STAND. COM. REP. NO. | 4 \ \ -12

Honolulu, Hawaii

March 30 , 2012

RE: S.B. No. 2247

S.D. 2 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 S.B. No. 2247, S.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,"

begs leave to report as follows:

The purpose of this measure is to allow electronic communication service providers to divulge the contents of electronic communications to law enforcement agencies, public safety entities, and public safety answering points in an emergency situation involving danger of death or serious physical injury.

The Department of the Prosecuting Attorney of the City and County of Honolulu, County of Maui Police Department, and one concerned individual testified in support of this measure. The American Civil Liberties Union and the Hawaii Coalition Against Domestic Violence provided comments.

Your Committee has amended this measure by:

- (1) Inserting language requiring the governmental entity requesting the disclosure of information to provide written certification of the emergency; and
- (2) Making technical, nonsubstantive amendments for clarity, consistency, and style.

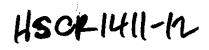
SB2247 HD1 HSCR JUD HMS 2012-2846

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 S.B. No. 2247, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 2247, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

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

GILBERT KEITH-ACARAN, Chair

State of Hawaii House of Representatives The Twenty-sixth Legislature



Record of Votes of the Committee on Judiciary

Bill/Resolution No.: Committee SB 2247 SD2	ee Referral:	Date	3/13/	12
☐ The committee is reconsidering its previous decision on the measure.				
The recommendation is to: Pass, unamended (as is) Pass, with amendments (HD) Hold				
Pass short form bill with HD to recommit for future public hearing (recommit)				
JUD Members	Ayes	Ayes (WR)	Nays	Excused
1. KEITH-AGARAN, Gilbert S.C. (C)	\(\sum_{\sum_{\color}} \)			
2. RHOADS, Karl (VC)	~			
3. BROWER, Tom	1			
4. CABANILLA, Rida T.R.				~
5. CARROLL, Mele				~
6. COFFMAN, Denny				
7. HERKES, Robert N.				
8. ITO, Ken				
9. LUKE, Sylvia				
10. McKELVEY, Angus L.K.	/			
11. SOUKI, Joseph M.	~			, <u>, , , , , , , , , , , , , , , , , , ,</u>
12. TSUJI, Clift	/			
13. FONTAINE, George R.	~			
14. MARUMOTO, Barbara C.	_			-
15. THIELEN, Cynthia				
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TOTAL (15)	11	0	0	4
The recommendation is: Adopted Not Adopted				
If joint referral, did not support recommendation.				
committee acronym(s)				
Vice Chair's or designee's signature:				
Distribution: Original (White) - Committee Duplicate (Yellow) - Chief Clerk's Office Duplicate (Pink) - HMSO				