

Honolulu, Hawaii

February 15, 2013

RE: H.B. No. 1280
H.D. 1

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Public Safety, to which was referred H.B. No. 1280 entitled:

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

begs leave to report as follows:

The purpose of this measure is to more clearly define and delineate the duties and responsibilities of process servers and examine ways of certifying and registering process servers by requiring the Department of Public Safety to convene a working group to define and delineate process server duties and responsibilities, create a process to obtain certification for the Sheriff Division, and create a registration process for process servers.

The Judiciary and two concerned individuals supported this measure. The Department of Public Safety supported the intent of this bill.

Your Committee has amended this bill by:

- (1) Deleting the requirement that the working group create a process to obtain certification for the Sheriff Division;
- (2) Requiring the working group to examine the licensing requirements of and jurisdictional concerns with the private process server industry in the State;



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- (3) Reducing to two the number of current process servers to serve as members on the working group;
- (4) Requiring a representative from the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs to serve as a member on the working group; and
- (5) Making technical, nonsubstantive amendments for clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Public Safety that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1280, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1280, H.D. 1, and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,


HENRY J.C. AQUINO, Chair



State of Hawaii
House of Representatives
The Twenty-seventh Legislature

Record of Votes of the Committee on Public Safety

Bill/Resolution No.: <i>HB 1280</i>	Committee Referral: <i>PBS, JLD</i>	Date: <i>February 14, 2013</i>		
<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)				
PBS Members	Ayes	Ayes (WR)	Nays	Excused
1. AQUINO, Henry J.C. (C)	<i>✓</i>			
2. ING, Kaniela (VC)	<i>✓</i>			
3. HASHEM, Mark J.	<i>✓</i>			
4. ICHIYAMA, Linda	<i>✓</i>			
5. NAKASHIMA, Mark M.	<i>✓</i>			
6. TAKUMI, Roy M.	<i>✓</i>			
7. YAMANE, Ryan I.	<i>✓</i>			
8. YAMASHITA, Kyle T.	<i>✓</i>			
9. MCDERMOTT, Bob				<i>✓</i>
TOTAL (9)	<i>6</i>			<i>1</i>
The recommendation is: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted If joint referral, _____ did not support recommendation. committee acronym(s)				
Vice Chair's or designee's signature: <i>[Signature]</i>				
Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO				