

STAND. COM. REP. NO.

976

Honolulu, Hawaii

MAR 02 2007

RE: S.B. No. 1414
S.D. 2

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
S.B. No. 1414, S.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT
OFFENDERS,"

begs leave to report as follows:

The purpose of this measure is to enhance the criminal penalties associated with individuals who commit insurance fraud by including felony insurance fraud as one of the felony violations that can increase the sentences of repeat felony offenders.

Your Committee received testimony in support of the bill from the Insurance Commissioner and the Attorney General's Office. The Public Defender opposed the bill.

Your Committee finds that while insurance is often perceived as a non-violent and victimless crime, the ramifications of insurance fraud affect everyone through higher insurance premiums.

Your Committee amended the bill by inserting "(b)(2)" after 432:1-106 on page 3, line 17 of the bill, to clarify that the enhanced sentencing provided under this measure only pertains to the class C felony identified in that section of law. Your Committee also changed the effective date of the bill to July 1, 2059.

SB1414 SD2 SSCR JDL .doc



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 S.B. No. 1414, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1414, S.D. 2.

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:		
SB 1414 S DI	CPA, SDL	2/28/07		
<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 type="checkbox"/> Pass, unamended 2312 <input checked="" 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)	/			
INOUYE, Lorraine R.	/			
NISHIHARA, Clarence K.				/
GABBARD, Mike	/			
TOTAL	4			1
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