

STAND. COM. REP. NO.

2717

Honolulu, Hawaii

FEB 29 2008

RE: S.B. No. 45  
S.D. 1

Honorable Colleen Hanabusa  
President of the Senate  
Twenty-Fourth State Legislature  
Regular Session of 2008  
State of Hawaii

Madam:

Your Committee on Public Safety, to which was referred S.B. No. 45 entitled:

"A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS,"

begs leave to report as follows:

The purpose of this measure is to make a technical amendment to the Penal Code provision relating to the obstruction of government operations.

Prior to a hearing on this measure, your Committee circulated a proposed draft that deleted the original contents of the measure and inserted provisions which clarify that, for the nomination of paroling authority members, only a nominee's initial appointment is subject to a recommendation by a nomination panel.

Testimony in support of the proposed draft of the measure was submitted by the Department of Public Safety, the Hawaii Paroling Authority, and the Department of the Attorney General.

Your Committee finds that an expedited process for reappointing current members of the parole board provides for better efficiency and effectiveness in their day-to-day operations. Furthermore, this measure provides clear directives in the appointment process, term limits, and the status of incumbent parole board members.

Your Committee has amended this measure by:

- (1) Deleting the definition of the term "vacancy";

2008-1696 SSCR SMA.doc



- (2) Changing the date of confirmation and authorization by the Senate to serve on the Hawaii Paroling Authority to after June 30, 2005 and prior to the effective date;
- (3) Changing the effective date to April 30, 2008; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 45, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 45, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Public Safety,



---

WILL ESPERO, Chair



The Senate  
 Twenty-Fourth Legislature  
 State of Hawaii

**Record of Votes**  
**Committee on Public Safety**  
**PBS**

Bill / Resolution No.:* <b>SB 45</b>	Committee Referral: <b>PBS</b>	Date: <b>2/20/09</b>		
<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
ESPERO, Will (C)	✓			
NISHIHARA, Clarence K. (VC)	✓			
SAKAMOTO, Norman	✓			
WHALEN, Paul				✓
<b>TOTAL</b>	<b>3</b>	<b>~</b>	<b>-</b>	<b>1</b>
Recommendation: <input checked="" 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;">N Sakamoto</div>				
<b>Distribution:</b> Original     Yellow     Pink     Goldenrod File with Committee Report     Clerk's Office     Drafting Agency     Committee File Copy				

\*Only one measure per Record of Votes