

STAND. COM. REP. NO.

182

Honolulu, Hawaii

Feb 10 , 2011

RE: H.B. No. 1264
H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Human Services, to which was referred H.B. No. 1264 entitled:

"A BILL FOR AN ACT RELATING TO ELECTRONIC MONITORING,"

begs leave to report as follows:

The purpose of this bill is to protect victims of domestic abuse, where the convicted person knows the location of the victim's residence, place of employment, or school, by authorizing the court to order the convicted person to wear a global positioning satellite tracking device, and if so ordered, requiring the convicted person's location to be immediately transmitted to the victim and police, if the convicted person enters a court-defined geographic exclusion zone.

The Judiciary provided comments on this bill.

Your Committee acknowledges and appreciates the court's reservations with respect to its obligation under the bill, to immediately transmit the location of the convicted person when entering into a court-defined geographic exclusion zone, considering the court's limited resources and difficulties working as a law enforcement agency.

HB1264 HD1 HSCR HUS HMS 2011-1882

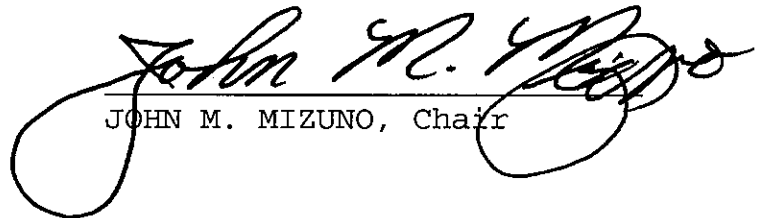


Your Committee has amended this bill by:

- (1) Making it discretionary, rather than mandatory, that the victim and the police be notified when the convicted person enters a court-defined geographic zone; and
- (2) Changing the effective date to July 1, 2050, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1264, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1264, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Human Services,


JOHN M. MIZUNO, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

HSCR 182

Record of Votes of the Committee on Human Services

Bill/Resolution No.: HB 1264	Committee Referral: HUS, JUD, FIN	Date: 2/3/2011		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <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)				
HUS Members	Ayes	Ayes (WR)	Nays	Excused
1. MIZUNO, John M. (C)	✓			
2. JORDAN, Jo (VC)	✓			
3. BELATTI, Della Au				✓
4. HANOHANO, Faye P.	✓			
5. LEE, Chris	✓			
6. MORIKAWA, Dee	✓			
7. WOOLEY, Jessica	✓			
8. YAMANE, Ryan I.	✓			
9. CHING, Corinne W.L.	✓			
10. PINE, Kymberly Marcos	✓			
TOTAL (10)	9			1
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. <div style="text-align: center; font-size: 10pt;">committee acronym(s)</div>				
Vice Chair's or designee's signature: _____ <div style="text-align: center; font-size: 24pt; font-family: cursive;">[Signature]</div>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				