



**TESTIMONY OF  
THE DEPARTMENT OF THE ATTORNEY GENERAL  
TWENTY-SIXTH LEGISLATURE, 2012**

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**ON THE FOLLOWING MEASURE:**  
H.B. NO. 2467, RELATING TO CHILD ABUSE.

**BEFORE THE:**  
HOUSE COMMITTEE ON HUMAN SERVICES

**DATE:** Monday, February 6, 2012                      **TIME:** 8:30 a.m.  
**LOCATION:** State Capitol, Room 329  
**TESTIFIER(S):** David M. Louie, Attorney General, or  
Lance M. Goto, Deputy Attorney General

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Chair Mizuno and Members of the Committee:

The Department of the Attorney General strongly supports this bill.

The purpose of this bill is to address a weakness in our child pornography laws and provide greater protection for children, by addressing instances of possession of particularly violent or egregious child pornography.

Child pornography is a permanent record of the actual sexual abuse and assault of innocent and helpless children. In this age of electronic communication and sharing of digital information, child pornography – and the sexual exploitation and assault on which it is based – is a growing problem around the world. Child pornographers and predators can easily share pornographic images of sexually abused children through the Internet.

Hawaii laws currently do not distinguish between the various forms of child pornography. Possession of any form of child pornography is just a class C felony offense. Some other jurisdictions provide for a more serious offense and greater potential punishment for the possession of certain egregious forms of child pornography.

This bill amends the offense of promoting child abuse in the second degree (section 707-751), a class B felony, to include the possession of particularly violent or egregious child pornography that involves a child under the age of twelve, sadomasochistic abuse of a minor, or bestiality involving a minor.

We respectfully request passage of this bill.

Testimony for HUS 2/6/2012 8:30:00 AM HB2467

Conference room: 329

Testifier position: Support

Testifier will be present: No

Submitted by: Brenda Kosky

Organization: Individual

E-mail: [Brenda.Kosky@gmail.com](mailto:Brenda.Kosky@gmail.com)

Submitted on: 2/4/2012

Comments:

Strongly support, we must do what we can do as a society to create protection for our children.

Testimony for HUS 2/6/2012 8:30:00 AM HB2467

Conference room: 329

Testifier position: Support

Testifier will be present: No

Submitted by: Dara Carlin, M.A.

Organization: Individual

E-mail: [breaking-the-silence@hotmail.com](mailto:breaking-the-silence@hotmail.com) Submitted on: 2/5/2012

Comments:

Good Morning Representatives and apologies for not being there in person I just wanted to strongly urge you to support this measure as no child should ever be subjected to actions as egregious as these, let alone be photographed with the possibility of those photos landing in an open market.

As sad and as sick as this is to say, much child pornography is instigated by the child's own parent/s that I'm sure experts like Kathy Xian could better explain how this comes about better than I could.

Insofar as domestic violence (DV) cases are concerned, there is a VERY HIGH overlap between DV and Child Abuse/DV and Child Sex Abuse instances so this proposed measure will help in more areas than it appears to have been intended. Thank you this opportunity to express my support for this legislation.

Respectfully,

Dara Carlin, M.A.

Domestic Violence Survivor Advocate