

STAND. COM. REP. NO. 602-12

Honolulu, Hawaii

Feb 17, 2012

RE: H.B. No. 2313
H.D. 1

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

Sir:

Your Committee on Public Safety & Military Affairs, to which was referred H.B. No. 2313 entitled:

"A BILL FOR AN ACT RELATING TO RESISTING ARREST,"

begs leave to report as follows:

The purpose of this measure is to safeguard law enforcement and the public by creating the felony offense of resisting arrest in the first degree to apply to an attempt to take a law enforcement officer's firearm during an arrest attempt.

This measure also establishes the existing misdemeanor offense of resisting arrest as a second-degree offense.

The Department of Public Safety; Honolulu Police Department; Hawaii Police Department; and the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO supported the measure.


Your Committee has amended this measure by making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Public Safety & Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2313, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2313, H.D. 1, and be referred to the Committee on Judiciary.

HB2313 HD1 HSCR PBM HMS 2012-2211



Respectfully submitted on
behalf of the members of the
Committee on Public Safety &
Military Affairs,


HENRY J.C. AQUINO, Chair



State of Hawaii
House of Representatives
The Twenty-sixth Legislature

Record of Votes of the Committee on Public Safety & Military Affairs

Bill/Resolution No.: HB 2013	Committee Referral: PBM, JUD	Date: 2/16/2012		
<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)				
PBM Members	Ayes	Ayes (WR)	Nays	Excused
1. AQUINO, Henry J.C. (C)	✓			
2. CULLEN, Ty (VC)	✓			
3. ICHIYAMA, Linda	✓			
4. LEE, Marilyn B.				✓
5. LUKE, Sylvia	✓			
6. OKAMURA, Tom				
7. SAIKI, Scott K.				✓
8. SOUKI, Joseph M.				✓
9. TAKAI, K. Mark	✓			
10. TAKUMI, Roy M.				✓
11. YAMASHITA, Kyle T.	✓			
12. FONTAINE, George R.	✓			
13. JOHANSON, Aaron Ling	✓			
TOTAL (13)	0	0	0	4
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: small;">committee acronym(s)</div>				
Vice Chair's or designee's signature:				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				