

STAND. COM. REP. NO.

495

Honolulu, Hawaii

FEB 16 2007

RE: S.B. No. 1346

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

Madam:

Your Committee on Health, to which was referred S.B. No. 1346
entitled:

"A BILL FOR AN ACT RELATING TO SENTENCING,"

begs leave to report as follows:

The purpose of this measure is to restore the statutory
provision allowing pre-sentence mental or medical examinations of
defendants for the purposes of sentencing.

Your Committee received testimony in support of this measure
from the Department of the Attorney General and the Department of
the Prosecuting Attorney for the City and County of Honolulu.

Your Committee finds that the intent of this measure is to
restore language that was previously codified in section 706-603,
Hawaii Revised Statutes, authorizing a court to order pre-sentence
mental or medical examinations of defendants. This authorization
was inadvertently repealed by Act 112, Session Laws of Hawaii
2005, and should be restored.

As affirmed by the record of votes of the members of your
Committee on Health that is attached to this report, your
Committee is in accord with the intent and purpose of S.B.
No. 1346 and recommends that it pass Second Reading and be
referred to the Committee on Judiciary and Labor.



Respectfully submitted on
behalf of the members of the
Committee on Health,


David Y. Ige

DAVID Y. IGE, Chair



The Senate
 Twenty-Fourth Legislature
 State of Hawaii

Record of Votes
 Committee on Health
 HTH

Bill / Resolution No.:* SB 1346	Committee Referral: HTH, JDL	Date: 2/14/07		
<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
IGE, David Y. (C)	✓			
FUKUNAGA, Carol (VC)	✓			
BAKER, Rosalyn H.	✓			
MENOR, Ron	✓			
WHALEN, Paul	✓			
TOTAL	5			
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