

STAND. COM. REP. NO. 3037

Honolulu, Hawaii

MAR 21 2014

RE: H.B. No. 2242
H.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committees on Technology and the Arts and Commerce and Consumer Protection, to which was referred H.B. No. 2242, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO CRIME,"

beg leave to report as follows:

The purpose and intent of this measure is to address issues that have arisen due to the use of new technology by making the following criminal offenses applicable to electronic or digital statements, documents, or records:

- (1) Falsifying business records;
- (2) Obtaining a government-issued identification document under false pretenses in the first degree;
- (3) Obtaining a government-issued identification document under false pretenses in the second degree;
- (4) Tampering with a government record; and
- (5) Unsworn falsification to authorities.

Your Committees received testimony in support of this measure from the Department of the Attorney General.

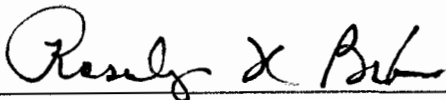
Your Committees find that with current technology, many transactions are handled electronically and records are often kept



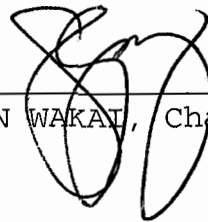
in electronic or digital form. In 2000, Hawaii adopted the Uniform Electronic Transactions Act, chapter 489E, Hawaii Revised Statutes, to recognize the need to establish the legal validity of electronic records, signatures, and contracts. However, criminal offenses have not been updated to take into account the prevalent use of new technology and the consequent use of new technology to commit a variety of crimes. This measure protects consumers by making relevant criminal offenses also applicable to electronic or digital statements, documents, or records.

As affirmed by the records of votes of the members of your Committees on Technology and the Arts and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 2242, H.D. 1, and recommend that it pass Second Reading and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committees on Technology and
the Arts and Commerce and
Consumer Protection,



ROSALYN H. BAKER, Chair

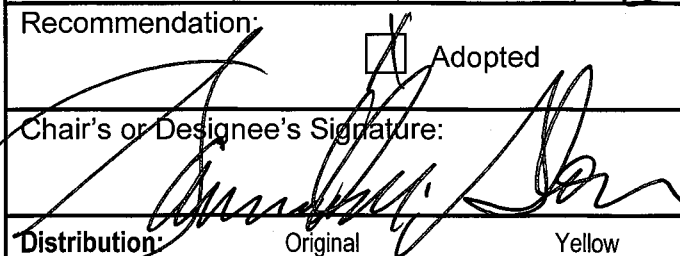


GLENN WAKAI, Chair



The Senate
Twenty-Seventh Legislature
State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* HB 2242 HD1	Committee Referral: TEC/CPN, JDL	Date: 3/18/14		
<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 checked="" 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
BAKER, Rosalyn H. (C)	X			X
TANIGUCHI, Brian T. (VC)	X			
NISHIHARA, Clarence K.				
WAKAI, Glenn				X
SLOM, Sam	X			
TOTAL	3	0	0	2
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