

STAND. COM. REP. NO.

2864

Honolulu, Hawaii

MAR 29 2010

RE: H.B. No. 840
H.D. 1
S.D. 1

Honorable Colleen Hanabusa
President of the Senate
Twenty-Fifth State Legislature
Regular Session of 2010
State of Hawaii

Madam:

Your Committee on Judiciary and Government Operations, to which was referred H.B. No. 840, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CHARGING BY WRITTEN INFORMATION,"

begs leave to report as follows:

The purpose of this measure is to amend section 803-83, Hawaii Revised Statutes, to add three additional felony offenses to the list of felonies that may be charged by information:

- (1) Unauthorized entry in a dwelling;
- (2) Unauthorized possession of confidential personal information; and
- (3) Methamphetamine trafficking in the second degree.

Testimony in support of the measure was submitted by one state agency and four county agencies. Testimony in opposition to the measure was submitted by one state agency. Written testimony presented to your Committee may be reviewed on the Legislature's website.

Your Committee finds that the purpose of this measure is to add three felonies to the list of felonies that may be charged through written information. These felonies became law after the 2004 enactment of information charging via Act 62, Session Laws of

2010-1630 SSCR SMA.doc



Hawaii 2004, and are consistent with felony offenses that may be charged by information.

Your Committee has amended this measure by:

- (1) Making the measure effective upon its approval; and
- (2) Making technical, nonsubstantive changes for purposes of style and of consistency and accuracy within the Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Judiciary and Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 840, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 840, H.D. 1, 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
Government Operations,

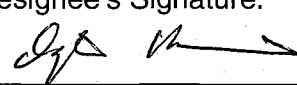


BRIAN T. TANIGUCHI, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Judiciary and Government Operations
JGO

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 840, HD 1	JGO	3/16/10		
<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
TANIGUCHI, Brian T. (C)	✓			
TAKAMINE, Dwight Y. (VC)	✓			
BUNDA, Robert				✓
GABBARD, Mike	✓			
NISHIHARA, Clarence K.	✓			
SLOM, Sam	✓			
TOTAL	5	0	0	1
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes