

Honolulu, Hawaii

March 12, 2010

RE: S.B. No. 2726  
S.D. 2  
H.D. 1

Honorable Calvin K.Y. Say  
Speaker, House of Representatives  
Twenty-Fifth State Legislature  
Regular Session of 2010  
State of Hawaii

Sir:

Your Committee on Health, to which was referred S.B. No. 2726, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO TIME FRAMES TO REGAIN FITNESS TO PROCEED,"

begs leave to report as follows:

The purpose of this bill is to amend the law governing time frames for fitness restoration for unfit persons charged with non-violent petty misdemeanors and non-violent misdemeanors.

Specifically, this bill establishes:

- (1) A 60 day maximum commitment for defendants charged with non-violent petty misdemeanors;
- (2) A 120 day maximum commitment for defendants charged with non-violent misdemeanors; and
- (3) Procedures for release and dismissal of charges or involuntary civil commitment, as necessary.

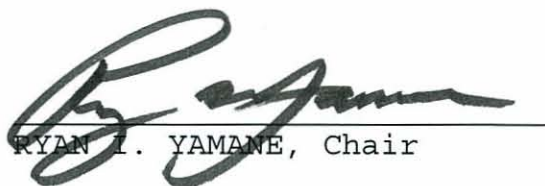
The Department of Health and Mental Health America of Hawaii testified in support of this measure. The Department of the Prosecuting Attorney of the City and County of Honolulu opposed this bill.



Your Committee has amended this bill by changing the effective date to July 1, 2025, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 2726, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2726, S.D. 2, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on  
behalf of the members of the  
Committee on Health,

  
RYAN I. YAMANE, Chair



State of Hawaii  
House of Representatives  
The Twenty-fifth Legislature

HSCR 728-10

**Record of Votes of the Committee on Health**

<b>Bill/Resolution No.:</b> SB 2726, SD2	<b>Committee Referral:</b> HLT, JUD, FIN	<b>Date:</b> 3/9/10		
<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)				
<b>HLT Members</b>	<b>Ayes</b>	<b>Ayes (WR)</b>	<b>Nays</b>	<b>Excused</b>
1. YAMANE, Ryan I. (C)	/			
2. NISHIMOTO, Scott Y. (VC)	/			
3. BELATTI, Della Au	/			
4. BERTRAM, Joe, III				/
5. BROWER, Tom	/			
6. CARROLL, Mele				/
7. MIZUNO, John M.	/			
8. SHIMABUKURO, Maile S.L.	/			
9. FINNEGAN, Lynn	/			
<b>TOTAL (9)</b>	<b>7</b>			<b>2</b>
<b>The recommendation is:</b> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <span style="margin-left: 150px;">committee acronym(s)</span>				
<b>Vice Chair's or designee's signature:</b>				
<b>Distribution:</b> Original (White) – Committee    Duplicate (Yellow) – Chief Clerk's Office    Duplicate (Pink) – HMSO				