

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

A G E N D A

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| <p><u>SB 870</u>
Status &
Testimony</p> | <p>RELATING TO USE OF FORCE BY PERSONS WITH SPECIAL RESPONSIBILITY FOR CARE, DISCIPLINE, OR SAFETY OF OTHERS.
Establishes types of physical force presumed unjustifiable when used to discipline minors, for purposes of responding to charges of abuse of family or household member, assault, or other criminal charges.</p> | <p>JDL</p> |
| <p><u>SB 880</u>
Status &
Testimony</p> | <p>RELATING TO SENTENCE OF IMPRISONMENT FOR SEXUAL ASSAULT OF A MINOR UNDER THE AGE OF TWELVE YEARS.
Requires the court to impose a mandatory minimum term of imprisonment without possibility of parole or probation for a person convicted of certain acts of sexual assault against a minor under the age of 12 years.</p> | <p>JDL</p> |
| <p><u>SB 873</u>
Status &
Testimony</p> | <p>RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS.
Amends the definition of "debt" in section 231-52, HRS, to include court-ordered restitution subject to civil enforcement. Removes court's authority to revoke restitution once ordered. Creates standards and procedures for income-withholding, for purposes of enforcing restitution orders. Extends victims' access to adult probation records, to include access to payment compliance records, for purposes of enforcing restitution orders. Requires that any bail posted by a defendant be applied toward payment of any court-ordered restitution in the same case.</p> | <p>JDL, WAM</p> |
| <p><u>SB 872</u>
Status &
Testimony</p> | <p>RELATING TO THE COLLECTION OF RESTITUTION FOR CRIME VICTIMS.
Amends the definition of "victim" in section 706-646, HRS, to include any duly incorporated humane society or society for the prevention of cruelty to animals that impounds, holds, or receives custody of a pet animal pursuant to sections 711-1109.1, 711-1109.2, and 711-1110.5, HRS.</p> | <p>JDL</p> |



<u>SB 879</u> <u>Status & Testimony</u>	RELATING TO WITNESSES. Amends section 621-7, HRS, to increase the per diem payments for out-of-state witnesses in criminal cases from \$110 to \$145. Provides an additional \$90 per diem payment for witnesses from any island other than the island on which the court is located, when that witness is required to stay overnight.	JDL, WAM
<u>SB 978</u> <u>Status & Testimony</u>	RELATING TO THE PENAL CODE. Imposes a mandatory sentence of one year of imprisonment on a defendant convicted of cruelty to animals in the second degree involving five or more pet animals in any one instance.	JDL
<u>SB 2</u> <u>Status & Testimony</u>	RELATING TO SIMULATED FIREARMS. Amends the offenses of terroristic threatening in the first degree and robbery in the first degree to include the use of simulated firearms.	JDL
<u>SB 6</u> <u>Status & Testimony</u>	RELATING TO ANIMAL CRUELTY. Requires dogs or cats that are captured or killed in a snare or trap to be reported to a county animal control officer. Establishes an animal cruelty offense for the use of steel-jawed leg-hold traps, and the use of snares, conibear, and foot- or leg-hold traps in residential or other prohibited areas; provides exemptions for activities carried out by state and federal agencies; establishes the offense as a misdemeanor.	JDL
<u>SB 9</u> <u>Status & Testimony</u>	RELATING TO ANIMALS. Prohibits persons convicted of cruelty to animals in the first degree and second degree from possessing, owning, or residing with any pet animal for a minimum of five years and one year, respectively, from the conviction date.	JDL
<u>SB 329</u> <u>Status & Testimony</u>	RELATING TO ANIMALS. Exempts any charitable or nonprofit organization from civil liability for providing shelter or subsistence to any animal in need. Exempts from civil liability any person who donates goods or food to a charitable or nonprofit organization for the purpose of providing shelter or subsistence to any animal in need.	JDL
<u>SB 414</u> <u>Status & Testimony</u>	RELATING TO COMMERCIAL DOG BREEDERS. Establishes licensing requirements and minimum standards of care for commercial dog breeders. Effective 07/01/2013.	JDL, CPN

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

