

STAND. COM. REP. NO.

584

Honolulu, Hawaii

February 15, 2013

RE: H.B. No. 87

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Seventh State Legislature
Regular Session of 2013
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 87 entitled:

"A BILL FOR AN ACT RELATING TO PUBLIC HOUSING,"

begs leave to report as follows:

The purpose of this measure is to ensure public safety at public housing projects. Specifically, this measure:

- (1) Expands the offense of criminal trespass in the first degree to include a person who enters or remains unlawfully in or upon the premises of a public housing project after a reasonable warning or request to leave by housing authorities or a police officer;
- (2) Excludes from the offense of criminal trespass in the first degree a guest invited by a resident of the public housing project, unless the guest is violating a law or a rule; and
- (3) Adds definitions of "housing authorities" and "invited guest".

The Hawaii Public Housing Authority supported this measure. The Office of the Public Defender and American Civil Liberties Union of Hawaii opposed this measure. The Department of the Attorney General offered comments on the measure.

HB87 HSCR JUD HMS 2013-1989



As affirmed by the record of votes of the members of your Committee on Judiciary that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 87 and recommends that it pass Third Reading.

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



KARL RHOADS, Chair



State of Hawaii
House of Representatives
The Twenty-seventh Legislature

Record of Votes of the Committee on Judiciary

| Bill/Resolution No.: HB 87 | Committee Referral: HSG, JUD | Date: 02/07/13 | | |
|--|--|--------------------------|------|---------|
| <input type="checkbox"/> The committee is reconsidering its previous decision on the measure. | | | | |
| The recommendation is to: <input checked="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) | | | | |
| JUD Members | Ayes | Ayes (WR) | Nays | Excused |
| 1. RHOADS, Karl (C) | ✓ | | | |
| 2. HAR, Sharon E. (VC) | | | | ✓ |
| 3. BELATTI, Della Au | | | | ✓ |
| 4. BROWER, Tom | ✓ | | | |
| 5. CABANILLA, Rida T.R. | | | | ✓ |
| 6. CARROLL, Mele | | | | ✓ |
| 7. ITO, Ken | | | | ✓ |
| 8. KAWAKAMI, Derek S.K. | ✓ | | | |
| 9. LEE, Chris | ✓ | | | |
| 10. TSUJI, Clift | ✓ | | | |
| 11. WOOLEY, Jessica | | | | ✓ |
| 12. MCDERMOTT, Bob | ✓ | | | |
| 13. THIELEN, Cynthia | ✓ | | | |
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| TOTAL (13) | 7 | | | 6 |
| The recommendation is: <input checked="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: _____ | | | | |
| Distribution: Original (White) – Committee Duplicate (Yellow) – Chief Clerk's Office Duplicate (Pink) – HMSO | | | | |