

STAND. COM. REP. NO.

1194

Honolulu, Hawaii

MAR 22 2007

RE: H.B. No. 1204

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. 1204 entitled:

"A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE,"

begs leave to report as follows:

The purpose of this measure is to eliminate the requirement that arrest citations contain an offender's full social security number and to authorize the verification of arrest citations and traffic crime complaints by declaration in accordance with the court rules.

Your Committee heard testimony from the Judiciary in support of the bill. There was no opposition to the bill.

Your Committee finds that court records are public records and the citation is a part of the court record. Requiring a full social security number in a public record facilitates identity theft. The elimination of the full social security number would eliminate the misuse of such information.

Your Committee further finds that allowing the use of declarations in lieu of affidavits for arrest citations and traffic crime complaints is consistent with current rules of court, and would not harm the offender's right to challenge the veracity of the officer. In addition, the use of declarations would allow for more timely processing of citations and complaints, and would save space on citation forms.



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. 1204, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

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

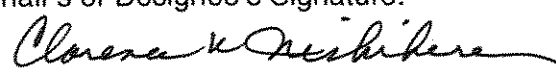


CLAYTON HEE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
 Committee on Judiciary and Labor
 JDL

Bill / Resolution No.:*	Committee Referral:	Date:
HB 1204	JDL	3/9/07
<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 2312 <input type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313		
Members	Aye	Aye (WR)
Nay	Excused	
HEE, Clayton (C)	✓	
KOKUBUN, Russell S. (VC)		✓
INOUE, Lorraine R.		✓
NISHIHARA, Clarence K.	✓	
GABBARD, Mike	✓	
TOTAL	3	2
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted		
Chair's or Designee's Signature: 		
Distribution: Original Yellow Pink File with Committee Report Clerk's Office Drafting Agency		

*Only one measure per Record of Votes