

Honolulu, Hawaii

Feb 17, 2012

RE: H.B. No. 2454  
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 Judiciary, to which was referred H.B. No. 2454 entitled:

"A BILL FOR AN ACT RELATING TO THE RAP BACK PROGRAM OF THE HAWAII CRIMINAL JUSTICE DATA CENTER,"

begs leave to report as follows:

The purpose of this measure is to allow entities that are statutorily authorized to obtain fingerprint-based criminal history record checks for employment and licensing applicants to participate in statewide and federal rap back programs, which will allow these entities to be notified if participating employees or licensees are arrested subsequent to their initial record checks.

The Department of the Attorney General, Department of Human Services, Department of Health, and Hawaii Health Systems Corporation provided testimony in support of this measure. One individual testified in opposition of this measure.

Your Committee has amended this measure by:

- (1) Requiring notification to employees subject to criminal history checks that their fingerprints will be retained by the Federal Bureau of Investigation in addition to the Hawaii Criminal Justice Data Center;
- (2) Changing the effective date to January 7, 2059, to encourage further discussion; and



- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

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. 2454, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2454, H.D. 1, and be referred to the Committee on Finance.

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



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GILBERT KEITH-AGARAN, Chair



