

STAND. COM. REP. NO.

261

Honolulu, Hawaii

FEB 13 2007

RE: S.B. No. 155

S.D. 1

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

Madam President:

Your Committee on Judiciary and Labor, to which was referred
S.B. No. 155 entitled:

"A BILL FOR AN ACT RELATING TO SEX OFFENDERS,"

begs leave to report as follows:

The purpose of this bill is to expand public internet access
of convicted sex offenders.

Currently, public access to registration information of sex
offenders is provided through on-site public access and internet
public access. The on-site public access is at the Hawaii
Criminal Justice Data Center and at designated police stations in
each county. The internet public access is only provided for the
most serious offenses and does not disclose all registered sex
offenders. This bill will provide for expanded public internet
access of all registered sex offenders.

Your Committee heard testimony from several concerned
citizens and the Executive Director of Hawaii Family Forum in
support of expanding the list of sex offenders to be included on
the internet. Your Committee heard testimony from the Attorney
General and the Public Defender against the expansion of sex
offender information on the internet. However your Committee found
that the public interest in expanding the public access on the
internet was more compelling in safeguarding public safety. It is
important that the public has ready access to the sex offender
registration information.

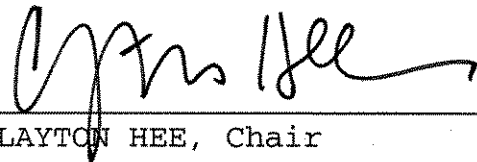
SB155 SD1 SSCR JDL .doc



Act 230, Session Laws of Hawaii 2006, enacted two new sex offenses as class A felonies. These two felonies were not included in the registration statute. One of the new class A felony is §707-730(1)(d) which prohibits a person from knowingly subjecting to sexual penetration another person who is mentally defective. The other new class A felony is §707-730(1)(e) which prohibits a person from knowingly subjecting to sexual penetration another person who is mentally incapacitated or physically helpless as a result of the influence of a substance that the actor knowingly caused to be administered to the other person without the other person's consent. The bill was amended to include the two class A felonies in the definition of "aggravated sexual offenses" and "sexual offenses" under Chapter 846E, Hawaii Revised Statutes.

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. 155, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 155, S.D. 1, 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.:* SB 155	Committee Referral: JDL	Date: 2/5/07		
<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)	/			
INOUE, Lorraine R.	/			
NISHIHARA, Clarence K.	/			
GABBARD, Mike	/			
TOTAL	5			
Recommendation: <input type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <div style="text-align:center; font-family: cursive; font-size: 1.2em;">Russell S. Foltz</div>				
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*Only one measure per Record of Votes