

Honolulu, Hawaii

February 19, 2016

RE: H.B. No. 1516

Honorable Joseph M. Souki
Speaker, House of Representatives
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Judiciary, to which was referred H.B. No. 1516 entitled:

"A BILL FOR AN ACT RELATING TO ASSESSMENT OF THE INTERNET
CRIMES AGAINST CHILDREN FEE AGAINST CRIMINAL DEFENDANTS,"

begs leave to report as follows:

The purpose of this measure is to clarify that the internet crimes against children fee shall be assessed against every defendant who is convicted of a misdemeanor or felony regardless of the nature of the offense, except when the court determines the defendant is unable to pay the fee.

The Department of the Attorney General testified in support of this measure.

Your Committee finds that "Alicia's Law," originally enacted as Chapter 846F, Hawaii Revised Statutes, by Act 115, Session Laws of Hawaii 2014, was intended to assess a crimes against children fee on every person convicted of a misdemeanor or a felony, unless that person was unable to pay the fee. To better clarify the intended scope of the assessed fee, this measure moves the content of Alicia's law to chapter 706, Hawaii Revised Statutes, which covers the disposition of all convicted defendants. Your Committee hopes that this statutory change, as well as the maintenance of the internet crimes against children special fund, will better enhance the effectiveness of Alicia's Law.



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. 1516 and recommends that it be referred to your Committee on Finance.

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



KARL RHOADS, Chair



