

Honolulu, Hawaii

March 1, 2012

RE: H.B. No. 1772

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Sixth State Legislature
Regular Session of 2012
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1772 entitled:

"A BILL FOR AN ACT RELATING TO VIOLATION OF PRIVACY,"

begs leave to report as follows:

The purpose of this measure is to resolve the current conflict in the elements of the offenses of violation of privacy in the first degree and violation of privacy in the second degree by amending violation of privacy in the second degree to exclude the surveillance of another in a stage of undress or sexual activity as such acts are covered by violation of privacy in the first degree.

The Department of the Attorney General and Department of the Prosecuting Attorney of the City and County of Honolulu submitted testimony in support of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1772 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.



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



GILBERT KEITH-AGARAN, Chair



