

STAND. COM. REP. NO.

2264

Honolulu, Hawaii

FEB 12 2010

RE: S.B. No. 2726
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 Health, to which was referred S.B. No. 2726
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 measure is to amend the law governing the
time frames for fitness restoration for persons charged with
non-violent petty misdemeanors and non-violent misdemeanors.

Your Committee received testimony in support of this measure
from the Department of Health and the Hawaii Disability Rights
Center. Written testimony presented to the Committee may be
reviewed on the Legislature's website.

Your Committee finds that under the current statutory scheme
in section 704-406, Hawaii Revised Statutes, pretrial defendants
hospitalized for fitness restoration receive their fitness
determination "within a reasonable time." Your Committee further
finds that this measure provides concrete time limits on
hospitalization for fitness restoration.

Your Committee has amended this measure by:

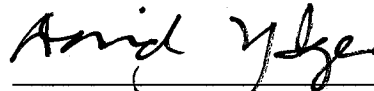
- (1) Changing the effective date to July 1, 2050, to
encourage further discussion of this measure; and



- (2) Making technical, nonsubstantive changes for the purposes of clarity and accuracy in the language of this measure.

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, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2726, S.D. 1, and be referred to the Committee on Judiciary and Government Operations.

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



DAVID Y. IGE, Chair



The Senate
Twenty-Fifth Legislature
State of Hawaii

Record of Votes
Committee on Health
HTH

Bill / Resolution No.:* <i>SB 2726</i>	Committee Referral: <i>HTH, JGO</i>	Date: <i>2/10/10</i>		
<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
IGE, David Y. (C)	✓			
GREEN, M.D., Josh (VC)	✓			
BAKER, Rosalyn H.	✓			
ESPERO, Will	✓			
NISHIHARA, Clarence K.	✓			
HEMMINGS, Fred				✓
TOTAL	<i>5</i>	<i>0</i>	<i>0</i>	<i>1</i>
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: <i>[Signature]</i>				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes