

Honolulu, Hawaii

February 10, 2014

RE: H.B. No. 2241

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Sir:

Your Committee on Consumer Protection & Commerce, to which was referred H.B. No. 2241 entitled:

"A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS,"

begs leave to report as follows:

The purpose of this measure is to clarify the scope of Hawaii's statute relating to the service of criminal process issued by another state upon a Hawaii recipient.

Specifically, this measure:

- (1) Makes the provision requiring Hawaii recipients to respond to out of state process inapplicable to local government agencies;
- (2) Limits the scope of criminal process to the production of records;
- (3) Adds conditions, such as a nexus between the issuing state and the person or business in this State, that must be met before a Hawaii recipient must respond to out of state process; and
- (4) Makes other clarifying amendments.

The Department of the Attorney General and the Honolulu Police Department provided testimony in support of the measure.



Your Committee finds that this measure is necessary to ensure that the obligation to respond to out of state process is a reciprocal one.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2241 and recommends that it pass Second Reading and be referred to the Committee on Judiciary.

Respectfully submitted on
behalf of the members of the
Committee on Consumer
Protection & Commerce,



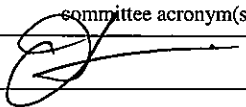
ANGUS L.K. MCKELVEY, Chair



State of Hawaii
House of Representatives
The Twenty-seventh Legislature

HSCE 261-14

Record of Votes of the Committee on Consumer Protection and Commerce

Bill/Resolution No.: <i>224 OK</i> <i>HD 2005</i>	Committee Referral: <i>CPC, JUD</i>	Date: <i>02/05/14</i>		
<input type="checkbox"/> The committee is reconsidering its previous decision on the measure.				
The recommendation is to: <input checked="" type="checkbox"/> Pass, unamended (as is) <input 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)				
CPC Members	Ayes	Ayes (WR)	Nays	Excused
1. McKELVEY, Angus L.K. (C)	/			
2. KAWAKAMI, Derek S.K. (VC)	/			
3. BELATTI, Della Au	/			
4. BROWER, Tom	/			
5. CACHOLA, Romy M.				/
6. CREAGAN, Richard	/			
7. EVANS, Cindy	/			
8. HAR, Sharon E.				/
9. ITO, Ken	/			
10. LEE, Chris	/			
11. NAKASHIMA, Mark M.	/			
12. OSHIRO, Marcus R.	/			
13. TSUJI, Cliff	/			
14. YAMANE, Ryan I.				/
15. MCDERMOTT, Bob	/			
16. THIELEN, Cynthia	/			
TOTAL (16)	13			3
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: _____ 				
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