

THE SENATE
THE TWENTY-SEVENTH LEGISLATURE
REGULAR SESSION OF 2013

[COMMITTEE ON JUDICIARY AND LABOR](#)

Senator Clayton Hee, Chair
Senator Maile S.L. Shimabukuro, Vice Chair

NOTICE OF HEARING

DATE: Tuesday, January 29, 2013
TIME: 09:30 a.m.
PLACE: Conference Room 016
State Capitol
415 South Beretania Street

A G E N D A

[SB 1010](#)

[Status &
Testimony](#)

RELATING TO LEGAL SERVICES.

Permits a deputy attorney general, except for the Attorney General's first deputy, to provide pro bono legal service if, in the determination of the Attorney General, the pro bono legal service does not conflict with the duties of the deputy's office.

JDL

[SB 1014](#)

[Status &
Testimony](#)

RELATING TO FORENSIC IDENTIFICATION.

Clarifies the grading of the offense of refusal or failure to provide a required blood specimen, buccal swab sample, or print impression for forensic identification by making it a class C felony.

JDL

[SB 1015](#)

[Status &
Testimony](#)

RELATING TO PRODUCTION OF RECORDS.

Amends provisions of Act 325, Session Laws of Hawaii 2012, which allow for the service of process issued by another state upon a Hawaii recipient and clarifies the following: (1) that the service of process may be upon a person or business, but not a government agency; (2) that the process is for the production of records; (3) that the process must be based upon a pending criminal investigation or prosecution; and (4) that the person or business being served must have conducted business or engaged in transactions occurring at least in part in the issuing state.

JDL



<u>SB 1016</u>	RELATING TO REGISTRATION OF COVERED OFFENDERS. Adds comparable foreign convictions and tribal convictions to covered offenses; makes offenders who are subject to sex offender registration or notification in their jurisdiction of conviction, covered offenders under Hawaii law; makes it clear that a covered offender must register and report the offender's permanent residence, current temporary residence, or if an address is not available, a description of the place or area in which the covered offender resides; amends the definition of "conviction" in section 846E-1, Hawaii Revised Statutes, to clarify that conviction, for purposes of sex offender registration, occurs on the date judgment is entered; creates a tier classification for any covered sexual offenses that are not clearly included within the current tier classification law; addresses the problem of covered offenders who do not have registered residences to which the post office can deliver mail and cannot receive the ninety-day verification mailings by requiring these offenders to report in person once per month; and repeals the definitions of "mental abnormality, "personality disorder," and "predatory."	JDL
<u>Status & Testimony</u>		
<u>SB 889</u>	RELATING TO ATTORNEY'S FEES. Clarifies that §28-6, HRS, allows an award of attorney's fees and litigation costs to the AG's department, but not to the AG personally.	JDL, WAM
<u>Status & Testimony</u>		
<u>SB 890</u>	RELATING TO THE HAWAII LABOR RELATIONS BOARD. Authorizes the governor to appoint an acting member of the HLRB if a regular member is temporarily recused.	JDL
<u>Status & Testimony</u>		
<u>SB 886</u>	PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE HAWAII STATE CONSTITUTION TO INCREASE THE MANDATORY RETIREMENT AGE FOR STATE JUSTICES AND JUDGES. Proposes a constitutional amendment to increase the mandatory retirement age for justices and judges from 70 to 80 years of age.	JDL
<u>Status & Testimony</u>		
<u>SB 888</u>	RELATING TO CHILD SUPPORT ENFORCEMENT. Defines the term "new hire" for the purposes of child support enforcement.	JDL
<u>Status & Testimony</u>		
<u>SB 982</u>	PROPOSING AN AMENDMENT TO ARTICLE XVII, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII. Proposes a constitutional amendment to count only yes or no votes to determine whether a majority of voters have ratified an amendment to the Constitution of the State of Hawaii proposed by the legislature.	JDL
<u>Status & Testimony</u>		

Decision Making to follow, if time permits.

Click [here](#) to submit testimony to the Senate Committee on Judiciary and Labor.

Testimony may be submitted up to 24 hours prior to the start of the hearing.



FOR AMENDED NOTICES: Measures that have been deleted are stricken through and measures that have been added are underscored. If a measure is both underscored and stricken through, that measure has been deleted from the agenda.

If you require auxiliary aids or services to participate in the public hearing process (i.e. ASL or foreign language interpreter, or wheelchair accessibility), please contact the committee clerk at least 24 hours prior to the hearing so that arrangements can be made.

FOR FURTHER INFORMATION, PLEASE CALL THE COMMITTEE CLERK AT 586-7330.

Senator Clayton Hee
Chair

