

Honolulu, Hawaii

March 14, 2008

RE: S.B. No. 1343  
S.D. 1  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Sir:

Your Committee on Human Services & Housing, to which was referred S.B. No. 1343, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO THE PENAL CODE,"

begs leave to report as follows:

The purpose of this bill is to further protect victims of domestic violence by including conduct by individuals in violation of restraining orders and protective orders as offenses of terroristic threatening in the first degree and assault in the second degree.

The Department of the Attorney General, Honolulu Police Department, Maui County Police Department, Hawaii County Police Department, Domestic Violence Action Center, Hawaii State Coalition Against Domestic Violence, Oahu VOICES, and a concerned individual testified in support of this bill. The City and County of Honolulu Department of the Prosecuting Attorney supported this measure with amendments. A concerned individual provided comments.

While domestic violence is often committed against women, men can also be victims of domestic violence. Your Committee emphasizes that this measure applies to all victims of domestic violence, irrespective of the victim's gender.



Your Committee has amended this bill by:

- (1) Conforming its provisions to the current statute; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services & Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1343, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1343, S.D. 1, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Human Services &  
Housing,



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MAILE SHIMABUKURO, Chair



State of Hawaii  
House of Representatives  
The Twenty-fourth Legislature

**HSCR 1085-08**

**Record of Votes of the Committee on Human Services & Housing**

<b>Bill/Resolution No.:</b> SB 1343, SDZ	<b>Committee Referral:</b> HSH, JUD, FIN	<b>Date:</b> 3/11/08		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
<b>The recommendation is to:</b> <input type="checkbox"/> Pass, unamended (as is) <input checked="" type="checkbox"/> Pass, with amendments (HD) <input type="checkbox"/> Hold <input type="checkbox"/> Pass short form bill with HD to recommit for future public hearing (recommit)				
HSH Members	Ayes	Ayes (WR)	Nays	Excused
1. SHIMABUKURO, Maile S. L. (C)	X			
2. RHOADS, Karl (VC)	X			
3. AWANA, Karen Leinani	X			
4. BELATTI, Della Au				X
5. BERTRAM, Joe, III	X			
6. CABANILLA, Rida T.R.	X			
7. GREEN, Josh, M.D.	X			
8. MIZUNO, John	X			
9. TOKIOKA, James Kunane	X			
10. WARD, Gene, Ph.D.	X			
<b>TOTAL (10)</b>	10	0	0	1
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <small style="margin-left: 150px;">committee acronym(s)</small>				
<b>Vice Chair's or designee's signature:</b> <u>Karl Rhoads</u>				
<b>Distribution:</b> Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office				