

STAND. COM. REP. NO.

1043

Honolulu, Hawaii

MAR 22 2013

RE: H.B. No. 197
H.D. 2
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
H.B. No. 197, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO THE JUDICIARY,"

begs leave to report as follows:

The purpose of this measure is to appropriate funds for the
operating and capital improvement costs of the Judiciary for the
fiscal biennium beginning July 1, 2013, and ending June 30, 2015.

Your Committee received testimony in support of this measure
from the Judiciary, Mayor of the County of Hawaii, Office of the
Prosecuting Attorney for the County of Hawaii, Crime Victim
Compensation Commission, Hawaii State Bar Association, Hawaii
Justice Foundation, Child & Family Service, Legal Aid Society of
Hawaii, Zonta Club of Hilo, Hawaii Women's Coalition, Hawaii
Disability Rights Center, Hawaii Access to Justice Commission,
Hawaii State Coalition Against Domestic Violence, and several
concerned individuals.

Your Committee received comments on this measure from the
Domestic Violence Action Center.

Your Committee finds that this measure comprises the
Judiciary's budget request for program appropriations and capital
improvement projects to satisfy requirements set by law, improve
public services, and address the needs of employees and clients of
the Judiciary.

HB197 SD1 SSCR LRB 13-2189-1.doc



Your Committee has amended this measure by:

- (1) Increasing the program appropriation amounts for Courts of Appeal (JUD 101) to \$6,155,459 for each fiscal year;
- (2) For the First Judicial Circuit (JUD 310):
 - (A) Increasing the number of job positions to 1066.50 for each fiscal year, including a social worker IV position; and
 - (B) Increasing the program appropriation amounts to \$75,213,242 for fiscal year 2013-2014 and \$76,298,617 for fiscal year 2014-2015;
- (3) For the Second Judicial Circuit (JUD 320):
 - (A) Increasing the number of job positions to 209.00 for each fiscal year; and
 - (B) Increasing the program appropriation amounts to \$15,174,610 for fiscal year 2013-2014 and \$15,161,244 for fiscal year 2014-2015;
- (4) For the Third Judicial Circuit (JUD 330):
 - (A) Increasing the number of job positions to 228.00 for each fiscal year; and
 - (B) Increasing the program appropriation amounts to \$18,014,284 for each fiscal year;
- (5) Decreasing the program appropriation amounts for the Fifth Judicial Circuit (JUD 350) to \$6,894,905 for each fiscal year;
- (6) Decreasing the program appropriation amounts for the Judicial Selection Commission (JUD 501) to \$88,857 for each fiscal year;
- (7) For Administration (JUD 601):
 - (A) Increasing the number of job positions to 227.00 for each fiscal year;



- (B) Changing the program appropriation amounts to \$23,298,416 for fiscal year 2013-2014 and \$23,282,956 for fiscal year 2014-2015; and
- (C) Providing that of the program appropriation amounts:
 - (i) \$75,000 shall be expended in each fiscal year for one deputy public defender position for the veterans treatment court; and
 - (ii) \$150,000 shall be expended in each fiscal year for two deputy prosecuting attorney positions for the veterans treatment court; and
- (8) Amending the capital improvement project appropriations as follows:
 - (A) Changing the total capital improvement project appropriation to \$45,500,000 for fiscal year 2013-2014 and \$44,500,000 for fiscal year 2014-2015;
 - (B) Deleting the following projects from the measure:
 - (i) Plans for a status offender shelter and juvenile services center on Oahu; and
 - (ii) Design and construction for exterior remedial improvements and exhaust monitoring and ventilation systems upgrade at Hoapili Hale on Maui; and
 - (C) Inserting appropriations for the following projects:
 - (i) New judiciary complex in Kona: \$1,000,000 for design and \$44,500,000 for construction in fiscal year 2013-2014 and \$44,500,000 for construction in fiscal year 2014-2015; and
 - (ii) New correctional facility adjacent to the new Kona judiciary complex: unspecified appropriation amounts in fiscal years 2013-2014 and 2014-2015.



As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 197, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 197, H.D. 2, S.D. 1, and be referred to the Committee on Ways and Means.

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

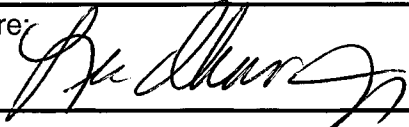


CLAYTON HEE, Chair



The Senate
 Twenty-Seventh Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:*	Committee Referral:	Date:		
HB 197 HD 2	JDL, WAM	3-19-13		
<input type="checkbox"/> The committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
HEE, Clayton (C)	✓			
SHIMABUKURO, Maile S.L. (VC)				✓
GABBARD, Mike	✓			
IHARA, Jr., Les	✓			
SLOM, Sam	✓			
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes