

STAND. COM. REP. NO.

1128

Honolulu, Hawaii

MAR 21 2007

RE: H.B. No. 1158

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
H.B. No. 1158 entitled:

"A BILL FOR AN ACT RELATING TO ARSON,"

begs leave to report as follows:

The purpose of this measure is to clarify that arson property
damage over ten thousand square feet qualifies for special
sentencing.

In addition, the measure amends the misdemeanor offense of
arson in the fourth degree to include recklessness to the state of
mind requirement in the commission of arson.

Your Committee finds that the current law regarding arson
states that the damage to the property must be exactly ten
thousand square feet to qualify for special sentencing
considerations. The bill provides that for special sentencing,
the damage be ten thousand square feet or more.

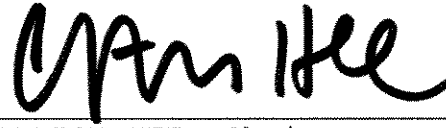
Your Committee heard testimony in support of and against the
bill, respectively, from the Honolulu Prosecuting Attorney's
Office and the Public Defender's Office.

As affirmed by the record of votes of the members of your
Committee on Judiciary and Labor that is attached to this report,
your Committee is in accord with the intent and purpose of H.B.
No. 1158, and recommends that it pass Second Reading and be placed
on the calendar for Third Reading.

HB1158 SSCR JDL.doc



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




CLAYTON HEE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:*	Committee Referral:	Date:
<i>HB 1158</i>	<i>JDL</i>	<i>3-12-07</i>
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____		
The Recommendation is:		
<input checked="" type="checkbox"/> Pass, unamended <small>2312</small>		
<input type="checkbox"/> Pass, with amendments <small>2311</small>		
<input type="checkbox"/> Hold <small>2310</small>		
<input type="checkbox"/> Recommit <small>2313</small>		
Members	Aye	Aye (WR)
Nay	Excused	
HEE, Clayton (C)	✓	
KOKUBUN, Russell S. (VC)		✓
INOUE, Lorraine R.		✓
NISHIHARA, Clarence K.	✓	
GABBARD, Mike	✓	
TOTAL	<i>3</i>	<i>2</i>
Recommendation:		
<input checked="" type="checkbox"/> Adopted		
<input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature:		
		
Distribution:	Original	Yellow
File with Committee Report	Clerk's Office	Pink
		Drafting Agency

*Only one measure per Record of Votes