

STAND. COM. REP. NO. 963

Honolulu, Hawaii

MAR 24 2015

RE: H.B. No. 947
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Judiciary and Labor, to which was referred
H.B. No. 947 entitled:

"A BILL FOR AN ACT RELATING TO RECORDS OF FORENSIC
EXAMINATIONS,"

begs leave to report as follows:

The purpose and intent of this measure is to create
consistency within the Hawaii Revised Statutes to ensure that the
Hawaii State Hospital receives copies of court ordered examination
reports upon commitment to the hospital or conditional release.

Your Committee received testimony in support of this measure
from the Department of Health.

Your Committee finds that court ordered examination reports
provide treatment teams at the Hawaii State Hospital with specific
information for treatment focus, planning, and assessment, and
management of risk. Under the existing unfit to proceed law, the
Department of Health is required to receive the order of
commitment accompanied by copies of the court ordered examination
papers regarding the physical and mental condition of the
defendant. However, under the existing acquit and commitment law,
the Department is required to receive only the court order, but
not copies of the court ordered examination papers. This measure
creates consistency between the laws pertaining to unfit to
proceed and acquit and commitment so that the Hawaii State
Hospital receives the court ordered examination reports.



Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

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. 947, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 947, S.D. 1, and be placed on the calendar for Third Reading.

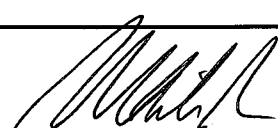
Respectfully submitted on
behalf of the members of the
Committee on Judiciary and
Labor,


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.:*	Committee Referral:	Date:		
HB 947	JDL	3/16/15		
<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)	✓			
ESPERO, Will	✓			
GABBARD, Mike	✓			
IHARA, Jr., Les				✓
THIELEN, Laura H.				✓
SLOM, Sam	✓			
TOTAL	5			2
Recommendation:				
<input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
				
Distribution:				
Original File with Committee Report	Yellow Clerk's Office	Pink Drafting Agency	Goldenrod Committee File Copy	

*Only one measure per Record of Votes