

STAND. COM. REP. NO. **3022**

Honolulu, Hawaii

MAR 23 2016

RE: H.B. No. 1651
H.D. 2
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2016
State of Hawaii

Sir:

Your Committee on Judiciary and Labor, to which was referred
H.B. No. 1651, H.D. 2, entitled:

"A BILL FOR AN ACT RELATING TO CLASS C FELONIES,"

begs leave to report as follows:

The purpose and intent of this measure is to remove the cap
on the fine for providing false information in a signed affidavit
in an application for voter registration during the late
registration period or at an absentee polling place to make the
maximum fine consistent with the maximum fine for a class C
felony.

Your Committee received testimony in support of this measure
from the Office of Elections, Common Cause Hawaii, and one
individual.

Your Committee finds that providing false information on a
voter registration application during the late registration period
or at an absentee polling place is a class C felony with a maximum
penalty of \$1,000. Existing law provides that a person convicted
of a class C felony may be sentenced to pay a maximum fine of
\$10,000. This measure removes the cap on the monetary penalty for
providing false information to be consistent with the maximum
monetary penalty for a class C felony.

Your Committee has amended this measure by:



- (1) Inserting an effective date of January 1, 2018, for section 1 pursuant to section 6 of Act 166, Session Laws of Hawaii 2014; and
- (2) Inserting an effective date of January 7, 2059, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary and Labor that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1651, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1651, H.D. 2, S.D. 1, and be placed on the calendar for Third Reading.

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


GILBERT S.C. KEITH-AGARAN, Chair



The Senate
 Twenty-Eighth Legislature
 State of Hawai'i

Record of Votes
Committee on Judiciary and Labor
JDL

Bill / Resolution No.:* HB1651 HD2	Committee Referral: JDL	Date: 3/17/16		
<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 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
KEITH-AGARAN, Gilbert S.C. (C)	/			
SHIMABUKURO, Maile S.L. (VC)	/			
GABBARD, Mike	/			
KAHELE, Kaiali'i				/
KIM, Donna Mercado	/			
THIELEN, Laura H.	/			
SLOM, Sam	/			
TOTAL	6			1
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