact on others, the offender's age, and whether the child is a repeat offender. Allows certified substance abuse counselors to conduct substance abuse assessments qualifying individuals for substance abuse-related insurance benefits. Requires assessments to be completed within ten days for children facing substance abuse-related school discipline. (SD1)

EDM/HTH, JHW

No testimony will be accepted.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-6916.

