

Honolulu, Hawaii

FEB 15 2011

RE: S.B. No. 110
S.D. 1

Honorable Shan S. Tsutsui
President of the Senate
Twenty-Sixth State Legislature
Regular Session of 2011
State of Hawaii

Sir:

Your Committee on Public Safety, Government Operations, and
Military Affairs, to which was referred S.B. No. 110 entitled:

"A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR VIOLATIONS
INVOLVING MINORS,"

begs leave to report as follows:

The purpose and intent of this measure is to provide minors
with immunity from prosecution for the consumption, purchase, or
possession of liquor under limited circumstances where a minor
summons medical treatment for another minor who requires medical
treatment as a result of consuming liquor.

Your Committee received testimony in support of this measure
from two entities and four individuals.

Under this measure, immunity is afforded to a minor if the
minor summons medical treatment for another minor who requires the
medical treatment as a result of consuming liquor; remains on the
scene with the minor who is in need of medical treatment until the
medical treatment is administered to the minor; and cooperates
with medical assistance and law enforcement personnel on the
scene. The immunity is also afforded to one or two other minors
acting in concert with the minor in summoning the help, if those
other minors are in similar compliance.

Your Committee finds that minors faced with a medical
emergency as a result of excess drinking of alcohol, particularly
in groups, often hesitate to call for help because of the fear of




facing legal charges related to alcohol possession and use by a minor. Providing immunity under these limited circumstances has proven to be an effective means of saving lives by encouraging young people to call for help.

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

As affirmed by the record of votes of the members of your Committee on Public Safety, Government Operations, and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 110, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 110, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Government Operations, and
Military Affairs,



WILL ESPERO, Chair



The Senate
 Twenty-Sixth Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety, Government Operations, and
Military Affairs
PGM

| | | |
|--|--|------------------------|
| Bill / Resolution No.:* SB 110 | Committee Referral: PGM, JDL | Date: 2-8-11 |
|--|--|------------------------|

The committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

| Members | Aye | Aye (WR) | Nay | Excused |
|--------------------------|----------|----------|-----|----------|
| ESPERO, Will (C) | / | | | |
| KIDANI, Michelle N. (VC) | / | | | |
| BAKER, Rosalyn H. | / | | | |
| RYAN, Pohai | / | | | |
| SLOM, Sam | | | | / |
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| TOTAL | 4 | | | 1 |

Recommendation:
 Adopted
 Not Adopted

Chair's or Designee's Signature: *Michelle N. Kidani*

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*Only one measure per Record of Votes